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SCOTTISH STATUTORY INSTRUMENTS

2017 No. 214

BUILDING AND BUILDINGS

The Building (Miscellaneous Amendments) (Scotland) Amendment Regulations 2017

<i>Made</i>	- - - -	<i>20th June 2017</i>
<i>Laid before the Scottish Parliament</i>	- - - -	<i>20th June 2017</i>
<i>Coming into force</i>	- -	<i>30th June 2017</i>

The Scottish Ministers make the following Regulations in exercise of the powers conferred by sections 1, 8(8), 33 and 54(2) of the Building (Scotland) Act 2003⁽¹⁾ and all other powers enabling them to do so.

In accordance with section 1(2) of that Act⁽²⁾ they have consulted such persons as appeared to them to be representative of the interests concerned.

Citation and commencement

1. These Regulations may be cited as the Building (Miscellaneous Amendments) (Scotland) Amendment Regulations 2017 and come into force on 30th June 2017.

Amendment of the Building (Miscellaneous Amendments) (Scotland) Regulations 2017

2.—(1) The Building (Miscellaneous Amendments) (Scotland) Regulations 2017⁽³⁾ are amended in accordance with this regulation.

(2) In regulation 2(3) (amendment of the Building (Procedure) (Scotland) Regulations 2004), in the definition of “legible in all material respects” contained in new regulation 2A(7) (as inserted by that provision), for “or given” substitute “sent”.

(3) In regulation 3(3) (amendment of the Building (Scotland) Regulations 2004), in new paragraph 23A (as inserted by that provision), after “boundary” insert “or”.

(1) 2003 asp 8.

(2) Section 1(2) was amended by section 6(2) of the Public Services Reform (Scotland) Act 2010 (asp 8).

(3) S.S.I. 2017/188.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

St Andrew's House,
Edinburgh
20th June 2017

KEVIN STEWART
Authorised to sign by the Scottish Ministers

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Building (Miscellaneous Amendments) (Scotland) Regulations 2017 (“the 2017 Regulations”).

Regulation 2(3) of the 2017 Regulations amends the Building (Procedure) (Scotland) Regulations 2004 to insert regulation 2A, which deals with electronic communications. Regulation 2(2) of these Regulations amends regulation 2(3) of the 2017 Regulations to make a minor amendment to a definition in new regulation 2A.

Regulation 3(3) of the 2017 Regulations amends the Building (Scotland) Regulations 2004 to insert paragraph 23A, which provides that a detached single-storey building used in connection with recreation will not require a building warrant, subject to exceptions. Regulation 2(3) amends paragraph 23A to create an exception for buildings within 6 metres of a boundary or of another building.