



**Department
for Business
Innovation & Skills**

**BIS SEVENTH STATEMENT OF
NEW REGULATION**

Regulations covering January to
June 2014

DECEMBER 2013

Overview of BIS seventh statement of new regulation

BIS starts this next regulatory period with a credit from SNR 5-6 credit of £80.61m. This is the biggest saving to business delivered by any Government Department.

In SNR7, BIS will introduce six deregulatory measures saving business a total of £47.44m. The biggest of these are:

- **£25.1m saving to business - Copyright exception reforms:** This is a package of relatively small but important reforms to copyright law that will give users of copyright works new basic rights, while continuing to provide necessary protections for copyright owners. One of these measures is Copyright Exception for Archiving and Preserving (£24.4m OUT). The existing preservation exception will be updated to apply to all types of media and to museums and galleries, as well as libraries and archives. The Government has also listened to concerns about complex copyright law. Altogether, the proposed changes will remove up to 45 pages of unnecessary rules and regulations from the statute book.
- **£13.6 saving to business - Extension to the Primary Authority scheme:** This measure extends the Primary Authority scheme to Fire Safety regulations. Primary Authority enables businesses to form a statutory partnership with a single local authority, which then provides reliable advice and coordinates inspections and enforcement. More than 30,000 small businesses can now access Primary Authority after early buy-in from their trade associations, franchises and business groups.

BIS will introduce six domestic measures that will have a cost to business of £28.2m. The biggest of these are:

- **£16m cost to business - The Financial Services Act 2012 (Consumer Credit) Order:** This is a modernisation of consumer credit regulation to ensure better consumer protection in a rapidly changing market. Regulatory responsibility will transfer from the Office of Fair Trading (OFT) to the Financial Conduct Authority (FCA) in April. The Government has, with the FCA, designed a regulatory approach which will focus on the areas of the market posing greatest risk to consumers, while ensuring a proportionate approach to regulation of lower-risk activities.
- **£10.3m cost to business - Right to Request Flexible working:** This is a Coalition commitment to ensure a strong and efficient labour market, and give all employees the opportunity to contribute more widely to society. Whilst we recognise that there is a cost to business, the government has consulted extensively with business to minimise the administration around considering requests, and there will be wider benefits to businesses, not least from a more engaged and motivated workforce.

BIS will also introduce several measures which are out of scope for One-In-Two-Out but will nevertheless benefit business:

- **Employment Tribunals:** Requiring parties in employment tribunals to attempt to settle claims out of Court (saving business £25.83m per year)
- **Land Registry Fees:** Reducing by 50% the land registry fees for applications to register transfers and charges of the whole of a registered title and for some other registration applications, where these applications are lodged electronically. The reduction reflects the efficiencies and benefits that electronic lodgement brings and will provide an incentive for customers to use the e-lodgement service and hopefully will increase the number of applications made electronically. Additionally, reductions in fees in the lower Scale 1 Fee Bands (where the price paid for or value of the property is not more than £100 000). This means that fees for applicants at the lower end of the property market, especially right to buy and shared equity purchases, are reduced. Finally, simplification of the fees for inspection or official copies of documents relating to registered titles. The fee is now per document and this will also mean a reduction in fee for the majority of applicants

List of all Regulatory Measures planned for SNR7 – One-in, Two-out, Red Tape Challenge and EU measures

Key:

IA Nr and / or RTC theme	Number on the Impact Assessment and/or category of Red Tape Challenge theme
Lead Dept	Department with lead on the measure
Title of measure	Title of the UK legislation created/amended/removed, if available
Coming into force	Date measure is due to come into force
Reg/Dereg	Regulatory or Deregulatory
OITO	One-in, Two-out measure
RTC	Red Tape Challenge measure. The table specifies these are either measures being scrapped or improved.

IA No. and/or RTC theme	Lead Dept	Title of Measure	Effect of the Measure	Coming into force	Regulatory / Deregulatory	OITO	RTC	EU
BIS-TBC Environment EN272-276	BIS	The Waste Electrical and Electronic Regulations 2013	To repeal the 2006 Waste Electrical and Electronic Equipment (WEEE) Regulations and replace them with new regulations effective from 1 January 2014. The recast directive introduces changes to the UK WEEE system which reduces the cost of compliance for UK businesses.	31 Jan 2014	Dereg		Improve	✓
BIS-TBC	BIS	The Aerosols Dispensers (Amendment) Regulations 2014	To implement a change in the labelling requirements of the Aerosol Dispensers Directive to bring it into line with updated labelling requirements in the European Classification Labelling and Packaging (CLP) Regulations. This alignment prevents aerosols dispensers having to bear two different safety labels.	30 Mar 2014	Reg			✓
BIS0389	BIS/HMT	The Financial Services Act 2012 (Consumer Credit) Order 2013	To transfer responsibility for consumer credit regulation to the Financial Conduct Authority, and various associated changes.	01 April 2014	Reg	✓		
BIS-TBC	BIS	Right to Request Flexible Working (Part 8, Children and Families Bill)	To expand the right to request flexible working to all employees, and remove the statutory process that employers must currently follow when considering requests for flexible working.	06 April 2014	Reg	✓		
BISCCP003	BIS	Enterprise Act 2002 (Publishing of Relevant Information under section 188A) Order 2014	To give businesses a mechanism to prevent unproblematic agreements from inadvertently being caught by the cartel office, and to allow material information about the agreements to be disclosed to the public and competition authorities in an informative and accessible but not overly burdensome way.	06 April 2014	Reg	✓		

IA No. and/or RTC theme	Lead Dept	Title of Measure	Effect of the Measure	Coming into force	Regulatory / Deregulatory	OITO	RTC	EU
BIS0313	BIS	The Copyright (Regulation of relevant licensing bodies) Regulations 2014 (Codes of Conduct)	To improve the efficiency, governance and accountability of collecting societies through remedying gaps in self regulation, and to enable the introduction of extended collective licensing.	06 April 2014	Reg	✓		
BIS0238	BIS	A competition regime for growth	To create a new Competition and Markets Authority and strengthen the UK competition regime.	06 April 2014	Reg	✓		
BIS0306	BIS	The Copyright, Designs and Patents Act 1988 (Amendment) Regulations 2014 (Archive & Preservation)	To make it easier to preserve creative content held by libraries, archives, museums and galleries by widening the existing preservation exception – extending it to cover all types of copyright work and to apply to more institutions.	06 April 2014	Dereg	✓		
BIS0310	BIS	The Copyright, Designs and Patents Act 1988 (Amendment) Regulations 2014 (Quotations)	To permit the use of quotations from copyright works for purposes not already covered by existing exception for criticism and review.	06 April 2014	Dereg	✓		
BIS0388	BIS	The Copyright, Designs and Patents Act 1988 (Amendment) Regulations 2014 (Educational Use)	To amend copyright exceptions for education, so that copyright does not unduly restrict education and teaching, without undermining incentives to creators.	06 April 2014	Dereg	✓		
BIS0308	BIS	The Copyright, Designs and Patents Act 1988 (Amendment) Regulations 2014 (Copyright Exceptions for disabled people)	To simplify the law and ensure that as many people as possible who have disabilities that prevent them accessing copyright works in their original format are able to benefit from accessible versions of these works.	06 April 2014	Dereg	✓		

IA No. and/or RTC theme	Lead Dept	Title of Measure	Effect of the Measure	Coming into force	Regulatory / Deregulatory	OITO	RTC	EU
BIS0311	BIS	The Copyright, Designs and Patents Act 1988 (Amendment) Regulations 2014 (Private Study)	To make available, all copyright works, including sounds recordings, films and broadcasts, for reasonable use in genuine research and study, while not unduly infringing the rights of copyright holders in such material.	06 April 2014	Dereg	✓		
BIS0312	BIS	The Copyright, Designs and Patents Act 1988 (Amendment) Regulations 2014 (Text & Data Analytics)	To permit copying where it is for the purpose of applying analytic technologies, in cases where access to articles and/or data has already been gained (e.g. by subscription), and the works have been provided to the user, separately from the publisher or provider's system.	06 April 2014	Dereg	✓		
BIS1057	BIS	The Copyright, Designs and Patents Act 1988 (Amendment) Regulations 2014 (Parody)	To introduce an exception into copyright law allowing limited use of copyright works for the purposes of parody, caricature and pastiche.	06 April 2014	Dereg	✓		
BIS1055	BIS	The Copyright, Designs and Patents Act 1988 (Amendment) Regulations 2014 (Private Copying)	To permit a consumer who has lawfully bought a copy of a creative work to reproduce that copy for their own private and non-commercial use.	06 April 2014	Dereg	✓		
BRDO001	BIS	Extension to the Primary Authority Scheme	To extend the Primary Authority scheme to fire safety, improving the consistency and quality of advice to businesses.	06 April 2014	Dereg	✓		
BIS04/15 Employment (EMP134, 148)	BIS	Transfer of Undertakings (Protection of Employment) (TUPE) Regulations 2013	To simplify the TUPE regulations so that business transfers are easier for those concerned.	31 Jan 2014	Dereg	✓	Improve	

IA No. and/or RTC theme	Lead Dept	Title of Measure	Effect of the Measure	Coming into force	Regulatory / Deregulatory	OITO	RTC	EU
MOJ070 ¹	BIS	Insolvency (Amendment) Rules 2014	To reflect creation of Single County Court in Crime and Courts Act 2013 in the existing Insolvency Rules.	06 April 2014	Dereg	✓		
Company and Commercial Law (CCL133)	BIS	The European Economic Interest Groupings Regulations 1989	To remove Forms from legislation and placing in Registrars Rules.	06 April 2014	Dereg	✓	Improve	
Company and Commercial Law (CCL132)	BIS	The European Public Limited Liability Company Regulations 2004	To remove Forms from legislation and placing in Registrars Rules.	06 April 2014	Dereg	✓	Improve	
BIS-TBC	BIS	Local Government (Miscellaneous Provisions) Act 1982 – Schedule 4 Street Trading	To make the Pedlars Acts 1871 & 1881 (Pedlars Acts) and Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 (LG(MP)A) compliant with the Services Directive. Making the good character assessment objective and consistently applied across the UK and removing the current residency requirement. Clarify discretionary grounds for refusal and enable electronic application for Street Trading license.	06 April 2014	Reg			✓

¹ This is a BIS measure despite having an MOJ Impact Assessment, BIS is making consequential amendments to insolvency rules to take account of MOJ's policy change.

IA No. and/or RTC theme	Lead Dept	Title of Measure	Effect of the Measure	Coming into force	Regulatory / Deregulatory	OITO	RTC	EU
BIS0396	BIS	Consumer Contracts (Information, Cancellation and Additional Payments) Regulations 2013	To encourage growth and consumer confidence by harmonising rules so that traders and consumers face only one set of requirements whenever they sell and buy in the EU.	06 April 2014	Reg	✓		✓
Company and Commercial Law (CCL75-78)	BIS	The Company, Limited Liability Partnership and Business (Sensitive Words and Expressions) Regulations 2014	To merge and reduce four regulations, to make choosing an acceptable company name easier and to simplify the manner of its display at premises, on websites and on written communications.	01 May 2014	Dereg	✓	Improve	
Company and Commercial Law (CCL94, 79, 81)	BIS	The Company, Limited Liability Partnership and Business (Names and Trading Disclosures) Regulations 2014	To merge and reduce three regulations, to make choosing an acceptable company name easier and to simplify the manner of its display at premises, on websites and on written communications.	01 May 2014	Dereg	✓	Improve	
Retail (Retail 016)	BIS	Misrepresentation Act 1967	To repeal this regulation as it is superseded by the new EU Consumer Rights Directive.	01 June 2014	Dereg		Scrap	✓
Retail (Retail 014-15)	BIS	Consumer Protection (Distance Selling) Regulations 2000 & Consumer Protection (Distance Selling) Amendment Regulations 2005	To repeal the old regulations as they are superseded by the new EU Consumer Rights Directive.	01 June 2014	Dereg		Scrap	

IA No. and/or RTC theme	Lead Dept	Title of Measure	Effect of the Measure	Coming into force	Regulatory / Deregulatory	OITO	RTC	EU
Retail (Retail 013)	BIS	Cancellation of Contracts Made in a Consumer's Home or Place of Work, etc. Regulations 2008	To repeal this measure to encourage growth and consumer confidence by harmonising rules so that traders and consumers face only one set of requirements whenever they sell and buy in the EU.	01 June 2014	Dereg		Scrap	

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