

Annex 6D Consultation log

No	Consultee Organisation	Agree	Disagree	No specific comment	Consultee comments	WG6 response to Consultee comment(s)
1	Build UK			✓	<p>6. There are a significant number of recommendations relating to membership of professional bodies.</p> <p>7. There is a lack of consistency across WGs on whether competence is related to an individual and/or a company.</p> <p>8. There should be a clear process to determine which, if any, industry bodies qualify as 'recognised professional/certification body' for the purposes of competence, and how this is determined.</p> <p>E. A matrix of relevant industry bodies should be prepared along with their credentials e.g. Are they currently regulated, independent, have criteria etc.</p> <p>F. Any proposals should determine if competence relates to individuals and/or companies.</p>	<p>6. WG6 recognises that whilst membership to a professional body is beneficial it will not be mandating that professionals should be a member of any particular body.</p> <p>7. WG6 believe that both individuals and their employers should be able to demonstrate competence.</p> <p>8. This will be a matter for the regulator to mandate</p> <p>E. Noted. See 8. above</p> <p>F. Noted. See 7. above.</p>
2	CPA			✓		Noted
3	RICS			✓		Noted
4	BESA, BSRIA, CIBSE, ECA, FETA			✓		Noted
5	CIAT			✓		Noted
6	UKAS			✓		Noted
7	ARMA			✓		Noted
8	RIBA			✓		Noted
9	MIMA			✓		Noted
10	LABC	✓			We support the recommendations and the competency framework. As described above - these concern generic surveying competences for Building Standards Professionals working on in-scope buildings. Competences for the regulation and enforcement of high risk buildings need to be considered by the Building Safety Regulator in conjunction with regulators.	Noted
11	Knauf Insulation			✓		Noted
12	Joint Industry Board			✓		Noted
13	IStructE			✓		Noted
14	Guild of Architectural Ironmongers			✓	Competence Frameworks: GAI are also in agreement that the competence frameworks which have been proposed by the various working groups are to be adopted (R2)	Noted

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15	Electrical Safety First			✓		Noted
16	ECA			✓		Noted
17	Considerate Constructors Scheme			✓		Noted
18	Certsure			✓		Noted
19	Arcadis			✓	Questions 46 to 50. WG6 Building Standards Professionals. We have not responded to this section.	Noted
20	Fire Protection Assoc	✓			46. With regards to WG6 Building Standards Professionals, do you think the analysis is correct? Yes 47. With regards to WG6 Building Standards Professionals, has anything been left out? No 49. With regards to WG6 Building Standards Professionals, are the recommendations likely to affect you and in what way? No 50. With regards to WG6 Building Standards Professionals, what would you like to see next? Get it done	Noted
21	BEIS			✓		Noted
22	ASDMA			✓		Noted
23	Smoke Control Assoc			✓		Noted
24	Salix Homes	✓		✓	No specific comments - general agreement	Noted
25	Royal Society of Ulster Architects				WG6: Building Standards Professionals R46: Building Standards Professionals should have their competence validation carried out by assessors or assessing bodies that are impartial and are themselves disconnected from the influence of businesses within the construction industry.	Noted and agreed. This is a fundamental part of our recommendations

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26	National Trust	✓			<p>R2: That the competence frameworks proposed by each working group (WG 1 – WG 12) are adopted. Agree. As outlined in our response to R1, the National Trust agrees with this requirement but has concerns that this could lead to a two-tier system of competence, whereby the wider built environment has contractors with lower skillsets.</p> <p>If this recommendation is adopted across the whole construction industry, it will see an increase in quality, however there is also a risk of increased costs associated with this.</p> <p>Working Group 6 – Building Standards Professionals Recommendation One: Building Standards Professionals should have their competence validation carried out by assessors or assessing bodies that are impartial and are themselves disconnected from the influence of businesses within the construction industry. The National Trust strongly agrees with this recommendation as it will help to drive more consistent standards.</p> <p>Recommendation Two: That the competence framework attached as Annex 6D be accepted for the assessment of competence of BSPs working on HRRBs. Agree</p> <p>Recommendation Three: That the competence topics within the framework are captured within a set of competence standards that are consistent across the whole of the construction industry; for those required to work on HRRBs. Agree</p> <p>Recommendation Four: That the formal peer review of competence for BSPs should be undertaken at least once every five years. Agree</p> <p>Recommendation Five: That the method of competence assessment and any associated CPD must not be seen as a means for profiteering and courses and schemes must provide value for money/not be cost prohibitive. The National Trust strongly agrees with this recommendation. The method of competence assessment and associated CPD must be aligned and value adding, not overlapping or excessively costly.</p> <p>Recommendation Six: That the Regulator be the body responsible for controlling and maintaining the system of competence for enforcing bodies/agencies. Agree</p>	<p>Noted</p> <p>Noted</p> <p>Noted and agreed</p> <p>Noted</p> <p>Noted</p> <p>Noted</p> <p>Noted</p> <p>Noted</p>
27	Glass & Glazing Federation			✓		Noted

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28	Finishes & Interiors Sector	✓			Working Group 6: Building Standards Professionals We support wholeheartedly the single recommendation of this group that Building Standards Professionals should have their competence validation carried out by assessors or assessing bodies that are impartial and are themselves disconnected from the influence of businesses within the construction industry.	Noted
29	Unite			✓		Noted
30	HSE Construction Division			✓		Noted
31	British Approvals Service for Cables			✓		Noted
32	Assoc of Ductworks Contractors & Allied Services			✓		Noted
33	DHF			✓		Noted
34	Checkmate	✓			Building Standards Professionals R46: Agree, have experienced this especially where Approved Inspectors have been appointed. Rigorous accreditation needs to be addressed here and also enforcement action should be introduced against those that are proven to be incompetent or where they consider something to comply that clearly does not. I have had an experience recently where the Building Control Body was questioned on a building that is over 18m and the detailing of the cavity barriers were incorrect. The BCB had issued a completion certificate but when this was queried they said that as they had rejected the actual plans submitted they were not willing to look at this further.	Noted

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35	CSCS				<p>WG 6 – Building Standards Professional</p> <p>R46: Building Standards Professionals should have their competence validation carried out by assessors or assessing bodies that are impartial and are themselves disconnected from the influence of businesses within the construction industry. In response: Whilst CSCS understands the concern over professionals having their competence validated by organisations that are not impartial and disconnected from the influences of construction businesses, we consider that this can be properly managed by such organisations through their formal governance and Terms of Reference. We consider that involving businesses can be of benefit if a suitable cross-sector/type is included. CSCS agree that five years is a suitable period of time to review a person's competence. CSCS supports the other recommendations made by the group.</p> <p>R47: Individuals wishing to be recognised via the competence framework for building designers must be a current full member of a relevant construction professional organisation..." In response: CSCS considers that mandating individuals wishing to be recognised via the competence framework for building designers must be a current full member of a relevant construction professional organisation is over prescriptive and that 'recommendation' should be sufficient. This is because individuals may belong to a credible industry certification scheme that will ensure their compliance with a competency framework. In such instances becoming a member of a professional organisation will be an unwelcome unnecessary additional cost and may cause challenge.</p>	<p>Noted. However, WG6 believes that in an era of impartiality and being seen as being outside the influence of business, we remain of the belief that assessment should be by peers with the appropriate expertise in the Building Control regulatory and enforcement sector.</p> <p>Noted and agreed. WG6 has not suggested that membership of a professional body must be a pre-cursor to competence, although we recognise that professional bodies have a lot to offer in terms of professional standards, ethics and training</p>
36	FIA	✓			<p>There is a pressing need for competence requirements on the part of AHJ (authorities having jurisdiction) such as the fire and rescue authorities and building control bodies; their level of competence should be no less than fire safety practitioners within the private sector. Member companies report serious issues in relation to consistency of requirements and understanding of key principles. Given the influence of these bodies, both in the eyes of the public and their legal powers, their competence should set a benchmark. Priority should be given to the resolution of this issue.</p>	<p>Noted. WG6 has identified that BS professionals should have a consistent and measurable level of competence. However, it would be impossible for a BS professional to be no less competent than all those professions that they regulate. The level of competence would span, Structural, Fire, Public Health, M&E etc. As such it's incumbent that BSPs know their limits and are able to call upon specialist support when necessary.</p>

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37	1	No	Yes. See above	No. see above	The absence of the material design and product design is not suitable as experiences have proven and better and more exacting standards need to be implemented.	See above.	Comments not linked. Unable to respond
38	Steven Studley	Yes	No	Yes	no, proposals fully fulfil the role	Further cohesion of working groups within the built environment	Noted. WG6 is working with the CSG members to provide cohesion
39	Jonathon James	Yes	No	Yes			Noted
40	Dennis Davis	Yes	No	Yes	Improved clarity	Finalisation	Noted
41	3	Yes	No	Yes	NA	NA	Noted
42	Iain McIlwee	Yes	No	Yes		We support wholeheartedly the single recommendation of this group that Building Standards Professionals should have their competence validation carried out by assessors or assessing bodies that are impartial and are themselves disconnected from the influence of businesses within the construction industry.	Noted
43	Mark Froggatt	Yes	No	Yes		Product and product interaction knowledge to be a requirement of any training.	Noted. To be taken under consideration
44	Stephen Adams	Yes	No	Yes	NA	NA	Noted
45	Dan Falchikov	Yes		Yes			Noted
46	John Briggs	Yes	No	Yes	No	Get it done	Noted
47	6	Yes	No	Yes			Noted

48	Steve Duffield	Yes	No	Yes		A direct influence of this recommendation on the use of approved inspectors in a correct way, as opposed to financially led decision making.	Noted
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49	Mark Pollard	Yes	No	Yes			Noted
50	Mark Hardingham	Yes	Yes. NFCC recommends an extension of the Building Standards Professional's competency framework to include those competencies required to regulate the built environment. This will ensure that the whole spectrum of the role is encompassed in a competency standard. In addition, NFCC are concerned that the competency assessment processes for Approved Inspectors and Local Authority Building Control (LABC) are different and recommend that consideration is given to a consistent approach to validation of competency.	Yes	FRSs regulate occupied premises under the Regulatory Reform (Fire Safety) Order 2005 and are a statutory consultee for Building Standards Professionals when a building is undergoing refurbishment or prior to construction as most buildings will be subject to the Regulatory Reform (Fire Safety) Order once built. Having a robust competency framework in place for all Building Standards Professionals for all building types, (which is independently assured through a nationally recognised professional body) should provide assurance of competence to FRS. Where disagreements arise between FRS and Building Standards Professionals, the new regulatory regime should allow for dispute resolution via the Building Safety Regulator.	NFCC supports the extension of the Building Standards Professional's competency framework to include those competencies required to regulate the built environment. This will ensure that the whole spectrum of the role is encompassed. The competency assessment processes for Approved Inspectors and Local Authority Building Control (LABC) should be aligned to promote consistency.	Noted. The proposed framework is intended to deliver a level of competence that is consistent, transparent and measurable across both public and private sectors. We note that the BSR is likely to take responsibility for BSPs. WG6 further notes that the Future of Building Control Working Group has been created under the direction of MHCLG with a view to broadening the scope of BSPs to non-HRRBs. The final competence measures will be established once the BSR has been established and the BSP community better understands the landscape in which it will operate in the future for both HRRB and non-HRRB schemes.
51	Chris Brown	Yes	Yes. None	Yes.	None	None	Noted
52	Tim Gray	Yes	Yes. We note and agree with the response from NFCC	Yes	We note and agree with the response from NFCC	We note and agree with the response from NFCC	Noted

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53	James Hymers	Yes	No. These professionals will need to shift from knowledge of specific products and experience to knowledge. In addition to the soft skills will be required when engaging with the design team, this has been highlighted in Par 409/10.	Yes			Noted
54	Ian Leighs	Yes	Yes. The nature of the differences between LABC and AIs should not result in differences in competence. Also the nature of the range of buildings which BSPs must deal with would mean it is important to ensure all BSPs can deal with HRRBs or there are robust transfer methods in place to ensure competent people deal with the right buildings. These risks may change during the construction or prior to works beginning. Also it is not clear how or if the function of regulation sits with the function of the provision of	Yes	There should be a reduction in issues where there is a lack of knowledge or understanding of fire safety issues amongst AIs or LABC but they are the body who approve such works. Greater competence should lead to faster and more effective dispute resolution and, ideally, a reduction in disputes overall.	Continuation of the recommendations implementation.	Noted

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55	7	Yes	Yes. R46: Agree, have experienced this especially where Approved Inspectors have been appointed. Rigorous accreditation needs to be addressed here and also enforcement action should be introduced against those that are proven to be incompetent or where they consider something to comply that clearly does not. I have had an experience recently where the Building Control Body was questioned on a building that is over 18m and the detailing of the cavity barriers were incorrect. The BCB had issued a completion certificate but when this was queried they said that as they had rejected the actual plans submitted they were not willing to look at this further.	No. more rigorous enforcement for rule breakers and game players	Yes, deal with BCP's daily and Approved Inspectors are needing heavily regulated and competency checked, not just on HRRB, have reported several breaches to MHCLG but not even had a response from them	This working group was made up of individuals directly employed in the sector, from the limited scope of the recommendations would like to see a more impartial group provide more meaningful recommendations	Noted. WG6 was representative of all those who were involved in the process of building enforcement. Including NFCC and industry representation. The proposed framework is intended to deliver a level of competence that is consistent, transparent and measurable across both public and private sectors. We note that the BSR is likely to take responsibility for BSPs. WG6 further notes that the Future of Building Control Working Group has been created under the direction of MHCLG with a view to broadening the scope of BSPs to non-HRRBs. The final competence measures will be established once the BSR has been established and the BSP community better understands the landscape in which it will operate in the future for both HRRB and non-HRRB schemes.
56	Diane Marshall	Yes	Yes. We wish to point out that the executive summary includes recommendation one from WG6 but there are 5 other	Yes. Subject to ongoing validation / reassessment of competence	See answer to Question 14 (executive summary)	See answer to Question 15 (executive summary)	Noted. On-going validation – between peer reviews will be incumbent upon the employing organisation

			recommendations of WG6 that have not been published in the executive summary.				
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57	Tim Abbott	Yes	<p>Yes.</p> <p>It's worth noting that Local Authority 'Building control' are currently free of liability if incorrect works are missed during the formal sign-off process. This has sometimes led to a lack of accountability and increased cost when we've attempted to have issues rectified.</p> <p>Therefore, the new independent construction assessor role, is a welcome recommendation which should to resolve this issue.</p>	Yes	We believe these recommendations should help to raise and level out the standard of Building Standards Professionals.		Noted. However, the role of an independent construction assessor is not something WG6 can influence.