

Agency Agreement between the Secretary of State for Housing, Communities and Local Government and the Health and Safety Executive in relation to the Building Safety Programme, including establishing the Building Safety Regulator in HSE in shadow form in readiness for Royal Assent of the Building Safety Bill.

THIS AGREEMENT is made between the Secretary of State for Housing, Communities and Local Government ("the Secretary of State") and the Health and Safety Executive ("the Executive") under section 13(4) of the Health and Safety at Work etc. Act 1974 ("the 1974 Act"). It relates to functions exercisable by the Secretary of State, which the Secretary of State for Work and Pensions considers can appropriately be performed by the Executive.

IT IS AGREED THAT:

1. The Executive may perform on behalf of the Secretary of State the following functions:
 - a. lead and deliver a programme of work to establish the Building Safety Regulator in the Executive;
 - b. develop and implement the governance arrangements of the Building Safety Regulator;
 - c. enter into arrangements for the exchange of information with statutory regulators, who will be using their existing enforcement powers, including local authorities and fire and rescue authorities/services to establish best practice and consistency in the enforcement of building regulations standards and fire safety;
 - d. carry out pilot work and trials for the implementation of a more stringent regulatory regime for buildings within the scope announced by the Secretary of State;
 - e. develop operational policy and guidance that will support the more stringent regulatory regime for buildings in scope;
 - f. make such arrangements as it considers appropriate for the carrying out of research, the publication of the results of research and the provision of training and information into building safety and performance;
 - g. assist and encourage research into and the provision of training and information by others about building safety and performance;
 - h. improve the competence of building control inspectors and approved inspectors, including work on training programmes or competence standards for building safety and performance;
 - i. collect relevant information on buildings in scope of the more stringent regime for high-risk buildings, including establishing a suitable register to keep such information;
 - j. lead or participate in the work of the Joint Regulators' Group (JRG);
 - k. lead or participate in the work of the independent expert advisory panel (IEAP);

Signed by

Robert Jenrick.

**The Secretary of State for Housing,
Communities and Local Government
on 19 April 2021**

**In witness of this agreement the
Common Seal of the Executive has
been affixed on 19 April 2021**

**The Common Seal of the Health and
Safety Executive is authenticated by**

Sarah Newton

**Sarah Newton
Chair of the Health and Safety
Executive**

