STATUTORY INSTRUMENTS

1979 No. 601

BUILDING AND BUILDINGS

The Building (Repeals and Amendments) Regulations 1979

Made - - - -	*29th May* 1979
Laid before Parliament	*6th June* 1979
Coming into Operation	*27th June* 1979

The Secretary of State for the Environment, in exercise of the powers conferred—

(*a*) (i) by section 61(1) of the Public Health Act 1936**(a)**;

(ii) by section 4(2) and (5) of the Public Health Act 1961**(b)**; and now vested in him**(c)**; and

(*b*) upon him by section 62(5) of the Health and Safety at Work etc. Act 1974**(d)**,

and of all other powers enabling him in that behalf, after consultation with the Building Regulations Advisory Committee and such other bodies as appear to him to be representative of the interests concerned as required by section 9(3) of the Public Health Act 1961**(e)**, hereby makes the following regulations—

Title and commencement

1. These regulations may be cited as the Building (Repeals and Amendments) Regulations 1979 and shall come into operation on 27th June 1979.

Interpretation

2. In these regulations, unless the context otherwise requires—

"industrial building" means a building which is, or forms part of, a factory within the meaning of the Factories Act 1961**(f)**;

"the 1965 Order" means the London Government (No. 2) Order 1965**(g)**; and

"the 1957 Act" means the Thermal Insulation (Industrial Buildings) Act 1957**(h)**.

(a) 1936 c. 49; section 61(1) was substituted by section 61(1) of the Health and Safety at Work etc. Act 1974 (c. 37).

(b) 1961 c. 64; section 4(2) was amended by the Health and Safety at Work etc. Act 1974, section 61(3) and Schedule 6, Pt. I, para 4(*a*).

(c) S.I. 1970/1681. **(d)** 1974 c. 37.

(e) Section 9(3) was amended by the Health and Safety at Work etc. Act 1974, section 61(3) and Schedule 6, Pt I, para 8.

(f) 1961 c. 34. **(g)** S.I. 1965/1444.

(h) 1957 c. 40; was amended by the Building (Scotland) Act 1959 (c. 24), section 31(1) and Schedule 9, para 6; the Building (Scotland) Act 1970 (c. 38), section 6(1) and Schedule 1, Part II, para 6; the London Government (No. 2) Order 1965 (S.I. 1965/1444), article 6 and the Local Government (Scotland) Act 1973 (c. 65), section 134 and Schedule 15, Part II, para 29.

Repeal and modification of the 1957 Act

3. The 1957 Act shall be repealed and modified to the extent provided in these regulations.

4. In section 2 (passing or rejection of plans of industrial buildings), the proviso**(a)** shall be repealed.

5. Section 10 shall be modified to the extent that for the definition of "local authority" (as substituted by article 6(*b*) of the 1965 Order) there shall be substituted the following definition:

> ""local authority" means the Greater London Council as respects Greater London other than the outer London boroughs.".

Transitional provisions

6.—(1) In this regulation "work" means the erection or extension of an industrial building.

(2) These regulations shall not apply to—

(*a*) plans of a proposed industrial building which were deposited with a local authority before 27th June 1979;

(*b*) work carried out in accordance with such plans; and

(*c*) work completed before that date.

Michael R. D. Heseltine,
29th May 1979. Secretary of State for the Environment.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

On 1st June 1979 building regulations introducing provisions made for the purpose of furthering the conservation of fuel and power came into operation in England and Wales apart from inner London.

These provisions make redundant, in relation to factories, regulations made under the Thermal Insulation (Industrial Buildings) Act 1957. Since the latter will still apply in inner London these regulations modify the definition of "local authority" in the 1957 Act so that the only local authority in England and Wales which will be able to enforce the requirements of the regulations made under the 1957 Act will be the Greater London Council in inner London.

(a) The proviso to section 2 was amended by article 6(*a*) of the 1965 Order.

SI 1979/601
ISBN 0-11-093601-9

