



Notification Number: 2004/158/UK

The Building (Scotland) Regulations 2004

Date received : 06/05/2004

End of Standstill : 09/08/2004

Message

Message 001

Communication from the Commission - SG(2004) D/50866

Directive 98/34/EC

Notifikation - Notifizierung - Γνωστοποίηση - Notificación - Notification - Notifica - Kennisgeving -
Notificação - Ilmoitus - Anmälan : 2004/0158/UK.

Fristerne indledes ikke - Kein Fristbeginn - Καμμία έναρξη προθεσμίας - Does not open the delays - No abre el
plazo - N'ouvre pas de délais - Non fa decorrere la mora - Geen termijnbegin - Nao inicia o prazo - Määräaika ei
ala tästä - Inleder ingen frist.

(MSG: 200400866.EN)

1. Structured Information Line

MSG 001 IND 2004 0158 UK EN 09-08-2004 06-05-2004 UK NOTIF 09-08-2004

2. Member State

United Kingdom

3. Department Responsible

Department of Trade and Industry: Standards and Technical Regulations Directorate

3. Originating Department

Scottish Executive Development Department

4. Notification Number

2004/0158/UK – B10

5. Title

The Building (Scotland) Regulations 2004

6. Products Concerned



Construction Products

7. Notification Under Another Act

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8. Main Content

The Building (Scotland) Regulations 2004 will replace the existing Building Standards (Scotland) Regulations 1990 and the Building Operations (Scotland) Regulations 1975. The Guidance Documents will replace the existing Technical Standards for compliance with the Building Standards (Scotland) Regulations.

The UK will fulfil its obligation under Article 12 of Directive 98/34/EC when these regulations are officially published.

9. Brief Statement of Grounds

The Building (Scotland) Act 2003 was enacted in March 2003 and, over the next two years, will completely change the methods for setting and enforcing standards on building work in Scotland. The changes have been made primarily to permit European harmonised standards to be used in Scotland as required under the Construction Products Directive (CPD). As primary legislation was essential, the opportunity was also taken to update the entire system of building standards. The new format uses functional as opposed to performance or prescriptive standards, and the Guidance Documents represent a level transposition of the existing Technical Standards.

10. Reference Documents - Basic Texts

a) Guidance Documents:

- Technical Handbook – for the Scottish building regulations
Domestic Buildings
- Technical Handbook – for the Scottish building regulations
Non-Domestic Buildings

11. Invocation of the Emergency Procedure

NO

12. Grounds for the Emergency

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13. Confidentiality

NO

14. Fiscal measures

NO

15. Impact assessment

As stated above at '9', the Guidance Documents are essentially a level transposition of the existing Technical



Standards and it should be possible to continue to build to the same designs under the new Regulations. It has been agreed, therefore, that because of the level transposition, it has not been necessary to prepare a regulatory impact assessment to accompany these changes.

16. TBT and SPS aspects

TBT Aspect: NO

The draft does not have a significant effect on international trade.

SPS Aspect: NO

The draft is not a sanitary or phytosanitary measure in the sense of Annex A of the SPS Agreement.

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