

# OFFICE OF THE DEPUTY PRIME MINISTER

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ODPM Circular 08/2004  
Office of the Deputy Prime Minister  
Portland House, Stag Place, London SW1E 5LP

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31 December 2004

## THE BUILDING ACT 1984 AND THE BUILDING REGULATIONS

### The Building (Amendment) (No.3) Regulations 2004:

- **Replacement of the Building (Amendment) (No.2) Regulations 2004 with the Building (Amendment) (No.3) Regulations 2004**
- **Further provision for self-certification**
- **Related amendments to the Building Regulations 2000**

New Approved Document giving guidance on Part P  
(Electrical safety)



## INTRODUCTION

1. I am directed by the First Secretary of State to draw your attention to the Building (Amendment) (No. 3) Regulations 2004 (S.I. 2004/3210) which were made on 06 December 2004. The provisions will come into force on 31 December 2004.
2. In accordance with section 14(3) of the Building Act 1984, these Amendment Regulations were made after consultation with the Building Regulations Advisory Committee and with other bodies representative of the interests concerned.
3. The purpose of this Circular is to:
  - announce that the Building (Amendment) (No.2) Regulations 2004 have been revoked in their entirety but re-enacted, with minor alterations, in the Building (Amendment) (No.3) Regulations 2004;
  - draw attention to these Amendment Regulations and explain the changes they make to the Building Regulations 2000 ("the Building Regulations");
  - announce further provisions for self-certification; and
  - announce the approval and publication of an amendment to Approved Document P.
4. This Circular does not give advice on the technical requirements of Part P because these are matters covered by the Approved Document. Annex A to this Circular sets out in tabular form all the changes to the Building Regulations made by S.I. 2004/3210.

## ODPM CIRCULAR 05/2004

5. The information in this circular remains valid except:
  - (a) In each case where the Circular refers to the Building (Amendment) (No.2) Regulations 2004 (S.I. 2004/1808) substitute the Building (Amendment) (No.3) Regulations (S.I. 2004/3210).
  - (b) In para 8 ( Limits on application) add at end:
    - in extensions to buildings such as conservatories, porches, covered yards, covered ways or carports open on at least two sides.
  - (c) In para 19, the ODPM contact for enquiries on Part P self-certification schemes is Ian Drummond and the e-mail address for enquiries is [enquiries.br@odpm.gsi.gov.uk](mailto:enquiries.br@odpm.gsi.gov.uk).
  - (d) Replace Annex A with Annex A to this Addendum.

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  - (d) Replace Annex A with Annex A to this Addendum.

APPROVED DOCUMENT P

6. The First Secretary of State, in exercise of his powers under section 6(1) of the Building Act 1984, has approved an amendment to Approved Document P, giving guidance on the additional provisions in S.I. 2004/3210 which were not in S.I. 2004/1808. Formal notice of this approval, which takes effect on 1 January 2005, is contained in Annex B to this Addendum to Circular 05/2004.

**PAUL F. EVERALL**

Assistant Secretary in the Office of the Deputy Prime Minister

**THE BUILDING (AMENDMENT) (NO. 3)  
REGULATIONS 2004  
(S.I. 2004/3210)**

The following table lists all of the changes made by S.I. 2004/3210 to the Building Regulations 2000 (S.I. 2000/2531) (as amended by S.I. 2001/3335, S.I. 2002/440, S.I. 2002/2871, S.I. 2003/2692 and S.I. 2004/1464).

S.I. 2000/2531 Regulation No.	S.I. 2004/3210 Regulation No.	Action
2(1)	2(2)(a)	Interpretation: Definition of "controlled service or fitting" is extended to include electrical installations
2(1)	2(2)(b), (c) and (d)	Interpretation: New definitions are inserted for "electrical installation", "extra-low voltage" and "low voltage"
3(1A)	2(3)	Meaning of building work: Part P is added so that the limitation on the definition of building work in relation to the provision of certain Part L1 controlled services or fittings in existing dwellings does not apply to Part P
6(1)(a)	2(4)	Requirements relating to material change of use: Part P is added so that, when relevant, work in connection with a material change of use must comply with the technical requirements in Part P
8	2(5)	Limitation on requirements: Part P is added so that compliance with Part P does not require anything to be done beyond what is necessary to secure reasonable standards of health and safety
9	2(6)	Exempt buildings and work: A paragraph is added so that Part P applies to electrical installations in greenhouses, any small detached building and certain extensions to a building
12 (5), Schedule 2A, Schedule 2B	2(7), (10) and Part 2 of the Schedule	Giving of a building notice or deposit of plans: Regulation 12(5) is changed so that a person is not required to give a building notice or deposit full plans if (a) registered with one of the self-certification schemes listed in the extended Schedule 2A and intending to carry out building work applicable to that scheme, or (b) intending to carry out electrical work of the nature described in the new Schedule 2B

S.I. 2000/2531 Regulation No.	S.I. 2004/3210 Regulation No.	Action
16A	2(8)	Provisions applicable to self-certification schemes: <i>Regulation 16A is changed to extend the provisions applicable to self-certification schemes to Part P schemes</i>
Schedule 1	2(9) and Part 1 of the Schedule	Requirements: <i>A new Part P (Electrical safety) is inserted into Schedule 1 to the Regulations</i>
Schedule 2A	2(10)	Exemptions from requirement to give building notice or deposit full plans: <i>Schedule 2A is extended to include ten Part P competent person self-certification schemes, so that persons registered with the schemes will be able to self-certify compliance with the Building Regulations when carrying out work on fixed low or extra-low voltage electrical installations in dwellings</i>
New Schedule 2B	2(11)	Descriptions of work where no building notice or deposit of full plans required: <i>Schedule 2B lists the types of electrical work that do not require the giving of a building notice or deposit of full plans. New definitions of "special location", "special installation" and "kitchen" are added.</i>

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## BUILDING ACT 1984

### NOTICE OF APPROVAL OF A DOCUMENT FOR THE PURPOSE OF GIVING PRACTICAL GUIDANCE WITH RESPECT TO THE REQUIREMENTS OF THE BUILDING REGULATIONS 2000

The First Secretary of State hereby gives notice under section 6 of the Building Act 1984 that, in exercise of his powers under the said section 6, he has approved the document listed below for the purpose of giving practical guidance with respect to the specified requirements of the Building Regulations 2000 (as amended). This approval takes effect on 1 January 2005.

<b>Document</b>	<b>Requirement of the Building Regulations 2000 in respect of which the document is approved</b>
Amendment to Approved Document P: Electrical safety	Schedule 1 Part P of the Building Regulations 2000

Signed by authority of the  
First Secretary of State

**Paul F Everall**  
an Assistant Secretary  
in the Office of the  
Deputy Prime Minister

23 December 2004

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