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SCOTTISH STATUTORY INSTRUMENTS

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**2016 No. 146**

The Assessment of Energy Performance of Non-domestic Buildings (Scotland) Regulations 2016

PART 6

Enforcement

**Power to require production of action plan**

**21.**—(1) An enforcement authority may require a person who appears to it to be or to have been subject to the duty under regulation 5(1)(a) or (2) in relation to a building or building unit to produce for inspection a copy of the action plan for that building or building unit.

(2) The power conferred by paragraph (1) includes power—

(a) to require the production in a legible documentary form of a copy of any action plan which is held in electronic form; and

(b) to take copies of any action plan produced for inspection.

(3) A requirement under this regulation may not be made more than 6 months after the last day on which the person concerned appeared to the enforcement authority to be subject to the duty under regulation 5(1)(a) or (2), as the case may be, in relation to the building or building unit.

(4) A person who is subject to a requirement under this regulation must, unless that person has a reasonable excuse for not doing so, comply with that requirement within the period of 7 days beginning with the day after that on which it is made.