OFFERYNNAU STATUDOL CYMRU

WELSH STATUTORY INSTRUMENTS

2024 Rhif 244 (Cy. 49)

2024 No. 244 (W. 49)

ADEILADU AC ADEILADAU, CYMRU

BUILDING AND BUILDINGS, WALES

Rheoliadau Adeiladu (Arolygwyr Cymeradwy etc.) (Diwygio) (Cymru) 2024

The Building (Approved Inspectors etc.) (Amendment) (Wales) Regulations 2024

NODYN ESBONIADOL

(Nid yw'r nodyn hwn yn rhan o'r Rheoliadau)

Mae Rhan 2 o'r Rheoliadau hyn yn diwygio Rheoliadau Adeiladu (Arolygwyr Cymeradwy etc.) 2010 (O.S. 2010/2215) ("Rheoliadau 2010") i weithredu Rhan 3 o Ddeddf Diogelwch Adeiladau 2022 ("Deddf 2022"). Mae Rhan 3 o Ddeddf 2022 yn diwygio Deddf Adeiladu 1984 ("Deddf 1984") ac yn diffinio'r cwmpas a'r darpariaethau ar gyfer y gyfundrefn yn ystod cyfnod dylunio ac adeiladu adeiladau risg uwch. Mae hefyd yn darparu ar gyfer cofrestru arolygwyr adeiladu a chymeradwywyr rheolaeth adeiladu i reoleiddio'n well a gwella lefelau cymhwysedd yn y sector rheolaeth adeiladu.

Yn benodol, mae rheoliad 3 o'r Rheoliadau hyn yn ailenwi'r ffurflenni yn Atodlen 1 i Reoliadau 2010 ac yn gwneud diwygiadau canlyniadol.

Mae rheoliad 5 o'r Rheoliadau hyn yn mewnosod rheoliad newydd 16A yn Rheoliadau 2010: mae rheoliad newydd 16A yn darparu hysbysiad gwrthod.

Mae rheoliad 6 o'r Rheoliadau hyn yn darparu ar gyfer ffurflenni newydd i ganslo hysbysiad cychwynnol o dan adran 52, adran 52A ac adran 53D o Ddeddf 1984. Mae rheoliad 6 yn diwygio rheoliad 18 o Reoliadau 2010 ac mae rheoliad 10(g) yn diwygio Atodlen 1 i Reoliadau 2010 i gyflawni hyn.

EXPLANATORY NOTE

(This note is not part of the Regulations)

Part 2 of these Regulations amends the Building (Approved Inspectors etc.) Regulations 2010 (S.I. 2010/2215) ("the 2010 Regulations") to implement Part 3 of the Building Safety Act 2022 ("the 2022 Act"). Part 3 of the 2022 Act amends the Building Act 1984 ("the 1984 Act") and defines the scope and provisions for the regime during the design and construction phase for higher-risk buildings. It also provides for the registration of building inspectors and building control approvers to better regulate and improve competence levels in the building control sector.

In particular, regulation 3 of these Regulations renames the forms in Schedule 1 to the 2010 Regulations and makes consequential amendments.

Regulation 5 of these Regulations inserts new regulation 16A into the 2010 Regulations: new regulation 16A provides a rejection notice.

Regulation 6 of these Regulations provides for new forms to cancel an initial notice under section 52, section 52A and section 53D of the 1984 Act. Regulation 6 amends regulation 18 of the 2010 Regulations and regulation 10(g) amends Schedule 1 to the 2010 Regulations to achieve this.

Mae rheoliad 7 o'r Rheoliadau hyn yn mewnosod rheoliad newydd 18A yn Rheoliadau 2010. Mae'n darparu bod rhaid i gymeradwywr rheolaeth adeiladu cofrestredig roi hysbysiad pan fo o'r farn y dylid canslo'r hysbysiad cychwynnol o dan adran 52 o Ddeddf 1984 am dorri rheoliadau adeiladu, ynghyd ag amserlen i unioni'r achos o dorri rheoliadau adeiladu.

Regulation 7 of these Regulations inserts new regulation 18A into the 2010 Regulations. It provides that a notice must be given by a registered building control approver where they are of the opinion that the initial notice should be cancelled under section 52 of the 1984 Act for contravention of building regulations, and a timescale to remedy this contravention.

Mae rheoliad 8 o'r Rheoliadau hyn yn mewnosod rheoliad newydd 19A yn Rheoliadau 2010. Mae'n darparu cyfnodau pan fo rhaid darparu gwybodaeth am waith y mae hysbysiad cychwynnol yn ymwneud ag ef at ddibenion adran 53(4B) ac adran 53(4C) o Ddeddf 1984.

Regulation 8 of these Regulations inserts new regulation 19A into the 2010 Regulations. It provides periods within which information on work to which an initial notice relates must be provided for the purposes of section 53(4B) and section 53(4C) of the 1984 Act.

Mae rheoliad 9 o'r Rheoliadau hyn yn mewnosod Rhan newydd 3A yn Rheoliadau 2010, sy'n cynnwys rheoliadau newydd 19B i 19F. Mae'r rheoliadau newydd hyn yn gwneud darpariaeth ar gyfer sefyllfa pan fo hysbysiad cychwynnol yn peidio â bod mewn grym a phan fo cymeradwywr rheolaeth adeiladu cofrestredig newydd yn cael ei benodi. Yn benodol, mae rheoliad newydd 19C o Reoliadau 2010 yn gwneud darpariaeth ar gyfer yr hyn sydd i'w gynnwys mewn tystysgrif trosglwyddo. Mae rheoliad newydd 19E o Reoliadau 2010 ac Atodlen 2 i'r Rheoliadau hyn (a fewnosodir yn Rheoliadau 2010 fel Atodlen 3A newydd) yn nodi'r seiliau dros wrthod tystysgrif trosglwyddo ac adroddiad trosglwyddo. Mae rheoliad newydd 19D o Reoliadau 2010 yn rhagnodi'r cyfnod i awdurdod lleol ystyried y dystysgrif a'r adroddiad trosglwyddo. Mae rheoliad newydd 19F o Reoliadau 2010 yn nodi achosion pan ganiateir rhoi hysbysiad cychwynnol pellach ar ôl canslo hysbysiad cychwynnol o dan adran 53D o Ddeddf 1984.

Regulation 9 of these Regulations inserts a new Part 3A into the 2010 Regulations, which contains new regulations 19B to 19F. These new regulations make provision for where an initial notice ceases to be in force and a new registered building control approver is appointed. In particular, new regulation 19C of the 2010 Regulations makes provision for the content of a transfer certificate. New regulation 19E of the 2010 Regulations and Schedule 2 to these Regulations (which is inserted into the 2010 Regulations as new Schedule 3A) set out the grounds for rejecting a transfer certificate and transfer report. New regulation 19D of the 2010 Regulations prescribes the period for a local authority to consider the transfer certificate and report. New regulation 19F of the 2010 Regulations sets out cases where a further initial notice may be given after cancellation of an initial notice under section 53D of the 1984 Act.

Mae Rhan 3 o'r Rheoliadau hyn yn gwneud darpariaethau trosiannol.

Part 3 of these Regulations makes transitional provisions.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Asesiadau Effaith Rheoleiddiol mewn perthynas â'r Rheoliadau hyn. O ganlyniad, ystyriwyd nad oedd yn angenrheidiol cynnal asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r offeryn hwn.

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result, it was not considered necessary to carry out a regulatory impact assessment as to the likely costs and benefits of complying with this instrument.

2024 Rhif 244 (Cy. 49)

ADEILADU AC ADEILADAU, CYMRU

Rheoliadau Adeiladu (Arolygwyr Cymeradwy etc.) (Diwygio) (Cymru) 2024

Gwnaed		*28 Chwefror 2024*
Gosodwyd gerbron Senedd Cymru		*1 Mawrth 2024*
Yn dod i rym		*6 Ebrill 2024*

Mae Gweinidogion Cymru yn gwneud y Rheoliadau a ganlyn drwy arfer y pwerau a roddir iddynt gan adrannau 1(1)(**1**), 47(1)(**2**), (3), (5)(**3**), 50(1D)(**4**), 51(1)(**5**), 51A(2)(**6**), 52(1)(**7**), (3)(**8**), (5)(**9**), (5A)(**10**),

(**1**) Diwygiwyd adran 1(1) gan adran 1(1) a (2) o Ddeddf Adeiladau Cynaliadwy a Diogel 2004 (p. 22) ac adran 55(a) o Ddeddf Diogelwch Adeiladau 2022 (p. 30) a pharagraffau 1, 2(1) a (2) o Atodlen 5 iddi. Gweler y diffiniadau o "appropriate national authority" a "prescribed" yn adran 126 o Ddeddf Adeiladu 1984 (p. 55).

(**2**) Diwygiwyd adran 47(1) gan erthygl 3(2)(a) o O.S. 1996/1905. Fe'i diwygiwyd wedyn gan adran 8(2) o Ddeddf Adeiladau Cynaliadwy a Diogel 2004 (p. 22) ac adrannau 43, 46(1) ac 48(1) a (2)(a) o Ddeddf Diogelwch Adeiladau 2022 (p. 30) a pharagraffau 1 a 4(1) a (2) o Atodlen 4 iddi.

(**3**) Diwygiwyd adran 47(5) gan adran 43 o Ddeddf Diogelwch Adeiladau 2022 (p. 30) a pharagraffau 1, 4(1) a (3)(a) a (b) o Atodlen 4 iddi.

(**4**) Rhoddwyd adran 50(1) i (1D) yn lle adran 50(1) gan adran 49(1) a (2)(a) o Deddf Diogelwch Adeiladau 2022 (p. 30).

(**5**) Amnewidiwyd adran 51(1) gan erthygl 4 o O.S. 1996/1905. Fe'i diwygiwyd wedyn gan adran 43 o Ddeddf Diogelwch Adeiladau 2022 (p. 30) a pharagraffau 1 a 7(a), (b), (c) a (d) o Atodlen 4 iddi.

(**6**) Diwygiwyd adran 51A(2) gan adrannau 43 ac 48(1) a (3) o Ddeddf Diogelwch Adeiladau 2022 (p. 30) a pharagraffau 1 ac 8 o Atodlen 4 iddi.

(**7**) Diwygiwyd adran 52(1) gan adrannau 43 a 50(1) a (2) o Ddeddf Diogelwch Adeiladau 2022 (p. 30) a pharagraffau 1 a 10(1) a (2) o Atodlen 4 iddi.

(**8**) Diwygiwyd adran 52(3) gan erthygl 3(6) o O.S. 1996/1905 ac fe'i hamnewidiwyd gan adran 50(1) a (3) o Ddeddf Diogelwch Adeiladau 2022 (p. 30).

(**9**) Mae adran 52(5) wedi ei diddymu mewn cysylltiad â Lloegr yn unig.

(**10**) Mewnosodwyd adran 52(5A) gan adran 50(1) a (5) o Ddeddf Diogelwch Adeiladau 2022 (p. 30).

2024 No. 244 (W. 49)

BUILDING AND BUILDINGS, WALES

The Building (Approved Inspectors etc.) (Amendment) (Wales) Regulations 2024

Made	*28 February 2024*
Laid before Senedd Cymru	*1 March 2024*
Coming into force	*6 April 2024*

The Welsh Ministers make the following Regulations in exercise of the powers conferred on them by sections 1(1)(**1**), 47(1)(**2**), (3), (5)(**3**), 50(1D)(**4**), 51(1)(**5**), 51A(2)(**6**), 52(1)(**7**), (3)(**8**), (5)(**9**), (5A)(**10**),

(**1**) Section 1(1) was amended by section 1(1) and (2) of the Sustainable and Secure Buildings Act 2004 (c. 22) and by section 55(a) of, and paragraphs 1, 2(1) and (2) of Schedule 5 to, the Building Safety Act 2022 (c. 30). See the definitions of "appropriate national authority" and "prescribed" in section 126 of the Building Act 1984 (c. 55).

(**2**) Section 47(1) was amended by article 3(2)(a) of S.I. 1996/1905. It was subsequently amended by section 8(2) of the Sustainable and Secure Buildings Act 2004 (c. 22) and sections 43, 46(1) and 48(1) and (2)(a) of, and paragraphs 1 and 4(1) and (2) of Schedule 4 to, the Building Safety Act 2022 (c. 30).

(**3**) Section 47(5) was amended by section 43 of, and paragraphs 1, 4(1) and (3)(a) and (b) of Schedule 4 to, the Building Safety Act 2022 (c. 30).

(**4**) Section 50(1) to (1D) was substituted for section 50(1) by section 49(1) and (2)(a) of the Building Safety Act 2022 (c. 30).

(**5**) Section 51(1) was substituted by article 4 of S.I. 1996/1905. It was subsequently amended by section 43 of, and paragraphs 1 and 7(a), (b), (c) and (d) of Schedule 4 to, the Building Safety Act 2022 (c. 30).

(**6**) Section 51A(2) was amended by sections 43 and 48(1) and (3) of, and paragraphs 1 and 8 of Schedule 4 to, the Building Safety Act 2022 (c. 30).

(**7**) Section 52(1) was amended by sections 43 and 50(1) and (2) of, and paragraphs 1 and 10(1) and (2) of Schedule 4 to, the Building Safety Act 2022 (c. 30).

(**8**) Section 52(3) was amended by article 3(6) of S.I. 1996/1905 and substituted by section 50(1) and (3) of the Building Safety Act 2022 (c. 30).

(**9**) Section 52(5) has been repealed in respect of England only.

(**10**) Section 52(5A) was inserted by section 50(1) and (5) of the Building Safety Act 2022 (c. 30).

(7)(**1**), 52A(1)(**2**), (2), (4), 53(4B)(**3**), (4C)(**4**), (7)(a)(iii), 53B(5)(b)(**5**), 53C(3)(a)(**6**), (6)(a), 53D(2)(**7**), (3), (5), 54(1)(c)(**8**), 92(2)(**9**) a pharagraffau 1A(1), (2)(a) i (c), 1D(1), 1F(1)(**10**), a 10(**11**) o Atodlen 1 a pharagraffau 2(1)(**12**) a (2) a 3(1) o Atodlen 4 i Ddeddf Adeiladu 1984(**13**).

RHAN 1

Rhagarweiniol

Enwi, dod i rym, dehongli a chymhwyso

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Adeiladu (Arolygwyr Cymeradwy etc.) (Diwygio) (Cymru) 2024 a deuant i rym ar 6 Ebrill 2024.

(2) Yn y Rheoliadau hyn—

ystyr "Dyddiad Perthnasol" ("*Relevant Date*") yw 6 Ebrill 2024;

ystyr "Rheoliadau Arolygwyr Cymeradwy" ("*Approved Inspectors Regulations*") yw Rheoliadau Adeiladu (Arolygwyr Cymeradwy etc.) 2010(**14**).

(3) Mae'r Rheoliadau hyn yn gymwys o ran Cymru.

(7)(**1**), 52A(1)(**2**), (2), (4), 53(4B)(**3**), (4C)(**4**), (7)(a)(iii), 53B(5)(b)(**5**), 53C(3)(a)(**6**), (6)(a), 53D(2)(**7**), (3), (5), 54(1)(c)(**8**), 92(2)(**9**) and paragraphs 1A(1), (2)(a) to (c), 1D(1), 1F(1)(**10**), and 10(**11**) of Schedule 1 and paragraphs 2(1)(**12**) and (2) and 3(1) of Schedule 4 to the Building Act 1984(**13**).

PART 1

Preliminary

Title, coming into force, interpretation and application

1.—(1) The title of these Regulations is the Building (Approved Inspectors etc.) (Amendment) (Wales) Regulations 2024 and they come into force on 6 April 2024.

(2) In these Regulations—

"Approved Inspectors Regulations" ("*Rheoliadau Arolygwyr Cymeradwy*") means the Building (Approved Inspectors etc.) Regulations 2010(**14**);

"Relevant Date" ("*Dyddiad Perthnasol*") means 6 April 2024.

(3) These Regulations apply in relation to Wales.

(**1**) Mewnosodwyd adran 52(7) gan adran 50(1) a (6) o Ddeddf Diogelwch Adeiladau 2022 (p. 30).
(**2**) Mewnosodwyd adran 52A gan adran 46(3) o Ddeddf Diogelwch Adeiladau 2022 (p. 30).
(**3**) Mewnosodwyd adran 53(4B) gan adran 52(1) o Ddeddf Diogelwch Adeiladau 2022 (p. 30).
(**4**) Mewnosodwyd adran 53(4C) gan adran 52(1) o Ddeddf Diogelwch Adeiladau 2022 (p. 30).
(**5**) Mewnosodwyd adran 53B gan adran 51(2) o Ddeddf Diogelwch Adeiladau 2022 (p. 30).
(**6**) Mewnosodwyd adran 53C gan adran 51(2) o Ddeddf Diogelwch Adeiladau 2022 (p. 30).
(**7**) Mewnosodwyd adran 53D gan adran 501(2) o Ddeddf Diogelwch Adeiladau 2022 (p. 30).
(**8**) Diwygiwyd adran 54(1) gan adran 55(a) o Ddeddf Diogelwch Adeiladau 2022 (p. 30) a pharagraffau 1 a 46(1) a (2) o Atodlen 5 iddi.
(**9**) Diwygiwyd adran 92(2) gan adran 55(a) o Ddeddf Diogelwch Adeiladau 2022 (p. 30) a pharagraffau 1 a 57(1) a (3)(a) o Atodlen 5 iddi.
(**10**) Mewnosodwyd paragraffau 1A i 1I o Atodlen 1 gan adran 33 o Ddeddf Diogelwch Adeiladau 2022 (p. 30).
(**11**) Amnewidiwyd paragraff 10 o Atodlen 1 gan adran 55(a) o Ddeddf Diogelwch Adeiladau 2022 (p. 30) a pharagraffau 1 a 83(1) ac (8) o Atodlen 5 iddi.
(**12**) Amnewidiwyd paragraff 2(1) o Atodlen 4 gan adran 49(1) a (3)(a) o Ddeddf Diogelwch Adeiladau 2022 (p. 30).
(**13**) 1984 p. 55.
(**14**) O.S. 2010/2215.

(**1**) Section 52(7) was inserted by section 50(1) and (6) of the Building Safety Act 2022 (c. 30).
(**2**) Section 52A was inserted by section 46(3) of the Building Safety Act 2022 (c. 30).
(**3**) Section 53(4B) was inserted by section 52(1) of the Building Safety Act 2022 (c 30).
(**4**) Section 53(4C) was inserted by section 52(1) of the Building Safety Act 2022 (c 30).
(**5**) section 53B was inserted by section 51(2) of the Building Safety Act 2022 (c. 30).
(**6**) Section 53C was inserted by section 51(2) of the Building Safety Act 2022 (c. 30).
(**7**) Section 53D was inserted by section 501(2) of the Building Safety Act 2022 (c. 30).
(**8**) Section 54(1) was amended by section 55(a) of, and paragraphs 1 and 46(1) and (2) of Schedule 5 to the Building Safety Act 2022 (c. 30).
(**9**) Section 92(2) was amended by section 55(a) of, and paragraphs 1 and 57(1) and (3)(a) of Schedule 5 to, the Building Safety Act 2022 (c. 30).
(**10**) Paragraphs 1A to 1I of Schedule 1 were inserted by section 33 of the Building Safety Act 2022 (c. 30).
(**11**) Paragraph 10 of Schedule 1 was substituted by section 55(a) of, and paragraphs 1 and 83(1) and (8) of Schedule 5 to, the Building Safety Act 2022 (c. 30).
(**12**) Paragraph 2(1) of Schedule 4 was substituted by section 49(1) and (3)(a) of the Building Safety Act 2022 (c. 30).
(**13**) 1984 c. 55.
(**14**) S.I. 2010/2215.

RHAN 2

Diwygio'r Rheoliadau Arolygwyr Cymeradwy

Diwygio'r Rheoliadau Arolygwyr Cymeradwy

2. Mae'r Rheoliadau Arolygwyr Cymeradwy wedi eu diwygio yn unol â rheoliadau yn y Rhan hon.

Diwygiadau cyffredinol

3.—(1) Yn lle'r geiriau "Form 1" ym mhob lle y maent yn digwydd, gan gynnwys yn nheitl Ffurflen 1 yn Atodlen 1, rhodder "Form 1(W)".

(2) Yn lle'r geiriau "Form 2" ym mhob lle y maent yn digwydd, gan gynnwys yn nheitl Ffurflen 2 yn Atodlen 1, rhodder "Form 2(W)".

(3) Yn lle'r geiriau "Form 3" ym mhob lle y maent yn digwydd, gan gynnwys yn nheitl Ffurflen 3 yn Atodlen 1, rhodder "Form 3(W)".

(4) Yn lle'r geiriau "Form 4" ym mhob lle y maent yn digwydd, gan gynnwys yn nheitl Ffurflen 4 yn Atodlen 1, rhodder "Form 4(W)".

(5) Yn lle'r geiriau "Form 5" ym mhob lle y maent yn digwydd, gan gynnwys yn nheitl Ffurflen 5 yn Atodlen 1, rhodder "Form 5(W)".

(6) Yn lle'r geiriau "Form 9" ym mhob lle y maent yn digwydd, gan gynnwys yn nheitl Ffurflen 9 yn Atodlen 1, rhodder "Form PB1(W)".

(7) Yn lle'r geiriau "Form 10" ym mhob lle y maent yn digwydd, gan gynnwys yn nheitl Ffurflen 10 yn Atodlen 1, rhodder "Form PB2(W)".

(8) Yn lle'r geiriau "Form 11" ym mhob lle y maent yn digwydd, gan gynnwys yn nheitl Ffurflen 11 yn Atodlen 1, rhodder "Form PB3(W)".

(9) Yn lle'r geiriau "Form 12" ym mhob lle y maent yn digwydd, gan gynnwys yn nheitl Ffurflen 12 yn Atodlen 1, rhodder "Form PB4(W)".

Diwygio rheoliad 2

4. Yn rheoliad 2 (dehongli), yn y lle priodol mewnosoder—

> ""approver" means a registered building control approver within the meaning of section 58N of the Act;".

PART 2

Amendments to the Approved Inspectors Regulations

Amendments to the Approved Inspectors Regulations

2. The Approved Inspectors Regulations are amended in accordance with regulations in this Part.

General amendments

3.—(1) For the words "Form 1" in each place they occur, including in the title of Form 1 in Schedule 1, substitute "Form 1(W)".

(2) For the words "Form 2" in each place they occur, including in the title of Form 2 in Schedule 1, substitute "Form 2(W)".

(3) For the words "Form 3" in each place they occur, including in the title of Form 3 in Schedule 1, substitute "Form 3(W)".

(4) For the words "Form 4" in each place they occur, including in the title of Form 4 in Schedule 1, substitute "Form 4(W)".

(5) For the words "Form 5" in each place they occur, including in the title of Form 5 in Schedule 1, substitute "Form 5(W)".

(6) For the words "Form 9" in each place they occur, including in the title of Form 9 in Schedule 1, substitute "Form PB1(W)".

(7) For the words "Form 10" in each place they occur, including in the title of Form 10 in Schedule 1, substitute "Form PB2(W)".

(8) For the words "Form 11" in each place they occur, including in the title of Form 11 in Schedule 1, substitute "Form PB3(W)".

(9) For the words "Form 12" in each place they occur, including in the title of Form 12 in Schedule 1, substitute "Form PB4(W)".

Amendment to regulation 2

4. In regulation 2 (interpretation), in the appropriate place insert—

> ""approver" means a registered building control approver within the meaning of section 58N of the Act;".

Rheoliad newydd 16A

5. Ar ôl rheoliad 16 (ffurf y dystysgrif derfynol, y seiliau dros ei gwrthod a'r cyfnod ar gyfer ei gwrthod) mewnosoder—

"Form of rejection notice and form of notice under section 51C of the Act

16A.—(1) Where a local authority rejects a relevant notice or certificate the form set out as form 7(W) in Schedule 1 must be used.

(2) When giving a notice under section 51C(2)(**1**) of the Act (change of person intending to carry out work) the form set out as form 8(W) in Schedule 1 must be used.

(3) In this regulation "relevant notice or certificate" means an initial notice, amendment notice, plans certificate or a final certificate which is given to a local authority on or after 6 April 2024."

Diwygio rheoliad 18

6. Yn rheoliad 18 (canslo hysbysiad cychwynnol)—

(a) hepgorer paragraffau (4), (5) a (6);

(b) ar y diwedd mewnosoder—

"(7) In Wales, Form 9(W) in Schedule 1 is the form of notice to be given by an approver to cancel an initial notice in accordance with section 52(1) of the Act based on a condition in section 52(1)(a) to (f) of the Act.

(8) In Wales, Form 10(W) in Schedule 1 is the form of notice to be given by a person carrying out or intending to carry out work to cancel an initial notice in accordance with section 52(3) of the Act based on a condition in section 52(3)(a) of the Act.

(9) In Wales, Form 11(W) in Schedule 1 is the form of notice to be given by a local authority to cancel an initial notice in accordance with section 52(5A) of the Act based on a condition in section 52(5B)(a) to (d) of the Act.

(10) In Wales, Form 12(W) in Schedule 1 is the form of notice to be given by a local authority to the person shown in the initial notice as the approver under section 52(7) of the Act.

(**1**) Mewnosodwyd adran 51C gan erthygl 2 o O.S. 1996/1905 a diwygiwyd is-adran (2) gan adran 43 o Ddeddf Diogelwch Adeiladau 2022 (p. 30) a pharagraffau 1 a 9 o Atodlen 4 iddi.

New regulation 16A

5. After regulation 16 (form, grounds and period for rejecting final certificate) insert—

"Form of rejection notice and form of notice under section 51C of the Act

16A.—(1) Where a local authority rejects a relevant notice or certificate the form set out as form 7(W) in Schedule 1 must be used.

(2) When giving a notice under section 51C(2)(**1**) of the Act (change of person intending to carry out work) the form set out as form 8(W) in Schedule 1 must be used.

(3) In this regulation "relevant notice or certificate" means an initial notice, amendment notice, plans certificate or a final certificate which is given to a local authority on or after 6 April 2024."

Amendments to regulation 18

6. In regulation 18 (cancellation of initial notice)—

(a) omit paragraphs (4), (5) and (6);

(b) at the end insert—

"(7) In Wales, Form 9(W) in Schedule 1 is the form of notice to be given by an approver to cancel an initial notice in accordance with section 52(1) of the Act based on a condition in section 52(1)(a) to (f) of the Act.

(8) In Wales, Form 10(W) in Schedule 1 is the form of notice to be given by a person carrying out or intending to carry out work to cancel an initial notice in accordance with section 52(3) of the Act based on a condition in section 52(3)(a) of the Act.

(9) In Wales, Form 11(W) in Schedule 1 is the form of notice to be given by a local authority to cancel an initial notice in accordance with section 52(5A) of the Act based on a condition in section 52(5B)(a) to (d) of the Act.

(10) In Wales, Form 12(W) in Schedule 1 is the form of notice to be given by a local authority to the person shown in the initial notice as the approver under section 52(7) of the Act.

(**1**) Section 51C was inserted by article 2 of S.I. 1996/1905 and sub-section (2) was amended by section 43 of, and paragraphs 1 and 9 of Schedule 4 to, the Building Safety Act 2022 (c. 30).

(11) In Wales, Form 13(W) in Schedule 1 is the form of notice to be given by an approver to cancel an initial notice in accordance with section 52A(1)(**1**) of the Act.

(12) In Wales, Form 14(W) in Schedule 1 is the form of notice to be given by a person carrying out or intending to carry out work to cancel an initial notice in accordance with section 52A(2) of the Act.

(13) In Wales, Form 15(W) in Schedule 1 is the form of notice to be given by a local authority to cancel an initial notice in accordance with section 52A(4) of the Act.

(14) In Wales, Form 16(W) in Schedule 1 is the form of notice to be given by a local authority to cancel an initial notice in accordance with section 53D(2) of the Act.

(15) In Wales, Form 17(W) in Schedule 1 is the form of notice to be given by a person carrying out or intending to carry out work to cancel an initial notice in accordance with section 53D(3) of the Act.".

Rheoliad newydd 18A

7. Ar ôl rheoliad 18 mewnosoder—

"Cancellation of initial notice: notice of contravention of building regulations

18A.—(1) Except where paragraph (3) applies, where an approver is of the opinion that an initial notice should be cancelled under section 52(1)(c)(**2**) of the Act for contravention of any provision of building regulations, the approver must first give notice in writing to the person carrying out the work ("C").

(2) A notice given in accordance with paragraph (1) must inform C that if within the period specified in paragraph (3) C has neither pulled down nor removed the work nor effected such alterations in it as may be necessary to make it comply with building regulations, the approver will cancel the initial notice.

(3) The period within which the person carrying out the work is to remedy the contravention is three months beginning with the day on which the notice under paragraph (1) is given."

(**1**) Mewnosodwyd adran 52A gan adran 46(3) o Ddeddf Diogelwch Adeiladau 2022 (p. 30).

(**2**) Diwygiwyd adran 52(1)(c) gan adran 43 o Ddeddf Diogelwch Adeiladau 2022 (p. 30) a pharagraffau 1 a 10(1) a (2)(c) o Atodlen 4 iddi.

(11) In Wales, Form 13(W) in Schedule 1 is the form of notice to be given by an approver to cancel an initial notice in accordance with section 52A(1)(**1**) of the Act.

(12) In Wales, Form 14(W) in Schedule 1 is the form of notice to be given by a person carrying out or intending to carry out work to cancel an initial notice in accordance with section 52A(2) of the Act.

(13) In Wales, Form 15(W) in Schedule 1 is the form of notice to be given by a local authority to cancel an initial notice in accordance with section 52A(4) of the Act.

(14) In Wales, Form 16(W) in Schedule 1 is the form of notice to be given by a local authority to cancel an initial notice in accordance with section 53D(2) of the Act.

(15) In Wales, Form 17(W) in Schedule 1 is the form of notice to be given by a person carrying out or intending to carry out work to cancel an initial notice in accordance with section 53D(3) of the Act.".

New regulation 18A

7. After regulation 18 insert—

"Cancellation of initial notice: notice of contravention of building regulations

18A.—(1) Except where paragraph (3) applies, where an approver is of the opinion that an initial notice should be cancelled under section 52(1)(c)(**2**) of the Act for contravention of any provision of building regulations, the approver must first give notice in writing to the person carrying out the work ("C").

(2) A notice given in accordance with paragraph (1) must inform C that if within the period specified in paragraph (3) C has neither pulled down nor removed the work nor effected such alterations in it as may be necessary to make it comply with building regulations, the approver will cancel the initial notice.

(3) The period within which the person carrying out the work is to remedy the contravention is three months beginning with the day on which the notice under paragraph (1) is given."

(**1**) Section 52A was inserted by section 46(3) of the Building Safety Act 2022 (c. 30).

(**2**) Section 52(1)(c) was amended by section 43 of, and paragraphs 1 and 10(1) and (2)(c) of Schedule 4 to, the Building Safety Act 2022 (c. 30).

Rheoliad newydd 19A

8. Ar ôl rheoliad 19 (pwerau awdurdodau lleol mewn perthynas â gwaith sydd wedi ei gwblhau yn rhannol) mewnosoder—

"Periods within which information on work to which an initial notice relates must be provided

19A.—(1) For the purposes of section 53(4B) of the Act, the period within which a person shown in the initial notice as the approver ("P") is required to give information to the local authority is 21 calendar days beginning with the date on which the local authority gives P a notice under section 53(4A)(**1**). This period may be extended by mutual agreement between P and the local authority.

(2) For the purposes of section 53(4C) of the Act, the period within which P is required to give information to the person carrying out or intending to carry out the work ("C") is—

(a) 21 calendar days beginning with the date on which the local authority gave P a notice under section 53(4A), or

(b) in relation to information requested by C pursuant to section 53(4C)(c), 21 calendar days beginning with the date on which C gives P a notice under section 53(4C)(c)."

Rhan newydd 3A

9. Ar ôl Rhan 3 (goruchwylio gwaith gan arolygwyr cymeradwy) mewnosoder—

"PART 3A

Transfer of projects to another approver

Section 53(7): prescribed provision

19B. For the purposes of section 53(7)(a)(iii) of the Act, section 52(1)(a) of the Act is prescribed.

(**1**) Mewnosodwyd adran 53(4A) gan adran 52(1) o Ddeddf Diogelwch Adeiladau 2022 (p. 30).

New regulation 19A

8. After regulation 19 (local authority powers in relation to partly completed work) insert—

"Periods within which information on work to which an initial notice relates must be provided

19A.—(1) For the purposes of section 53(4B) of the Act, the period within which a person shown in the initial notice as the approver ("P") is required to give information to the local authority is 21 calendar days beginning with the date on which the local authority gives P a notice under section 53(4A)(**1**). This period may be extended by mutual agreement between P and the local authority.

(2) For the purposes of section 53(4C) of the Act, the period within which P is required to give information to the person carrying out or intending to carry out the work ("C") is—

(a) 21 calendar days beginning with the date on which the local authority gave P a notice under section 53(4A), or

(b) in relation to information requested by C pursuant to section 53(4C)(c), 21 calendar days beginning with the date on which C gives P a notice under section 53(4C)(c)."

New Part 3A

9. After Part 3 (supervision of work by approved inspectors) insert—

"PART 3A

Transfer of projects to another approver

Section 53(7): prescribed provision

19B. For the purposes of section 53(7)(a)(iii) of the Act, section 52(1)(a) of the Act is prescribed.

(**1**) Section 53(4A) was inserted by section 52(1) of the Building Safety Act 2022 (c. 30).

Information to be included in transfer certificates

19C. For the purposes of section 53B(5)(b) of the Act, a transfer certificate must contain the following information—

(a) statement describing the original work and the unfinished work(**1**);

(b) statement describing all the steps the approver has taken to determine, in accordance with section 53B(2) of the Act, whether the unfinished work contravenes any provision of the building regulations, in particular listing—

(i) each inspection or laying open of the work undertaken;

(ii) each report of any inspection or laying open of work produced;

(iii) any other assessment of the work which was considered;

(c) statement setting out the name and address of the registered building inspector from whom advice was obtained under section 54B(3) of the Act before giving the transfer certificate;

(d) declaration, signed and dated by the approver, confirming—

(i) the approver has inspected the unfinished work,

(ii) the approver has determined that, as at the date of the transfer certificate, the unfinished work does not contravene any provision of the building regulations,

(iii) each report or assessment referred to in the statement under paragraph (b) has been included in the transfer report given under section 53B of the Act,

(iv) the approver has obtained advice from a registered building inspector under section 54B(3) of the Act before giving the transfer certificate, and

(**1**) Gweler adran 53(7) o Ddeddf 1984 am y diffiniad o "original work" a gweler adran 53B(9) am y diffiniad o "unfinished work". Amnewidiwyd adran 53(7) gan adran 51(1) o Ddeddf Diogelwch Adeiladau 2022 (p. 30).

Information to be included in transfer certificates

19C. For the purposes of section 53B(5)(b) of the Act, a transfer certificate must contain the following information—

(a) statement describing the original work and the unfinished work(**1**);

(b) statement describing all the steps the approver has taken to determine, in accordance with section 53B(2) of the Act, whether the unfinished work contravenes any provision of the building regulations, in particular listing—

(i) each inspection or laying open of the work undertaken;

(ii) each report of any inspection or laying open of work produced;

(iii) any other assessment of the work which was considered;

(c) statement setting out the name and address of the registered building inspector from whom advice was obtained under section 54B(3) of the Act before giving the transfer certificate;

(d) declaration, signed and dated by the approver, confirming—

(i) the approver has inspected the unfinished work,

(ii) the approver has determined that, as at the date of the transfer certificate, the unfinished work does not contravene any provision of the building regulations,

(iii) each report or assessment referred to in the statement under paragraph (b) has been included in the transfer report given under section 53B of the Act,

(iv) the approver has obtained advice from a registered building inspector under section 54B(3) of the Act before giving the transfer certificate, and

(**1**) See section 53(7) of the 1984 Act for the definition of "original work" and section 53B(9) for the definition of "unfinished work". Section 53(7) was substituted by section 51(1) of the Building Safety Act 2022 (c. 30).

(v) the approver has received the agreement of the person carrying out or intending to carry out the work to submit the transfer certificate and transfer report.

Period for consideration of transfer certificate and report by local authority

19D. For the purposes of section 53C(6)(a) of the Act, the prescribed period is 28 days.

Grounds for rejection of a transfer certificate and transfer report

19E. The grounds on which a local authority may reject a transfer certificate and transfer report are those prescribed in Schedule 3A.

Cases where a further initial notice may be given after cancellation of an initial notice under section 53D

19F.—(1) For the purposes of section 53D(5)(**1**) of the Act, the following circumstances are prescribed—

(a) the business of the approver to which the initial notice relates has ceased for any reason, including in the case of insolvency;

(b) the person carrying out or intending to carry out the work has cancelled the initial notice under section 53D(3) of the Act because they were satisfied the approver was unable to carry out (or continue to carry out) their functions with respect to any of the work to which the initial notice relates;

(c) the approver is given a specified disciplinary order during the relevant period (as defined in section 53B(7) of the Act).

(2) In this regulation a "specified disciplinary order" means—

(a) any disciplinary order under section 58U(2)(b)(**2**) of the Act (variation of registration) such that the approver is no longer able to carry out their functions with respect to any of the work to which the initial notice relates;

(**1**) Mewnosodwyd adran 53D gan adran 51(2) o Ddeddf Diogelwch Adeiladau 2022 (p. 30).

(**2**) Mewnosodwyd adran 58U gan adran 42 o Ddeddf Diogelwch Adeiladau 2022 (p. 30).

(v) the approver has received the agreement of the person carrying out or intending to carry out the work to submit the transfer certificate and transfer report.

Period for consideration of transfer certificate and report by local authority

19D. For the purposes of section 53C(6)(a) of the Act, the prescribed period is 28 days.

Grounds for rejection of a transfer certificate and transfer report

19E. The grounds on which a local authority may reject a transfer certificate and transfer report are those prescribed in Schedule 3A.

Cases where a further initial notice may be given after cancellation of an initial notice under section 53D

19F.—(1) For the purposes of section 53D(5)(**1**) of the Act, the following circumstances are prescribed—

(a) the business of the approver to which the initial notice relates has ceased for any reason, including in the case of insolvency;

(b) the person carrying out or intending to carry out the work has cancelled the initial notice under section 53D(3) of the Act because they were satisfied the approver was unable to carry out (or continue to carry out) their functions with respect to any of the work to which the initial notice relates;

(c) the approver is given a specified disciplinary order during the relevant period (as defined in section 53B(7) of the Act).

(2) In this regulation a "specified disciplinary order" means—

(a) any disciplinary order under section 58U(2)(b)(**2**) of the Act (variation of registration) such that the approver is no longer able to carry out their functions with respect to any of the work to which the initial notice relates;

(**1**) Section 53D was inserted by section 51(2) of the Building Safety Act 2022 (c. 30).

(**2**) Section 58U was inserted by section 42 of the Building Safety Act 2022 (c. 30).

(b) any disciplinary order under section 58U(2)(c) of the Act (suspension of registration) excluding any suspension which is as a consequence of functions in relation to the unfinished work or work for the person carrying out the work;

(c) an order under section 58V(**1**) of the Act (interim suspension for suspected serious contravention) excluding any interim suspension which is as a consequence of functions in relation to the unfinished work or work for the person carrying out the work;

(d) any disciplinary order under section 58U(2)(d) of the Act (cancellation of registration) excluding any cancellation which is as a consequence of functions in relation to the unfinished work or work for the person carrying out the work."

Diwygio Atodlen 1

10. Yn Atodlen 1 (ffurflenni)—

(a) yn ffurflen 1 (hysbysiad cychwynnol), fel paragraff terfynol, o flaen y bloc llofnod mewnosoder—

"I (the registered building control approver) confirm that none of the work to which this notice relates is higher-risk building work.";

(b) yn ffurflen 2 (hysbysiad diwygio), fel paragraff terfynol, o flaen y bloc llofnod mewnosoder—

"I (the registered building control approver) confirm that none of the work to which this notice relates is higher-risk building work.";

(c) yn ffurflen 3 (tystysgrif planiau), fel paragraff terfynol, o flaen y bloc llofnod mewnosoder—

"I (the registered building control approver) confirm that none of the work to which this certificate relates is higher-risk building work.";

(**1**) Mewnosodwyd adran 58V gan adran 42 o Ddeddf Diogelwch Adeiladau 2022 (p. 30).

(b) any disciplinary order under section 58U(2)(c) of the Act (suspension of registration) excluding any suspension which is as a consequence of functions in relation to the unfinished work or work for the person carrying out the work;

(c) an order under section 58V(**1**) of the Act (interim suspension for suspected serious contravention) excluding any interim suspension which is as a consequence of functions in relation to the unfinished work or work for the person carrying out the work;

(d) any disciplinary order under section 58U(2)(d) of the Act (cancellation of registration) excluding any cancellation which is as a consequence of functions in relation to the unfinished work or work for the person carrying out the work."

Amendments as to Schedule 1

10. In Schedule 1 (forms)—

(a) in form 1 (initial notice), as a final paragraph, before the signature block insert—

"I (the registered building control approver) confirm that none of the work to which this notice relates is higher-risk building work.";

(b) in form 2 (amendment notice), as a final paragraph, before the signature block insert—

"I (the registered building control approver) confirm that none of the work to which this notice relates is higher-risk building work.";

(c) in form 3 (plans certificate), as a final paragraph, before the signature block insert—

"I (the registered building control approver) confirm that none of the work to which this certificate relates is higher-risk building work.";

(**1**) Section 58V was inserted by section 42 of the Building Safety Act 2022 (c. 30).

(d) yn ffurflen 4 (hysbysiad cychwynnol a thystysgrif planiau cyfunol), fel paragraff terfynol, o flaen y bloc llofnod mewnosoder—

"I (the registered building control approver) confirm that none of the work to which this notice relates is higher-risk building work.";

(e) yn ffurflen 5 (tystysgrif derfynol), fel paragraff terfynol, o flaen y bloc llofnod mewnosoder—

"I (the registered building control approver) confirm that none of the work to which this certificate relates is higher-risk building work.";

(f) hepgorer ffurflenni 6 i 8;

(g) yn y lle priodol, mewn trefn rifyddol, mewnosoder pob un o'r ffurflenni newydd a nodir yn Atodlen 1 i'r Rheoliadau hyn(**1**).

Atodlen newydd 3A

11. Ar ôl Atodlen 3 (y seiliau dros wrthod tystysgrif planiau, neu dystysgrif planiau wedi ei chyfuno â hysbysiad cychwynnol) mewnosoder Atodlen 3A a nodir yn Atodlen 2 i'r Rheoliadau hyn.

RHAN 3

Darpariaethau Trosiannol

Darpariaethau trosiannol

12.—(1) Er gwaethaf y diwygiadau a wneir i'r ffurflenni yn Atodlen 1 i'r Rheoliadau Arolygwyr Cymeradwy gan y Rheoliadau hyn, bydd unrhyw un o'r ffurflenni hynny a gyflwynir i'r awdurdod lleol cyn y Dyddiad Perthnasol yn cael eu prosesu.

(2) Nid yw'r diwygiadau i ffurflen 2 (hysbysiad diwygio) o Atodlen 1 i'r Rheoliadau Arolygwyr Cymeradwy a wneir gan reoliad 10(b) (diwygio Atodlen 1) yn gymwys i unrhyw hysbysiad diwygio a roddir ar neu ar ôl y Dyddiad Perthnasol pan fo'r gwaith adeiladu y mae'r hysbysiad cychwynnol yn ymwneud ag ef yn cynnwys gwaith adeilad risg uwch, ar yr amod nad yw'r gwaith a ddisgrifir yn yr hysbysiad diwygio yn amrywio unrhyw waith y mae'r hysbysiad cychwynnol yn ymwneud ag ef fel ei fod yn dod yn waith adeilad risg uwch.

(**1**) Noder nad oes "Form 6(W)".

(d) in form 4 (combined initial notice and plans certificate), as a final paragraph, before the signature block insert—

"I (the registered building control approver) confirm that none of the work to which this notice relates is higher-risk building work.";

(e) in form 5 (final certificate), as a final paragraph, before the signature block insert—

"I (the registered building control approver) confirm that none of the work to which this certificate relates is higher-risk building work.";

(f) omit forms 6 to 8;

(g) in the appropriate place, in numerical order, insert each of the new forms(**1**) set out in Schedule 1 to these Regulations.

New Schedule 3A

11. After Schedule 3 (grounds for rejecting a plans certificate, or a plans certificate combined with an initial notice) insert Schedule 3A which is set out in Schedule 2 to these Regulations.

PART 3

Transitional Provisions

Transitional provisions

12.—(1) Despite the amendments made by these Regulations to the forms in Schedule 1 to the Approved Inspectors Regulations, any of those forms submitted to the local authority before the Relevant Date will be processed.

(2) The amendments to form 2 (amendment notice) of Schedule 1 to the Approved Inspectors Regulations made by regulation 10(b) (amendments as to Schedule 1) do not apply to any amendment notice given on or after the Relevant Date where the building work to which the initial notice relates includes higher-risk building work, provided the work described in the amendment notice does not vary any of the work to which the initial notice relates to become higher-risk building work.

(**1**) Note there is no Form 6(W).

(3) Nid yw'r diwygiadau i ffurflen 3 (tystysgrif planiau) o Atodlen 1 i'r Rheoliadau Arolygwyr Cymeradwy a wneir gan reoliad 10(c) (diwygio Atodlen 1) yn gymwys i unrhyw dystysgrif planiau a roddir ar neu ar ôl y Dyddiad Perthnasol mewn cysylltiad â gwaith adeilad risg uwch y rhoddwyd hysbysiad cychwynnol mewn perthynas ag ef cyn y Dyddiad Perthnasol.

(4) Nid yw'r diwygiadau i ffurflen 5 (tystysgrif derfynol) o Atodlen 1 i'r Rheoliadau Arolygwyr Cymeradwy a wneir gan reoliad 10(e) (diwygio Atodlen 1) yn gymwys i unrhyw dystysgrif derfynol a roddir ar neu ar ôl y Dyddiad Perthnasol mewn cysylltiad â gwaith adeilad risg uwch y rhoddwyd hysbysiad cychwynnol mewn perthynas ag ef cyn y Dyddiad Perthnasol.

(3) The amendments to form 3 (plans certificate) of Schedule 1 to the Approved Inspectors Regulations made by regulation 10(c) (amendments as to Schedule 1) do not apply to any plans certificate given on or after the Relevant Date in respect of higher-risk building work in relation to which an initial notice was given before the Relevant Date.

(4) The amendments to form 5 (final certificate) of Schedule 1 to the Approved Inspectors Regulations made by regulation 10(e) (amendments as to Schedule 1) do not apply to any final certificate given on or after the Relevant Date in respect of higher-risk building work in relation to which an initial notice was given before the Relevant Date.

Julie James

Y Gweinidog Newid Hinsawdd, un o Weinidogion Cymru
28 Chwefror 2024

Minister for Climate Change, one of the Welsh Ministers
28 February 2024

ATODLEN 1 Rheoliad 10(g)

Ffurflenni newydd i'w mewnosod yn Atodlen 1 i'r Rheoliadau Arolygwyr Cymeradwy

Form 7(W)

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF REJECTION OF AN INITIAL NOTICE, AMENDMENT NOTICE, PLANS CERTIFICATE OR FINAL CERTIFICATE

To: **(1)**

1. I am authorised to sign this notice by_____: **(2)**

2. This notice relates to the [initial notice / amendment notice / plans certificate / final certificate] **(3)** received on _____ **(4)**.

3. The local authority hereby rejects the [initial notice / amendment notice / plans certificate / final certificate] **(3)** on the following grounds _____**(5)** .

4. A person aggrieved with this rejection may appeal under section 55(1) of the Building Act 1984. An appeal must be made within 21 days beginning with the day after the day on which this notice is given (ignoring Christmas Day, Good Friday and bank holidays).

Signature

Date

NOTES

(1): Insert the name and address of the person to whom the notice is given. It must be given to the approver who submitted the notice or certificate and, in the case of an initial notice or amendment notice, also to the person intending to carry out the work (and if that person is not the client also to the client).

(2): Insert name and address of the local authority.

(3): Delete whichever does not apply.

(4): Insert date the notice or certificate was received by the local authority.

(5): State which of the grounds set out in Schedule 2, 3 or, as the case may be, 4 to the Building (Approved Inspectors etc.) Regulations 2010 are relied on to reject the notice or certificate.

SCHEDULE 1 Regulation 10(g)

New forms to be inserted into Schedule 1 to the Approved Inspectors Regulations

Form 7(W)

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF REJECTION OF AN INITIAL NOTICE, AMENDMENT NOTICE, PLANS CERTIFICATE OR FINAL CERTIFICATE

To: **(1)**

1. I am authorised to sign this notice by_____: **(2)**

2. This notice relates to the [initial notice / amendment notice / plans certificate / final certificate] **(3)** received on _____ **(4)**.

3. The local authority hereby rejects the [initial notice / amendment notice / plans certificate / final certificate] **(3)** on the following grounds _____**(5)** .

4. A person aggrieved with this rejection may appeal under section 55(1) of the Building Act 1984. An appeal must be made within 21 days beginning with the day after the day on which this notice is given (ignoring Christmas Day, Good Friday and bank holidays).

Signature

Date

NOTES

(1): Insert the name and address of the person to whom the notice is given. It must be given to the approver who submitted the notice or certificate and, in the case of an initial notice or amendment notice, also to the person intending to carry out the work (and if that person is not the client also to the client).

(2): Insert name and address of the local authority.

(3): Delete whichever does not apply.

(4): Insert date the notice or certificate was received by the local authority.

(5): State which of the grounds set out in Schedule 2, 3 or, as the case may be, 4 to the Building (Approved Inspectors etc.) Regulations 2010 are relied on to reject the notice or certificate.

Form 8(W)

Section 51C of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CHANGE OF PERSON CARRYING OUT THE WORK

To: **(1)**

1. This notice proposes a change to the person carrying out the work in relation to the initial notice a copy of which accompanies this notice.

2. (2) is a registered building control approver for the purposes of Part 2 of the Building Act 1984 and gave the initial notice referred to in paragraph 1.

3. We **(2)** and **(3)** propose that the work to which the initial notice relates should be carried out by **(4)**.

Signature _____ Date _____

(RBCA)

Signature _____ Date _____

(Person intending to carry out the work)

NOTES

(1): Name and address of local authority

(2): Name of the registered building control approver.

(3): Name of the person intending to carry out the work.

(4): Name, address, telephone number and (if available) email address of the person intending to carry out the work, and if that person is not the client also the name, address, telephone number and (if available) email address of the client.

Form 8(W)

Section 51C of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CHANGE OF PERSON CARRYING OUT THE WORK

To: **(1)**

1. This notice proposes a change to the person carrying out the work in relation to the initial notice a copy of which accompanies this notice.

2. (2) is a registered building control approver for the purposes of Part 2 of the Building Act 1984 and gave the initial notice referred to in paragraph 1.

3. We **(2)** and **(3)** propose that the work to which the initial notice relates should be carried out by **(4)**.

Signature _____ Date _____

(RBCA)

Signature _____ Date _____

(Person intending to carry out the work)

NOTES

(1): Name and address of local authority

(2): Name of the registered building control approver.

(3): Name of the person intending to carry out the work.

(4): Name, address, telephone number and (if available) email address of the person intending to carry out the work, and if that person is not the client also the name, address, telephone number and (if available) email address of the client.

Form 9(W)

Section 52(1)(a), (b), (c), (d), (e) or (f) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CANCELLATION BY REGISTERED BUILDING CONTROL APPROVER

To: **(1)**

1. This notice relates to the following work: **(2)**

2.An initial notice dated **(3)** has been given and the above work was specified in it.

3. (4) hereby confirms it is a registered building control approver for the purposes of Part 2 of the Building Act 1984 in respect of that work.

4. (4) hereby cancels the initial notice.

5.[**(4)** hereby confirms it gave notice in accordance with regulation 18A of the Building (Approved Inspectors etc.) Regulations 2010 and the recipient of the notice failed to remedy the contravention within the prescribed period. The contravention is: 5)

Signature

On behalf of **(4)**

Date

NOTES

(1): Insert name and address of the person to whom the notice is given. It must be given to the local authority and the person carrying out or intending to carry out the work.

(2): Location and description of the work, including the use of the building to which the work relates.

(3): Insert date.

(4): Name of the registered building control approver.

(5): Delete this statement if it does not apply. If it applies, specify the provision(s) of the building regulations (including the specific requirement) which is contravened.

Form 9(W)

Section 52(1)(a), (b), (c), (d), (e) or (f) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CANCELLATION BY REGISTERED BUILDING CONTROL APPROVER

To: **(1)**

1. This notice relates to the following work: **(2)**

2.An initial notice dated **(3)** has been given and the above work was specified in it.

3. (4) hereby confirms it is a registered building control approver for the purposes of Part 2 of the Building Act 1984 in respect of that work.

4. (4) hereby cancels the initial notice.

5.[**(4)** hereby confirms it gave notice in accordance with regulation 18A of the Building (Approved Inspectors etc.) Regulations 2010 and the recipient of the notice failed to remedy the contravention within the prescribed period. The contravention is:] **(5)**

Signature

On behalf of **(4)**

Date

NOTES

(1): Insert name and address of the person to whom the notice is given. It must be given to the local authority and the person carrying out or intending to carry out the work.

(2): Location and description of the work, including the use of the building to which the work relates.

(3): Insert date.

(4): Name of the registered building control approver.

(5): Delete this statement if it does not apply. If it applies, specify the provision(s) of the building regulations (including the specific requirement) which is contravened.

Form 10(W)

Section 52(3) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CANCELLATION BY PERSON CARRYING OUT THE WORK

To: **(1)**

1. This notice relates to the following work: **(2)**

2. An initial notice dated **(3)** has been given and the above work was specified in it.

3. (4) hereby confirms it is/they are the person [carrying out][intending to carry out] **(5)** the work.

4. (4) hereby cancel the initial notice.

Signature

On behalf of **(4)**

Date

NOTES

(1) Insert name and address of the person to whom the notice is given. It must be given to the local authority and, if practicable, the registered building control approver.

(2) Location and description of the work, including the use of the building to which the work relates.

(3) Insert date.

(4) Name of person carrying out or intending to carry out the work.

(5) Delete as appropriate.

Form 10(W)

Section 52(3) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CANCELLATION BY PERSON CARRYING OUT THE WORK

To: **(1)**

1. This notice relates to the following work: **(2)**

2. An initial notice dated **(3)** has been given and the above work was specified in it.

3. (4) hereby confirms it is/they are the person [carrying out][intending to carry out] **(5)** the work.

4. (4) hereby cancel the initial notice.

Signature

On behalf of **(4)**

Date

NOTES

(1) Insert name and address of the person to whom the notice is given. It must be given to the local authority and, if practicable, the registered building control approver.

(2) Location and description of the work, including the use of the building to which the work relates.

(3) Insert date.

(4) Name of person carrying out or intending to carry out the work.

(5) Delete as appropriate.

Form 11(W)

Section 52(5A) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CANCELLATION BY LOCAL AUTHORITY

To: **(1)**

1. This notice relates to the following work: **(2)**

2. I am authorised to sign this notice by the following local authority: **(3)**

3. The local authority accepted an initial notice on **(4)** and the work described above was specified in it.

4. [The local authority gave to the person shown in the initial notice as the registered building control approver a notice under section 52(7) of the Building Act 1984, in accordance with regulation 18(10) of the Building (Approved Inspectors etc) Regulations 2010, and the authority [has had regard to the representations received] [has received no representations]**(5)**]**(6)**.

5. It appears to the local authority that a condition under section 52(5B) of the Building Act 1984, namely [section 52(5B)[(a)][(b)][(c)][(d)]]**(5)**, is satisfied.

6.The local authority hereby cancels the initial notice.

Signature

Date

NOTES

(1) Insert the name and address of the person to whom the notice is given. It must be given to the person shown on the initial notice as the registered building control approver and the person shown on the initial notice as the person intending to carry out the work.

(2) Location and description of the work, including the use of any building to which the work relates.

(3) Name and address of the local authority.

(4) Insert date.

(5) Delete whichever does not apply.
(6) Delete this statement if cancellation is based on a condition in section 52(5B)(c) or (d) of the Building Act 1984.

Form 11(W)

Section 52(5A) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CANCELLATION BY LOCAL AUTHORITY

To: **(1)**

1. This notice relates to the following work: **(2)**

2. I am authorised to sign this notice by the following local authority: **(3)**

3. The local authority accepted an initial notice on **(4)** and the work described above was specified in it.

4. [The local authority gave to the person shown in the initial notice as the registered building control approver a notice under section 52(7) of the Building Act 1984, in accordance with regulation 18(10) of the Building (Approved Inspectors etc) Regulations 2010, and the authority [has had regard to the representations received] [has received no representations]**(5)**]**(6)**.

5. It appears to the local authority that a condition under section 52(5B) of the Building Act 1984, namely [section 52(5B)[(a)][(b)][(c)][(d)]]**(5)**, is satisfied.

6.The local authority hereby cancels the initial notice.

Signature

Date

NOTES

(1) Insert the name and address of the person to whom the notice is given. It must be given to the person shown on the initial notice as the registered building control approver and the person shown on the initial notice as the person intending to carry out the work.

(2) Location and description of the work, including the use of any building to which the work relates.

(3) Name and address of the local authority.

(4) Insert date.

(5) Delete whichever does not apply.
(6) Delete this statement if cancellation is based on a condition in section 52(5B)(c) or (d) of the Building Act 1984.

Form 12(W)

Section 52(7) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF PROPOSED CANCELLATION

To: (1)

1. This notice relates to the following work: **(2)**

2. I am authorised to sign this notice by the following local authority: **(3)**

3. The local authority accepted an initial notice on **(4)** and the above work was specified in it.

4. The local authority is proposing to cancel the initial notice under section 52(5A) of the Building Act 1984 based on a condition in section 52(5B)[(a)][(b)]**(5)** of that Act as it appears that condition is satisfied.

5. If you wish to make any representations on the proposed cancellation you must make them before: **(6)**.

Signature

Date

NOTES

(1) Insert the name and address of the person to whom the notice is given. It must be given to the registered building control approver.

(2) Location and description of the work, including the use of any building to which the work relates.

(3) Name and address of the local authority.

(4) Insert date.

(5) Delete whichever does not apply.

(6) Insert date on which the local authority proposes to cancel the initial notice.

Form 12(W)

Section 52(7) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF PROPOSED CANCELLATION

To: (1)

1. This notice relates to the following work: **(2)**

2. I am authorised to sign this notice by the following local authority: **(3)**

3. The local authority accepted an initial notice on **(4)** and the above work was specified in it.

4. The local authority is proposing to cancel the initial notice under section 52(5A) of the Building Act 1984 based on a condition in section 52(5B)[(a)][(b)]**(5)** of that Act as it appears that condition is satisfied.

5. If you wish to make any representations on the proposed cancellation you must make them before: **(6)**.

Signature

Date

NOTES

(1) Insert the name and address of the person to whom the notice is given. It must be given to the registered building control approver.

(2) Location and description of the work, including the use of any building to which the work relates.

(3) Name and address of the local authority.

(4) Insert date.

(5) Delete whichever does not apply.

(6) Insert date on which the local authority proposes to cancel the initial notice.

Form 13(W)

Section 52A(1) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CANCELLATION BY REGISTERED BUILDING CONTROL APPROVER OF WORK WHICH HAS BECOME HIGHER-RISK BUILDING WORK

To: **(1)**

1. An initial notice dated **(2)** has been given in relation to the work.

2. This notice relates to [the following part of]/[all of] **(3)** that work: **(4)**

3. I am the registered building control approver in relation to the initial notice referred to in paragraph 1.

4. I hereby cancel [the part of the initial notice which relates to higher-risk building work referred to in paragraph 2]/[the initial notice] **(3)**.

Signature

Date

NOTES

(1): Insert the name and address of the person to whom the notice is given. It must be given to the local authority and the person carrying out or intending to carry out the work (and if that person is not the client also to the client).

(2): Insert date.

(3): Delete whichever does not apply.

(4): Location and description of the higher-risk building work.

Form 13(W)

Section 52A(1) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CANCELLATION BY REGISTERED BUILDING CONTROL APPROVER OF WORK WHICH HAS BECOME HIGHER-RISK BUILDING WORK

To: **(1)**

1. An initial notice dated **(2)** has been given in relation to the work.

2. This notice relates to [the following part of]/[all of] **(3)** that work: **(4)**

3. I am the registered building control approver in relation to the initial notice referred to in paragraph 1.

4. I hereby cancel [the part of the initial notice which relates to higher-risk building work referred to in paragraph 2]/[the initial notice] **(3)**.

Signature

Date

NOTES

(1): Insert the name and address of the person to whom the notice is given. It must be given to the local authority and the person carrying out or intending to carry out the work (and if that person is not the client also to the client).

(2): Insert date.

(3): Delete whichever does not apply.

(4): Location and description of the higher-risk building work.

Form 14(W)

Section 52A(2) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CANCELLATION BY PERSON INTENDING TO CARRY OUT THE WORK WHEN WORK BECOMES HIGHER-RISK BUILDING WORK

To: **(1)**

1. An initial notice dated **(2)** has been given in relation to the work.

2. This notice relates to [the following part of]/[all of] **(3)** that work: **(4)**

3. I am the person [carrying out]/[intending to carry out] **(3)** the work under the initial notice referred to in paragraph 1.

4. I hereby cancel [the part of the initial notice which relates to higher-risk building work referred to in paragraph 2]/[the initial notice] **(3)**.

Signature

Date

NOTES

(1): Insert the name and address of the person to whom the notice is given. It must be given to the local authority and the registered building control approver (and if the person carrying the work is not the client also to the client).

(2): Insert date.

(3): Delete whichever does not apply.

(4): Location and description of the higher-risk building work.

Form 14(W)

Section 52A(2) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CANCELLATION BY PERSON INTENDING TO CARRY OUT THE WORK WHEN WORK BECOMES HIGHER-RISK BUILDING WORK

To: **(1)**

1. An initial notice dated **(2)** has been given in relation to the work.

2. This notice relates to [the following part of]/[all of] **(3)** that work: **(4)**

3. I am the person [carrying out]/[intending to carry out] **(3)** the work under the initial notice referred to in paragraph 1.

4. I hereby cancel [the part of the initial notice which relates to higher-risk building work referred to in paragraph 2]/[the initial notice] **(3)**.

Signature

Date

NOTES

(1): Insert the name and address of the person to whom the notice is given. It must be given to the local authority and the registered building control approver (and if the person carrying the work is not the client also to the client).

(2): Insert date.

(3): Delete whichever does not apply.

(4): Location and description of the higher-risk building work.

Form 15(W)

Section 52A(4) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CANCELLATION BY LOCAL AUTHORITY OF WORK WHICH HAS BECOME HIGHER-RISK BUILDING WORK

To: **(1)**

1. The local authority accepted an initial notice on **(2)** in relation to the work.

2. This notice relates to [the following part of]/[all of] **(3)** that work: **(4)**

3. I am authorised to sign this notice by the following local authority **(5)**:

4. It appears to the local authority that the work referred to in paragraph 2 has become higher-risk building work and the local authority hereby cancels [the part of the initial notice which relates to higher-risk building work referred to in paragraph 2]/[the initial notice] **(3)**.

Signature

Date

NOTES

(1): Insert the name and address of the person to whom the notice is given. It must be given to the registered building control approver and the person shown in the initial notice as the person intending to carry out the work (and if that person is not the client also to the client).

(2): Insert date.

(3): Delete whichever does not apply.

(4): Location and description of the higher-risk building work.

(5): Name and address of the local authority.

Form 15(W)

Section 52A(4) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CANCELLATION BY LOCAL AUTHORITY OF WORK WHICH HAS BECOME HIGHER-RISK BUILDING WORK

To: **(1)**

1. The local authority accepted an initial notice on **(2)** in relation to the work.

2. This notice relates to [the following part of]/[all of] **(3)** that work: **(4)**

3. I am authorised to sign this notice by the following local authority **(5)**:

4. It appears to the local authority that the work referred to in paragraph 2 has become higher-risk building work and the local authority hereby cancels [the part of the initial notice which relates to higher-risk building work referred to in paragraph 2]/[the initial notice] **(3)**.

Signature

Date

NOTES

(1): Insert the name and address of the person to whom the notice is given. It must be given to the registered building control approver and the person shown in the initial notice as the person intending to carry out the work (and if that person is not the client also to the client).

(2): Insert date.

(3): Delete whichever does not apply.

(4): Location and description of the higher-risk building work.

(5): Name and address of the local authority.

Form 16(W)

Section 53D(2) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CANCELLATION BY LOCAL AUTHORITY OF WORK WHERE NO TRANSFER CERTIFICATE AND TRANSFER REPORT IS GIVEN

To: **(1)**

1. The local authority accepted an initial notice on **(2)** in relation to work.

2. I am authorised to sign this notice by the following local authority: **(3)**

3. [The local authority has rejected the transfer certificate and transfer report][It appears to the local authority that no transfer certificate and transfer report has been given]**(4)** in relation to the initial notice referred to in paragraph 1 and the local authority hereby cancels the initial notice.

Signature

Date

NOTES

(1) Insert the name and address of the person to whom the notice is given. It must be given to the registered building control approver and the person shown in the initial notice as the person intending to carry out the work.

(2) Insert date

(3) Name and address of the local authority.

(4) Delete whichever does not apply.

Form 16(W)

Section 53D(2) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CANCELLATION BY LOCAL AUTHORITY OF WORK WHERE NO TRANSFER CERTIFICATE AND TRANSFER REPORT IS GIVEN

To: **(1)**

1. The local authority accepted an initial notice on **(2)** in relation to work.

2. I am authorised to sign this notice by the following local authority: **(3)**

3. [The local authority has rejected the transfer certificate and transfer report][It appears to the local authority that no transfer certificate and transfer report has been given]**(4)** in relation to the initial notice referred to in paragraph 1 and the local authority hereby cancels the initial notice.

Signature

Date

NOTES

(1) Insert the name and address of the person to whom the notice is given. It must be given to the registered building control approver and the person shown in the initial notice as the person intending to carry out the work.

(2) Insert date

(3) Name and address of the local authority.

(4) Delete whichever does not apply.

Form 17(W)

Section 53D(3) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CANCELLATION BY PERSON CARRYING OUT THE WORK

To: **(1)**

1. This notice relates to the following work: **(2)**

2. An initial notice dated **(3)** has been given and the above work was specified in it.

3. (4) hereby confirms it is the person [carrying out][intending to carry out] **(5)** the work.

4. (4) hereby cancels the initial notice.

Signature

On behalf of **(4)**

Date

NOTES

(1) Insert name and address of the person to whom the notice is given. It must be given to the local authority and, if practicable, the registered building control approver.

(2) Location and description of the work, including the use of the building to which the work relates.

(3) Insert date.

(4) Name of person carrying out or intending to carry out the work.

(5) Delete as appropriate.

Form 17(W)

Section 53D(3) of the Building Act 1984

The Building (Approved Inspectors etc.) Regulations 2010

NOTICE OF CANCELLATION BY PERSON CARRYING OUT THE WORK

To: **(1)**

1. This notice relates to the following work: **(2)**

2. An initial notice dated **(3)** has been given and the above work was specified in it.

3. (4) hereby confirms it is the person [carrying out][intending to carry out] **(5)** the work.

4. (4) hereby cancels the initial notice.

Signature

On behalf of **(4)**

Date

NOTES

(1) Insert name and address of the person to whom the notice is given. It must be given to the local authority and, if practicable, the registered building control approver.

(2) Location and description of the work, including the use of the building to which the work relates.

(3) Insert date.

(4) Name of person carrying out or intending to carry out the work.

(5) Delete as appropriate.

ATODLEN 2 Rheoliad 11

“SCHEDULE 3A Regulation 19E

Grounds for rejecting a transfer certificate and transfer report

Required information

1. The transfer certificate does not include the information required by regulation 19C (information to be included in transfer certificates).

2. Either the transfer certificate or transfer report do not include information required by any provision of the Act.

Wrong local authority

3. No part of the unfinished work described in the transfer certificate is to be carried out in the area of the local authority to whom the transfer certificate has been given.

No initial notice

4. No new initial notice under section 53(7)(a) of the Act was in force with respect to the work described in the transfer certificate at the time the transfer certificate was given.

Capacity of approver

5. A new initial notice was in force with respect to the unfinished work described in the transfer certificate at the time the certificate was given, but—

(a) the certificate is not signed by the approver who gave the new initial notice,

(b) the person who signed the certificate is not an approver on the date the certificate is rejected, or

(c) where they are an approver, their registration does not include all the work described in the certificate.

SCHEDULE 2 Regulation 11

“SCHEDULE 3A Regulation 19E

Grounds for rejecting a transfer certificate and transfer report

Required information

1. The transfer certificate does not include the information required by regulation 19C (information to be included in transfer certificates).

2. Either the transfer certificate or transfer report do not include information required by any provision of the Act.

Wrong local authority

3. No part of the unfinished work described in the transfer certificate is to be carried out in the area of the local authority to whom the transfer certificate has been given.

No initial notice

4. No new initial notice under section 53(7)(a) of the Act was in force with respect to the work described in the transfer certificate at the time the transfer certificate was given.

Capacity of approver

5. A new initial notice was in force with respect to the unfinished work described in the transfer certificate at the time the certificate was given, but—

(a) the certificate is not signed by the approver who gave the new initial notice,

(b) the person who signed the certificate is not an approver on the date the certificate is rejected, or

(c) where they are an approver, their registration does not include all the work described in the certificate.

Breach of section 54B

6. The person specified in the certificate as the registered building inspector who gave advice in relation to that certificate—

(a) was not a registered building inspector on the date the certificate was submitted, or

(b) was a registered building inspector on that date but their registration did not include all the work described in the certificate.

Earlier notice / accepted transfer certificate and transfer report

7.—(1) Except where paragraph (2) applies, a new initial notice under section 53(7)(a) of the Act ("an earlier notice") has already been given in respect of any part of the unfinished work described in the notice.

(2) The ground in paragraph (1) does not apply if—

(a) an earlier notice has ceased to be in force and the local authority have taken no positive step to supervise the work described in it, or

(b) the notice is accompanied by an undertaking by the approver which gave an earlier notice to the effect that the approver will cancel that notice as soon as the initial notice under consideration is accepted.

(3) A transfer certificate and transfer report have already been accepted.

Local authority action and offence committed under section 35(1) of the Act

8.—(1) The local authority has given a section 36 notice in relation to the unfinished work(**1**).

(2) The local authority received an application in relation to the whole or part of the unfinished work in accordance with regulation 18 of the Principal Regulations.

(3) The local authority has otherwise taken any positive step to supervise the unfinished work.

(**1**) Gweler adran 36(4) o Ddeddf 1984 am y diffiniad o "section 36 notice" ac adran 53B(9) o Ddeddf 1984 am y diffiniad o "unfinished work".

Breach of section 54B

6. The person specified in the certificate as the registered building inspector who gave advice in relation to that certificate—

(a) was not a registered building inspector on the date the certificate was submitted, or

(b) was a registered building inspector on that date but their registration did not include all the work described in the certificate.

Earlier notice / accepted transfer certificate and transfer report

7.—(1) Except where paragraph (2) applies, a new initial notice under section 53(7)(a) of the Act ("an earlier notice") has already been given in respect of any part of the unfinished work described in the notice.

(2) The ground in paragraph (1) does not apply if—

(a) an earlier notice has ceased to be in force and the local authority have taken no positive step to supervise the work described in it, or

(b) the notice is accompanied by an undertaking by the approver which gave an earlier notice to the effect that the approver will cancel that notice as soon as the initial notice under consideration is accepted.

(3) A transfer certificate and transfer report have already been accepted.

Local authority action and offence committed under section 35(1) of the Act

8.—(1) The local authority has given a section 36 notice in relation to the unfinished work(**1**).

(2) The local authority received an application in relation to the whole or part of the unfinished work in accordance with regulation 18 of the Principal Regulations.

(3) The local authority has otherwise taken any positive step to supervise the unfinished work.

(**1**) See section 36(4) of the 1984 Act for the definition of "a section 36 notice" and section 53B(9) of the 1984 Act for the definition of "unfinished work".

(4) The person submitting the transfer certificate and transfer report has committed an offence under section 35(1) of the Act.

Failure to provide information requested

9. The approver has been given a request under section 53C(4) of the Act but failed to provide the information within the period referred to in that section.

Failure to comply with prescribed timescales

10. The transfer certificate and transfer report have not been submitted before the end of the relevant period in accordance with section 53B(3) of the Act."

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Argraffwyd a chyhoeddwyd yn y DU gan Y Llyfrfa Cyf dan awdurdod a goruchwyliaeth Jeff James, Rheolwr Llyfrfa Ei Fawrhydi ac Argraffydd Deddfau Senedd y Brenin.

(4) The person submitting the transfer certificate and transfer report has committed an offence under section 35(1) of the Act.

Failure to provide information requested

9. The approver has been given a request under section 53C(4) of the Act but failed to provide the information within the period referred to in that section.

Failure to comply with prescribed timescales

10. The transfer certificate and transfer report have not been submitted before the end of the relevant period in accordance with section 53B(3) of the Act."

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