



Llywodraeth Cymru
Welsh Government

PUBLICATION

Code of Conduct for Registered Building Inspectors (Wales)

We are seeking views on the principles and standards of behaviour that registered building inspectors will need to adhere to.

First published: 24 February 2023

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Date of issue: 27 February 2023

Action required: Responses by 24 April 2023

Overview

This consultation seeks views on the proposed Code of Conduct for Registered Building Inspectors (Wales). This code of conduct applies to all who wish to register with as a Building Inspector, whether they work in the private or public sector.

How to respond

You can email your response to the questions in this consultation to:

enquiries.brconstruction@gov.wales

If you are responding in writing, please make it clear that you are responding to the consultation on:

“Code of Conduct For Registered Building Inspectors (Wales)”

Written responses should be sent to:

Code of Conduct For Registered Building Inspectors (Wales)
Building Regulations,
Welsh Government,
Cathays Park,
Cardiff,
CF10 3NQ

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When you reply, it would be useful if you confirm whether you are replying as an individual or submitting an official response on behalf of an organisation and include:

- your name,
- your position (if applicable),
- the name of organisation (if applicable),
- an address (including post code),
- an email address, and
- a contact telephone number

Further information and related documents

Large print, Braille and alternative language versions of this document are available on request.

Contact details

For any enquiries about the consultation please contact the Welsh Government Building Regulations team by emailing: enquiries.brconstruction@gov.wales

For further information:

Building Regulations
Welsh Government
Cathays Park,
Cardiff,
CF10 3NQ
Telephone: 0300 062 8144

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General Data Protection Regulation (GDPR)

The Welsh Government will be data controller for any personal data you provide as part of your response to the consultation. Welsh Ministers have statutory powers they will rely on to process this personal data which will enable them to make informed decisions about how they exercise their public functions. Any response you send us will be seen in full by Welsh Government staff dealing with the issues which this consultation is about or planning future consultations. Where the Welsh Government undertakes further analysis of consultation responses then this work may be commissioned to be carried out by an accredited third party (e.g. a research organisation or a consultancy company). Any such work will only be undertaken under contract. Welsh Government's standard terms and conditions for such contracts set out strict requirements for the processing and safekeeping of personal data.

In order to show that the consultation was carried out properly, the Welsh Government intends to publish a summary of the responses to this document. We may also publish responses in full. Normally, the name and address (or part of the address) of the person or organisation who sent the response are published with the response. If you do not want your name or address published, please tell us this in writing when you send your response. We will then redact them before publishing.

You should also be aware of our responsibilities under Freedom of Information legislation.

If your details are published as part of the consultation response then these published reports will be retained indefinitely. Any of your data held otherwise by Welsh Government will be kept for no more than three years.

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Your rights

Under the data protection legislation, you have the right:

- to be informed of the personal data held about you and to access it
- to require us to rectify inaccuracies in that data
- to (in certain circumstances) object to or restrict processing
- for (in certain circumstances) your data to be 'erased'
- to (in certain circumstances) data portability
- to lodge a complaint with the Information Commissioner's Office (ICO) who is our independent regulator for data protection

For further details about the information the Welsh Government holds and its use, or if you want to exercise your rights under the GDPR, please see contact details below:

Data Protection Officer:

Welsh Government

Cathays Park

CARDIFF

CF10 3NQ

E mail: Data.ProtectionOfficer@gov.wales

The contact details for the Information Commissioner's Office are:

Wycliffe House

Water Lane

Wilmslow

Cheshire

SK9 5AF

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Tel: 01625 545 745 or
0303 123 1113

Website: <https://ico.org.uk/>

Introduction

Building Safety Act 2022

1. Once the relevant provisions have been commenced the Building Act 1984 (“the Act”) as amended by the Building Safety Act 2022 (“the 2022 Act”) will make provision to improve competence levels and accountability in the building control sector by creating a new professional and regulatory structure for the building control regime.
2. As part of these provisions the Act requires Welsh Ministers to establish and maintain a register of building inspectors.
3. The Act enables the Welsh Ministers to provide for different classes of building inspectors (for example, according to qualifications or experience). Those who wish to register as building inspector will need to meet criteria relevant to the class they wish to register for.
4. Under the Act the Welsh Ministers can delegate another body to undertake some of their functions. They also have other mechanisms to enable a body to act on their behalf. In this consultation paper the regulatory body should be read as if the functions were exercised by Welsh Ministers or on their behalf.
5. This consultation is part of a suite of consultations on standards that are being developed to regulate the Building Control Profession. The suite includes the Operational Standard Rules [1] and the Building Inspector Competence Framework[2] which have already been consulted on and the Professional Conduct Rules for Registered Building Control Authorities which is being published at the same time as this.

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Operational Standards Rules

Building Inspector Competence Framework (BICoF)

Proposals

6. This consultation consists of three documents. These are:
 - this consultation document, which provides an introduction to each document;
 - The Draft Code of Conduct for Registered Building Control Inspectors (Wales) (CoC) - which sets out the mandatory principles of conduct and standards of behaviour applying to all who wish to register as a registered building inspector (RBI), whether they work in the private or public sector
 - the Consultation response form, which provides the consultation questions.
7. We are aware some building control professionals currently operate in England and Wales. As we introduce the new registration system we are interested in any issues that may arise out of differences in the standards between administrations.

This is covered by questions 1 and 2

Code of Conduct for RBIs (Wales)

9. Building control professionals will have to register with the regulatory authority to perform building control work in Wales. The CoC sets out standards of professional conduct and practice that RBIs are expected to meet. They are at the heart of a newly regulated building control profession – one in which all professionals are required to take individual responsibility

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and accountability for their decisions, actions and behaviour.

9. The CoC are mandatory principles of conduct and standards of behaviour applying to all who wish to register as a RBI, whether they work in the private or public sector.
10. We want to hear your views on the proposed CoC we are developing for RBIs.
11. This document sets out our consultation.
12. Copies of the draft code of conduct can be found by scrolling to the bottom of the consultation's introductory landing page. Please read the document in full before completing the survey. You may need to refer to the document when completing your response. You may provide additional comments in a free text box at the end.
13. The CoC will be published in both Welsh and English.
14. This consultation is aimed primarily at individuals and their representative bodies within construction and construction-related industries and the building control bodies that enable the building control system to operate. Specific elements may be of interest to members of the public.

Next steps

15. This consultation will run for 8 weeks, as the scope of the consultation is relatively narrow we are confident that this will give consultees sufficient time to review the draft Code of Conduct and to respond. We welcome responses from anyone with an interest in the subject matter of the consultation but assume that the majority of those responding will be working in/ with the building control profession. We are keen for the results of the consultation to

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be available as soon as possible so as to inform policy development and so that a finalised version of the Code of Conduct can be published, to enable those impacted by it to have time to familiarise themselves with and prepare for the new regulatory regime.

16. This consultation will close on 24 April 2023.

This document may not be fully accessible.

For more information refer to our [accessibility statement](#).

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