



Building (Scotland) Act 2003

2003 asp 8

PART 2

APPROVAL OF CONSTRUCTION WORK ETC.

Completion certificates

19 Completion certificates: certification of construction

- (1) On submitting a completion certificate to a verifier under this Act, the person submitting the completion certificate may submit to the verifier a certificate issued by an approved certifier of construction certifying in relation to the building in question that such construction as is specified in the certificate complies with building regulations.
- (2) In subsection (1), the reference to building regulations is—
 - (a) in relation to a completion certificate submitted under subsection (1) of section 17, to those regulations as they applied for the purposes of the building warrant,
 - (b) in relation to a completion certificate submitted under subsection (4) of that section, to those regulations as they have effect on the date on which the completion certificate is submitted.
- (3) In determining whether or not to accept the completion certificate, the verifier must accept the certificate of the approved certifier of construction as conclusive of the facts to which it relates.
- (4) Any approved certifier of construction who—
 - (a) issues a certificate under subsection (1) containing a statement which the certifier knows to be false or misleading in a material particular, or
 - (b) recklessly issues a certificate under subsection (1) which is false or misleading in a material particular,is guilty of an offence.
- (5) In this section—

Status: This is the original version (as it was originally enacted).

“certificate”, in relation to construction, means a certificate which the approved certifier of construction is authorised to issue—

(a) in the case of such a certifier appointed under section 7(1), by the terms of the certifier’s appointment,

(b) in the case of a person who is such a certifier by virtue of membership of a scheme approved under section 7(2), by the scheme as approved,

“construction” includes any building or work in relation to a building and includes services, equipment and fittings provided in or in connection with a building.