

POLICY NOTE

THE BUILDING (SCOTLAND) AMENDMENT (NO. 2) REGULATIONS 2022 (AMENDMENT) REGULATIONS 2023

SSI 2023/65

The above instrument was made in exercise of the powers conferred by sections 1 and 54(2) and schedule 1 of the Building (Scotland) Act 2003. The instrument is subject to negative parliamentary procedure.

Purpose of the instrument.

These Regulations amend The Building (Scotland) Amendment (No. 2) Regulations 2022 (the “2022 Regulations”) which introduce a new mandatory standard for buildings and building work. The purpose of this instrument is to amend the date on which the 2022 Regulations comes into force from 3 April 2023 to 5 June 2023.

Policy Objectives

Section 1 of the Building (Scotland) Act 2003 (the Act) allows Ministers to make regulations (building regulations) with respect to the design, construction, demolition and conversion of buildings and the provision of services, fittings and equipment in or in connection with buildings for purposes including securing the health, safety, welfare and convenience of persons in or about buildings, furthering the conservation of fuel and power, and furthering the achievement of sustainable development.

Using these powers, the 2022 regulations were made to ensure that new domestic and non-domestic buildings, including homes, have a minimum level of electric vehicle charging infrastructure which will provide people with a more comprehensive charging environment for current and future electric vehicle owners.

This instrument amends the date on which provisions within the 2022 Regulations come into force from 3 April 2023 to 5 June 2023. This change is made to provide a reasonable period, after publication of supporting guidance, for the implementation of changes in response to the building standard introduced.

These Regulations also make corresponding changes to the transitional provision in regulation 5 of the 2022 Regulations to amend the ‘completed before’ date and the ‘contract’ date to 5 June 2023 and the ‘work is completed’ date to 1 September 2023.

Consultation

Notification of the intent to amend the date on which the provisions of the 2022 Regulations come into force was published prior to the laying of this instrument.

Impact Assessments

No impact assessments are required for this amending instrument.

Financial Effects

This instrument has no financial effects.

Scottish Government
Transport Scotland, Low Carbon Economy Directorate
February 2023