

EXECUTIVE NOTE

The Buildings (Scotland) Amendment Regulations 2008 SSI/2008/310

The above instrument was made in exercise of the powers conferred by sections 1 and 8(8) of the Building (Scotland) Act 2003 (“the 2003 Act”). The instrument is subject to negative resolution procedure.

Background

The European Directive 2002/91/EC on the energy performance of buildings has been implemented primarily through the Building (Scotland) Act 2003. Articles 3, 4, 5, 6 and 9 and part of Article 7 have been introduced through amendments to the Building (Scotland) Regulations 2004. These Articles involve the adoption of a calculation methodology for energy performance, applying energy standards to new buildings and work on existing buildings, energy performance certificates for buildings and inspection of air-conditioning systems. A building standards system for enforcement is also required.

Policy Objectives

The Building (Scotland) Amendment Regulations 2008 have been introduced to correlate with the Energy Performance of Buildings (Scotland) Regulations 2008. The amendments align definitions and exempt the need for a building warrant for an energy performance certificate for existing buildings.

Consultation

A short consultation has been undertaken with Building Standards Advisory Committee (BSAC) members.

Financial Effects

There are no consequential financial effects from this amending SSI.

Directorate of the Built Environment
Scottish Government