



# COMHAIRLE NAN EILEAN SIAR

## BUILDING (SCOTLAND) ACT 2003

***Application under Section 9 for a Building Warrant to construct, demolish or convert a building, or to provide services, fittings or equipment in or in connection with a building***

### 1. APPLICANT

Name: .....

Address: .....

.....

Tel. No: .....

.....

Mobile No: .....

Post Code: .....

E-mail: .....

### 2. DULY AUTHORISED AGENT (if any)

Name: .....

Address: .....

.....

Tel. No: .....

.....

Mobile No: .....

Post Code: .....

E-mail: .....

### 3. OWNER (if different from applicant)(see note 1)

Name: .....

Address: .....

.....

Tel. No: .....

.....

Mobile No: .....

Post Code: .....

E-mail: .....

### 4. Location of Building or Site to which the application relates

.....

### 5. Use of Building

(If new building or an extension) Please state proposed use:

.....

(If existing building) Please state:

1. current use – .....

2. proposed use - .....

Is this a conversion in terms of the Regulations? – (See Annex 1)

YES/NO\*

(If YES) Please state which description of conversion applies

.....

### 6. State of Work

Has the work which is the subject of this application already started?

YES/NO\*

(if YES, see note 2).

Has the work which is the subject of this application been completed?

YES/NO\*

(if YES see note 3)

**7. Proposed Work**

Please give brief description of work, and state whether it is to construct (erect, extend or alter) and/or convert; provide services, fittings or equipment; or demolish

.....

**8. Staged Applications**

If the application is to be staged, the stage(s) applied for should be indicated (this should be agreed with the verifier) –

.....

**9. Application for Demolition**

If the application is for, or includes, the demolition of a building please state the period of time that the demolition works will be completed within- weeks/months\*

**10. Security Matters**

Do you consider any part of your proposals should not be open to public inspection on the building standards register? (see note 4). YES/NO\*  
(If yes, the verifier will decide with you the extent of the restrictions)

**11 Limited-life Building**

If the intended life of the building is to be five years or less from the date of completion, please state duration: ..... years.  
(Less onerous requirements may apply. The warrant will include a condition requiring removal at the end of the stated intended life.)

**12. Fire Authority**

If the enforcing authority for the building (under Section 61(9) of the Fire (Scotland) Act 2005 as amended) is not the Fire and Rescue Service please state the fire authority:

.....

**13. Planning – Listed buildings**

If the application concerns buildings listed as being of special architectural or historic interest or in a conservation area please state category:- .....  
(If in doubt, the planning authority can advise)  
Please state if the building has any other historical important? (e.g. association with significant historical person or event).

.....

**14. Relaxation Direction**

If the proposed work is the subject of a Relaxation Direction given by the Scottish Ministers please state:

Reference number:..... Date: .....

**15. Notices**

Please indicate if this application is as the result of any of the following notices, and if so give the reference number:

Building Regulations compliance notice	Yes/No*	Ref No. ....
Building Warrant enforcement notice	Yes/No*	Ref No. ....
Defective buildings notice	Yes/No*	Ref No. ....
Is the building subject to any Dangerous building notice?	Yes/No*	Ref No: .....

(If YES, give the reference number)

**16. Estimated Value of Works** £..... (excluding VAT)

(Please note that the verifier may seek evidence for this figure, and make comparisons with established independent indices of building costs. For erection of new dwellings please refer to guidance notes for £/m<sup>2</sup> rates).

**17. Certificates of Design**

Do any certificates from approved certifiers of design accompany this application? YES/NO\*  
(If Yes, see annex 2).

**18. Certificates of Construction**

Do you intend to use an approved certifier of construction and provide a certificate to accompany the completion certificate submission? (if YES see annex 3) YES/NO\*

**19. Sustainability**

(For warrants related to construction of new buildings only) Have the proposals been designed to achieve any of the optional higher levels as contained in guidance within section 7 of the Technical Handbooks? (if YES, see annex 4, enclosed) YES/NO\*

**20. Scottish Type Approval Scheme**

Are the proposals covered by Local Authority Building Standards, Scottish Type Approval Scheme (STAS) (if Yes, provide STAS approval reference number) YES/NO  
Reference No. ....

**21. Privacy Notice**

Your views are important to us. In conjunction with local authorities, the Scottish Government (Building Standards Division) would like the opportunity to contact you in the future to invite your feedback as part of the national customer satisfaction survey for building standards.

The Scottish Government may appoint a carefully selected third party to administer the survey independently on its behalf and notify you when the questionnaire is available. If you would prefer that we **DO NOT** share your contact details with any carefully selected third parties for the specific purpose of the national customer satisfaction survey for building standards, please **TICK THIS BOX**.

If un-ticked, we will assume you are happy to be invited to participate in the survey.

**22. DECLARATION**

I/We\* apply for a warrant and declare –

1. that the work will be carried out in accordance with building regulations and in accordance with the details supplied above and any necessary accompanying information (including annexes to this application, drawings, and specifications). (see note 6)
2. I am/we\* are the owner of the building/that the owner of the building is aware of this application\*
3. [Where the warrant involves a specified conversion] That after the conversion the building as converted will comply with building regulations.\*

Signature .....(applicant/duly authorised agent\*)(see note 7)

Date .....

*\*Delete as appropriate*

<p><b>WARNING</b></p> <p><b>A Building Warrant does not exempt you from obtaining other types of permission necessary, e.g. Planning Permission or Listed Building Consent. Consult the Comhairle if in doubt.</b></p>
--

**NOTES**

1. The name and address of the owner is required as the Act requires the owner to be informed if a building warrant is granted.
2. If work has started, the regulations which apply are those at the date of this application, and the fee to be paid will be 200% higher because the verifier will require to inspect the work. Disruptive surveys may be needed to establish what has been constructed.
3. If the works have been completed an application for warrant is not appropriate and a completion certificate under the terms of Section 17 (4) of the Building (Scotland) Act 2003 should be submitted.
4. Security matters. Subject to the restrictions below, details of applications are made public in accordance with the procedural regulations, with information on the application available on line, and drawings etc. available for copy or inspection at local authority premises. The local authority may remove documents from the register if they are satisfied there are genuine security concerns. For those documents on the register there are also restrictions on their copying. The first restriction relates to non-residential buildings, prisons, a building where a person may be legally detained or otherwise held in custody, the Scottish Parliament or the Royal Private Estate and applies where the applicant has confirmed the disclosure or copying would raise security concerns. Details agreed between the verifier and the applicant will be withheld unless the owner of the building gives written permission for them to be released. Thus parts of applications for buildings such as banks may only be available with the owner's written permission. The second restriction relates to all

other residential buildings and copying is restricted to owners, occupiers or tenants, or prospective owners, occupiers or tenants of the relevant building or an adjoining building. There will thus normally be no need to further restrict access to any details in relation to residential buildings.

5. Guidance on certificates from approved certifiers, and the drawings and other information that should accompany this application is given in the paragraphs at 3.2 in the Procedural Handbook issued by the Building Standards Division. This is available at: [www.scotland.gov.uk/bsd](http://www.scotland.gov.uk/bsd).
6. Note that this includes a commitment to meet the requirements of regulations 13 to 15, which set requirements for how the public will be protected from the activities on site.
7. Even where signed by an agent, it is the applicant that is declaring that the work will be done in accordance with the regulations and details of application.
8. Where full information is not available, the verifier may decide to grant a warrant on condition that you provide further details before certain stages of work commence on site. The stages must be agreed with the verifier.
9. Any applicant aggrieved by the decision of a verifier to refuse a warrant may, within 21 days of the date of the decision, appeal to the sheriff by way of summary application.

#### ADDRESS TO WHICH YOU SHOULD SEND YOUR APPLICATION

##### Lewis & Harris

Building Standards Department  
Comhairle nan Eilean Siar  
Sandwick Road  
Stornoway  
Isle of Lewis  
HS1 2BW

Tel 01851 822692  
FAX 01851 705349  
E-mail [CNES\\_Buildingstandards.gov.uk](mailto:CNES_Buildingstandards.gov.uk)

##### Uists & Barra

Building Standards Department  
Comhairle nan Eilean Siar  
Balivanich  
Benbecula  
HS7 5LA

Tel 01870 604990  
FAX 01870 602988  
E-mail [john.macmillan@cne-siar.gov.uk](mailto:john.macmillan@cne-siar.gov.uk)

## ANNEX 1 - CONVERSION

Any change in the occupation or use of a building which falls into one of the following descriptions is considered a conversion to which the Building Regulations apply

Change in the occupation or use of –

1. a building to create a dwelling or dwellings or a part thereof;
2. a building ancillary to a dwelling to increase the area of human occupation;
3. a building which alters the number of dwellings in a building;
4. a domestic building to any other type of building;
5. a residential building to any other type of building;
6. a residential building which involve a significant alteration of the characteristics of the persons who occupy, or will occupy, the building, or which significantly increase the number of people occupying, or expected to occupy, the building;
7. a building so that it becomes a residential building;
8. an exempt building (in terms of schedule 1) to a building which is not so exempt;
9. a building to allow access by the public where previously there was none;
10. a building to accommodate parts in different occupation where previously it was not so occupied.

## ANNEX 2 - CERTIFICATES FROM APPROVED CERTIFIERS OF DESIGN

If you are providing any certificates from approved certifiers of design with this application, please list reference numbers of any certificates from approved certifiers of design, and attach the signed certificates to this application	Ref No:
	Ref No:
	Ref No:

If you intend to provide any certificates from approved certifiers of design after you have made this application, please list details of the certification scheme and approved certifier of design

**Scheme(s)**

Please list approved certifiers of design details

Name of Certifier		Registration Number	
Name of Approved Body		Registration Number	

### Important Note

**1. The Certificates must be signed by certifiers fully approved to issue certificates for the matters certified on the date the certificate was signed.**

**NOTE: If after giving notice of intent to provide a certificate from an approved certifier of design the certificate is not provided to support this application, the amount of fee discounted required to be paid to the verifier and may delay the grant of the building warrant**

## ANNEX 3 - CERTIFICATES FROM APPROVED CERTIFIERS OF CONSTRUCTION

Please list the certification schemes for which you intend to use an approved certifier of construction and provide a certificate to accompany the completion certificate submission –

**Scheme(s)**

(If known) Please list approved certifiers of construction details –

Name of Certifier		Registration No.	
Name of Approved Body		Registration No.	

Include work types – if applicable to Schemes(s)

### Important Notes

1. If the intention to provide a certificate from an approved certifier of construction is not declared on this form, this does not preclude a certificate subsequently being provided with the completion certificates submission.
2. Any person intending to use an approved certifier of construction should check the current status of known firms by using the Certification Register available at [www.scotland.gov.uk/bsd](http://www.scotland.gov.uk/bsd).
3. Work types for certificate of construction are as below:

Work types apply to the 'drainage, heating and plumbing' scheme and include

- Above ground drainage
- Air source heat pumps
- Below ground drainage
- Biomass boiler installations
- Electrical work to BS7671 relating to drainage, heating and plumbing
- Gas installations over 70kW output
- Gas installation up to 70kW input
- Ground source heat pumps

- Oil installations up to 45kW output
- Solar thermal panels
- Solid fuel installations up to 50kW output
- Unvented hot water cylinder

**NOTE:** If after giving notice of intent to use a certificate of construction a certificate from an approved certifier is not provided with the completion certificate submission, the amount of fee discounted requires to be paid to the verifier and may delay the acceptance of the completion certificate by the verifier.

**ANNEX 4 - SUSTAINABILITY**

In the table below, please indicate with an 'X' which aspects of the building have been designed to achieve a higher level of sustainability as defined in Section 7 of the Technical Handbooks.

**Sustainability Labelling for Domestic Buildings (applicable to new buildings only)**

	Bronze Active	Silver	Silver Active	Gold	Platinum
Carbon dioxide emissions					
Energy for space heating (domestic only)	Not applicable		Not applicable		Not applicable
Energy for water heating (domestic only)					
Water use efficiency (domestic only)					
Optimising performance (domestic only)					
Well-being and security (domestic only)					
Adaptability and flexibility (domestic only)					
Material use and waste (domestic only)					

**Sustainability Labelling for Non-Domestic Buildings**

	Bronze Active	Silver	Silver Active	Gold	Platinum
Carbon dioxide emissions					
Energy (for thermal comfort and artificial lighting) (Schools only)	Not applicable		Not applicable		Not applicable
Water efficiency (Schools only)					
Biodiversity (Schools only)					
Flexibility and adaptability (Schools only)					
Well-being (Schools only)					
Material use and waste (Schools only)					
Optimising performance (Schools only)					

Where this application relates to multiple buildings, please state which buildings the higher aspects relate to:

Address of building(s) .....

**Important Note.** Where this application is for multiple buildings which have been designed to achieve different levels of sustainability in Section 7 then a separate table will be needed for each building or group of buildings to which each level relates.