
WELSH STATUTORY INSTRUMENTS

2018 No. 552 (W. 94)

BUILDING AND BUILDINGS, WALES

The Building (Amendment) (Wales) Regulations 2018

<i>Made</i>	- - - -	<i>30 April 2018</i>
<i>Laid before the National</i>		
<i>Assembly for Wales</i>	- -	<i>4 May 2018</i>
<i>Coming into force</i>	- -	<i>1 November 2018</i>

The Welsh Ministers, in exercise of the powers conferred on the Secretary of State by sections 1, 3, 34 and 35 of, and paragraphs 1, 2, 7, 8 and 10 of Schedule 1 to, the Building Act 1984⁽¹⁾, now exercisable by them⁽²⁾, having consulted the Building Regulations Advisory Committee for Wales and such other bodies as appear to them to be representative of the interests concerned in accordance with section 14(7) of the Building Act 1984⁽³⁾, make the following Regulations:

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- (1) 1984 c. 55. Section 1 was amended by section 1 of the Sustainable and Secure Buildings Act 2004 (c. 22) (“the 2004 Act”). Paragraph 7 of Schedule 1 was amended by section 3 of the 2004 Act and by section 11 of the Climate Change and Sustainable Energy Act 2006 (c. 19); and paragraph 8 of Schedule 1 was amended by section 3 of the 2004 Act and section 40 of the Flood and Water Management Act 2010 (c. 29).
- (2) The functions conferred on the Secretary of State by sections 1, 3 and 34 and paragraphs 1, 2, 7, 8 and 10 of Schedule 1 to the Building Act 1984 (“the 1984 Act”) were, insofar as exercisable in relation to Wales, transferred to the Welsh Ministers by the Welsh Ministers (Transfer of Functions) (No. 2) Order 2009 (S.I. 2009/3019) (“the 2009 Order”) subject to articles 3 and 4 of that Order. Article 3(a) of the 2009 Order provided that functions were not transferred so far as they were exercisable in relation to an excepted energy building as defined by the Schedule to that Order. Section 54 of the Wales Act 2017 (c. 4) removed this exclusion by making the necessary provision for the transfer of functions under the 1984 Act for that category of buildings.
- (3) Section 14(7) was added by the 2009 Order.