



Having consulted with a range of legal experts, this is the change in the regulations that the campaign is proposing to ensure that Housing Associations can gain access to carry out gas safety checks in a timely and efficient manner.

Amendment to: The Gas Safety (Installation & Use) Regulations 1998

Inserting under:

Part G Miscellaneous

Rights of entry

- (1) In this regulation – “relevant authority” means a registered provider of social housing or a local authority
- (2) Any person authorised in writing in that behalf by a relevant authority may at any reasonable time—
 - (a) enter upon any relevant premises for the purpose of—
 - (i) performing any function conferred on the relevant authority or that person by virtue of regulation 36 of these Regulations
- (3) If it is shown to the satisfaction of a justice of the peace on sworn information in writing—
 - (a) that admission to any relevant premises which a person is entitled to enter in pursuance of the preceding subsection has been refused to that person or that refusal is apprehended or that any relevant premises are unoccupied or that the occupier is temporarily absent or that the case is one of emergency or that an application for admission would defeat the object of the entry; and
 - (b) that there is reasonable ground for entry upon the relevant premises for the purpose for which entry is required, then, subject to the following subsection, the justice may by warrant under his hand authorise that person to enter the relevant premises, if need be by force.
- (4) A justice of the peace shall not issue a warrant in pursuance of the preceding subsection in respect of any relevant premises unless he is satisfied—
 - (a) that admission to the relevant premises in pursuance of subsection (2) of this section was sought after not less than seven days notice of the intended entry had been served on the occupier; or
 - (b) that admission to the relevant premises in pursuance of that subsection was sought in an emergency and was refused by or on behalf of the occupier; or
 - (c) that the relevant premises is unoccupied; or
 - (d) that an application for admission to the relevant premises would defeat the object of the entry.

- (5) A warrant issued in pursuance of this section shall continue in force until the purpose for which the entry is required has been satisfied.