



Notification Number: 1997/814/UK

The Building Regulations 1991, Draft amendments to Part J (Combustion appliances and fuel storage) (ex Heat producing appliances).

Date received : 19/11/1997

End of Standstill : 23/02/1998

Message

MINISTERE DE L'INDUSTRIE ET DE LA RECHERCHE
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EUROPEAN FREE TRADE ASSOCIATION
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TELEX 001

COMMUNICATION FROM THE COMMISSION - SG (97) D/53272
DIRECTIVES 83/189/EEC, 88/182/EEC AND 94/10/EC

NOTIFIKATION - NOTIFIZIERUNG - NOTIFICATION - NOTIFICACION
NOTIFICATION - NOTIFICA - KENNISGEVING - NOTIFICACAO - ILMOITUS
ANMÄLAN : 97/0814/UK.

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1. Structured Information Line

TLX 001 IND- 97 0814 UK- EN ----- 971119 --- ---

2. Member State

United Kingdom



3. Department Responsible

Department of Trade and Industry: Standards and Technical Regulations Directorate

3. Originating Department

Department of the Environment, Transport and the Regions

4. Notification Number

97/0814/UK

5. Title

The Building Regulations 1991, Draft amendments to Part J (Combustion appliances and fuel storage) (ex Heat producing appliances).

6. Products Concerned

Materials and components used in the construction of hearths, fireplaces, chimneys and flues, and oil and Liquid Petroleum Gas tanks and piped connections to appliances for combustion systems providing space heating, hot water and cooking services in buildings.

7. Notification Under Another Act

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8. Main Content

A. The proposed changes comprise the introduction of 2 new technical requirements and supporting technical guidance (which achieve harmonisation with Scotland), and the provision of more extensive and up-to-date practical guidance on ways of complying with the 3 existing technical requirements which are retained. The main changes are listed in annex A to the draft compliance cost assessment. The new requirements cover the protection of oil and LPG storage installations from fires and the protection of ground water and drains from oil pollution.

The revision of the technical guidance supporting the existing requirements has taken into account combustion product innovation (especially gas appliances) and increased market share of work in existing buildings but most importantly aims to improve the safety of installations as handed over to building owners/users. Recognition of equivalent standards and testing is given in the standard Foreword being incorporated into this and all new editions of Approved Documents.

The UK will fulfill its obligation under Article 12 of Directive 83/189/EEC (as amended) when these Regulations are officially published.

The following mutual recognition clause is to be inserted



into the text of the document:

Materials and Workmanship; Any building work which is subject to the requirements imposed by schedule 1 of the Building Regulations should, in accordance with regulation 7, be carried out with proper materials and in a workmanlike manner. You may show that you have complied

with the regulation 7 in a number of ways. These include the appropriate use of a product bearing the CE marking in accordance with the Construction Products Directive (89/106/EEC), as amended by the CE Marking Directive (93/68/EEC) or a product complying with an appropriate technical specification (as defined in those Directives), a British Standard, or an alternative national technical specification of any state which is a contracting party to the European Economic Area which in use, is equivalent, or the material is covered by a certificate issued by the European Technical Approvals issuing body. You will find further guidance in the Approved Document supporting regulation 7 on material and workmanship

B. The UK would like to be informed by other Member States of their own standards or regulations offering an equivalent level of safety & security.

9. Brief Statement of Grounds

The proposals stem from changing perceptions of the hazards associated with combustion installations and liquid fuel storage systems and the increasing risks of accidents. The hazards associated with combustion installations and liquid fuel storage systems are exposure to fatal and non-fatal concentrations of carbon monoxide, fatal and non-fatal burn and smoke inhalation injuries caused by buildings set afire and the ill effects of chronic exposure to carbon monoxide and nitrogen dioxide. It is the chronic effects which are now being viewed more seriously.

The additional hazard associated with oil storage systems is pollution of water courses and drains. The risks of accidents are increasing because of changes in the fuel supply market place, innovation in combustion appliance design and technology and an increasingly important market for installation work in existing buildings. The pace of change is also causing difficulties for designers, installation contractors and enforcement bodies in maintaining breadth and depth of expertise.

10. Reference Documents - Basic Texts

i. This notification is accompanied by a copy of the draft new edition of Approved Document J which would replace the current edition if the legislative amendments are



made.

ii. The Building Regulations 1991 sent with notification
94/0246/UK

iii. -

11. Invocation of the Emergency Procedure

No

12. Grounds for the Emergency

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13. Confidentiality

No

14. Fiscal measures

No

C. TROJAN
COMEUR
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