
SCOTTISH STATUTORY INSTRUMENTS

2008 No. 309

**The Energy Performance of Buildings
(Scotland) Regulations 2008**

Interpretation

2.—(1) In these Regulations—

“approved organisation” has the meaning given in regulation 8(1);

“asset rating” means a numerical indicator of the estimated amount of—

(a) energy consumed; and

(b) carbon dioxide emitted,

to meet the different needs associated with a standardised use of the building, such estimate being made in accordance with a method of calculation approved under regulation 7(a);

“associated data” means the data used to calculate the asset rating in an energy performance certificate;

“dwelling” has the same meaning as regulation 2 of the Building (Scotland) Regulations 2004(1);

“energy performance certificate” means a certificate which complies with regulation 6;

“enforcement authority” has the meaning given in regulation 15(1);

“local authority” means a council constituted under section 2 of the Local Government etc (Scotland) Act 1994(2);

“keeper” means the Scottish Ministers or a person appointed by the Scottish Ministers to keep a register on their behalf in accordance with regulation 10;

“owner”, other than in regulation 9, means—

(a) in relation to a building which is to be sold, the seller; and

(b) in relation to a building which is to be let, the prospective landlord;

“prospective buyer” and “prospective tenant” have the meaning given in regulation 3;

“reference value” means such current legal standard or benchmark which makes it possible to compare and assess the energy performance of the building; and

“verifier” means a person appointed under section 7(1)(a) of the Building (Scotland) Act 2003(3).

(2) Unless otherwise defined in these Regulations, terms used in these Regulations have the same meaning as in Directive 2002/91/EC of the European Parliament and of the Council on the energy performance of buildings(4).

(1) S.S.I. 2004/406 as amended by S.S.I. 2006/534 and S.S.I. 2007/166.

(2) 1994 c. 39.

(3) 2003 asp 8.

(4) O.J. No. L 1, 4.1.2003, p.65.

Status: *This is the original version (as it was originally made).*
