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STATUTORY INSTRUMENTS

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**2007 No. 991**

**The Energy Performance of Buildings (Certificates and Inspections) (England and Wales) Regulations 2007**

**PART 8**

Miscellaneous

**Application to the Crown**

**49.**—(1) Subject to paragraph (2), these Regulations, other than regulations 8 and 50(2)(a), bind the Crown.

(2) No act or omission by or on behalf of the Crown shall constitute an offence or make the Crown liable to a penalty charge notice under these Regulations, but the High Court may, on the application of an enforcement authority, declare unlawful any act or omission of the Crown which constitutes a contravention of these Regulations.

**Duty to cooperate**

**50.**—(1) This regulation applies where these Regulations impose a duty on a person to—

- (a) make available, give or display an energy performance certificate or a display energy certificate in relation to a building; or
- (b) ensure an air-conditioning system is inspected.

(2) It shall be the duty of every person with an interest in, or in occupation of, the building to—

- (a) allow such access to any energy assessor appointed by the person referred to in paragraph (1) (“the responsible person”) as is reasonably necessary to inspect the building for the purposes of—
  - (i) preparing an energy performance certificate and recommendation report;
  - (ii) preparing a display energy certificate or advisory report; or
  - (iii) inspecting an air-conditioning system; and
- (b) cooperate with the responsible person so far as is reasonably necessary to enable him to comply with the duty referred to in paragraph (1).