

SCHEDULES

SCHEDULE 1

Section 2

AMENDMENTS OF THE HEALTH AND SAFETY AT WORK ETC ACT 1974

- 1 The Health and Safety at Work etc Act 1974 is amended as follows.
- 2 (1) Section 11 (functions of the Executive) is amended as follows.
- (2) In subsection (5)—
- (a) in paragraph (a) after “functions” insert “other than its building functions”;
 - (b) in paragraph (b) after “activities” insert “other than its building functions”.
- (3) In subsection (6)(b) at the end insert “or to its building functions.”
- 3 After section 11 insert—

“11A Powers of the Executive: buildings in England

- (1) The Executive may do such things and make such arrangements as it considers appropriate in connection with any of its building functions.
- (2) In particular, it may—
- (a) assist and encourage persons concerned with matters relevant to those functions;
 - (b) make arrangements for—
 - (i) the carrying out of research and the publication of the results of research;
 - (ii) the provision of training and information;
 - (c) encourage research and the provision of training and information by others;
 - (d) make arrangements for the provision of a service providing information or advice on such matters, and to such persons, as it considers appropriate;
 - (e) institute criminal proceedings.
- (3) And it may—
- (a) appoint persons or committees of persons to provide it with advice, or to do such other things as it considers appropriate, in connection with any of its building functions, and
 - (b) remunerate those persons.

Nothing in [paragraph \(b\)](#) limits section 13(8).

- (4) Any amounts paid under [subsection \(3\)\(b\)](#) are to be such as may be determined by the Secretary of State.”

- 4 In section 12(3) (control of the Executive) after “provisions” insert “, or the enforcement of the building enactments,”.

- 5 (1) Section 13 (powers of the Executive) is amended as follows.
- (2) In subsection (3) after “functions” insert “on its behalf”.
- (3) In subsection (4) after “department or authority” insert “on behalf of the Minister, department or authority”.
- (4) In subsection (6) after “Part” insert “or in connection with its building functions”.
- (5) In subsection (7) after “functions” insert “except its building functions”.
- 6 In section 27 (information powers) after subsection (4) insert—
- “(5) In this section any reference to the Executive’s functions does not include its building functions.”
- 7 In section 53 (general interpretation) at the appropriate place insert—
- ““the building enactments” means the provisions of, and of instruments made under—
- (a) the Building Act 1984, and
- (b) Parts 2 and 4 of the Building Safety Act 2022;”;
- ““building function” has the meaning given by section 3 of the Building Safety Act 2022;”.
- 8 (1) Schedule 2 (constitution of the Executive) is amended as follows.
- (2) In paragraph 2(3)(d)(iii) at the end insert “, building safety, building standards or fire safety.”
- (3) In paragraph 9(3)(b) after “provisions” insert “, or the building enactments,”.
- (4) In paragraph 12(2)—
- (a) after “Executive” insert “or signed on its behalf”;
- (b) after “so executed” insert “or signed”.