
STATUTORY INSTRUMENTS

2023 No. 993

**The Building Safety Act 2022 (Commencement
No. 5 and Transitional Provisions) Regulations 2023**

Provisions coming into force on 1st October 2023

2. The following provisions of the 2022 Act come into force on 1st October 2023—
- (a) section 4 (duty to facilitate building safety), for all remaining purposes;
 - (b) section 10 (committee on industry competence);
 - (c) section 19 (annual report about information provided under mandatory reporting requirements);
 - (d) section 21 (report on certain safety-related matters);
 - (e) section 26 (right of appeal: requirement for review before appeal);
 - (f) section 32 (building control authorities), for all remaining purposes;
 - (g) section 36 (lapse of building control approval etc), for all remaining purposes;
 - (h) section 38 (compliance and stop notices), for all remaining purposes;
 - (i) section 39 (breach of building regulations), for all remaining purposes;
 - (j) section 40 (liability of officers of body corporate etc);
 - (k) section 42 (regulation of building control profession), so far as it relates to inserting Part 2A into the 1984 Act excluding sections 58H to 58L, 58T to 58W and 58Z1 to 58Z8 of that Act;
 - (l) section 46 (higher-risk building work: registered building control approvers), for all remaining purposes;
 - (m) section 54 (functions under Part 3 of Building Act 1984);
 - (n) section 55 so far as it relates to the following paragraphs of Schedule 5 to the 2022 Act (minor and consequential amendments)—
 - (i) paragraph 4, for all remaining purposes;
 - (ii) paragraph 5, for all remaining purposes;
 - (iii) paragraphs 7 and 8;
 - (iv) paragraph 11, for all remaining purposes;
 - (v) paragraph 12, for all remaining purposes;
 - (vi) paragraph 13, for all remaining purposes;
 - (vii) paragraph 14, for all remaining purposes;
 - (viii) paragraph 15, for all remaining purposes;
 - (ix) paragraphs 18 to 21;
 - (x) paragraph 22, for all remaining purposes;
 - (xi) paragraphs 23 to 37;

- (xii) paragraph 39;
- (xiii) paragraph 40, for all remaining purposes;
- (xiv) paragraph 41;
- (xv) paragraph 42, for all remaining purposes;
- (xvi) paragraph 43;
- (xvii) paragraph 44(1), so far as it relates to paragraph 44(2);
- (xviii) paragraph 44(2);
- (xix) paragraph 45;
- (xx) paragraph 46, for all remaining purposes;
- (xxi) paragraphs 47 to 49;
- (xxii) paragraph 54;
- (xxiii) paragraph 55, for all remaining purposes;
- (xxiv) paragraph 57, for all remaining purposes;
- (xxv) paragraphs 58 to 66;
- (xxvi) paragraphs 68 to 70;
- (xxvii) paragraphs 72 and 73;
- (xxviii) paragraph 74, for all remaining purposes;
- (xxix) paragraph 76, for all remaining purposes;
- (xxx) paragraph 79;
- (xxxi) paragraph 80, for all remaining purposes;
- (xxxii) paragraph 81, for all remaining purposes;
- (xxxiii) paragraph 83, for all remaining purposes;
- (xxxiv) paragraph 84, for all remaining purposes;
- (xxxv) paragraph 86;
- (xxxvi) paragraph 90;
- (o) section 56 (appeals) so far as it relates to the following paragraphs of Schedule 6 to the 2022 Act (appeals and other determinations)—
 - (i) paragraphs 1 to 29;
 - (ii) paragraph 30, for all remaining purposes;
- (p) section 76 (requirement for completion certificate before occupation);
- (q) section 77 (occupation: registration requirement);
- (r) section 78 (registration of higher-risk buildings), for all remaining purposes;
- (s) section 99 (compliances notices);
- (t) section 100 (compliance notices: supplementary);
- (u) section 103 (appeals against compliance notice etc);
- (v) section 104 (appeals against decisions of the regulator made under this Part);
- (w) section 105 (appeals against decisions of the regulator made under regulations);
- (x) section 106 (appeals: supplementary);
- (y) section 161 (liability of officers of body corporate etc).