**Application for Exemption from Building Control Fees**

**(Article 22 – Exemptions – Building Control Regulations 1997 to 2012)**

I hereby seek an exemption from fees under the above article of the regulations on the basis as outlined below –

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| **Application Type or Notice:** |

*(Application/Notice Types: Commencement Notice, 7 Day Notice, Fire Safety Certificate, Revised Fire Safety Certificate, Regularisation Certificate, Disability Access Certificate, Revised Disability Access Certificate, or an Application for a Dispensation or Relaxation)*

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| **Reason for Exemption Applying:** |

I hereby confirm that I have read Article 22 of the Building Control Regulations 1997 to 2015, and comply fully with its provisions and as such request an exemption from fees for the application/notice as outlined above.

Signed: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Name (Block Letters): \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Role or Title: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Premises Name:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Premises Address\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Use of Premises: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

***Relevant extracts from the Building Control Regulations are printed on the back of this form.***

***This completed form should be attached to the Notice or Application being submitted.***

***A separate form should be completed in respect of each Notice or Application.***

*Extracts from the Building Control Regulations 1997 to 2012:*

**Article 22.**

 (1) Subject to sub-article (2), a fee shall not be payable to a building control authority under these Regulations where the authority is of the opinion that the works or the building which are or is the subject of the commencement notice, 7 day notice, application for a fire safety certificate, revised fire safety certificate, regularisation certificate, disability access certificate, revised disability access certificate or application for a dispensation or relaxation, as the case may be, are being carried out, or, in the case of a material change of use, is being made, by or on behalf of a voluntary organisation or a body standing approved of for the purposes of section 6 of the Housing (Miscellaneous Provisions) Act, 1992 (No. 18 of 1992).

(2) Subsection (1) applies where a building control authority is of the opinion that—

(a) in the case of a voluntary organisation, the building concerned is—

(i) intended to be used for social, recreational, educational or religious purposes by inhabitants of a locality generally or by people of a particular group or religious denomination and is not to be used mainly for profit or gain,

(ii) intended to be used as a hostel, work-shop or other accommodation for disabled, poor or homeless persons and is not to be used mainly for profit or gain, or

(iii) is ancillary to (i) or (ii),

(b) in the case of a body standing approved of for the purposes of section 6 of the Housing (Miscellaneous Provisions) Act, 1992 (No. 18 of 1992), the building control authority is of the opinion that the building concerned is -

(i) designed or intended to be used for the accommodation of poor or homeless persons or persons who would otherwise be likely to require housing accommodation provided by a housing authority, and is not to be used mainly for profit or gain, or

(ii) is ancillary to (i).

(3) A fee shall not be payable to a building control authority under these Regulations where the works or the building which are or is the subject of an application for a disability access certificate or a revised disability access certificate are being carried out, or, in the case of a material change of use, is being made, by or on behalf of a primary school, where the maximum number of **mainstream teachers is or will be 4 or less.**

**Criteria:**

* Voluntary Organisation, or
* body standing approved of for the purposes of section 6 of the Housing (Miscellaneous Provisions) Act 1992

**AND**

* Building to be used for Social, Recreational, Educational or Religious purposes or for use as a hostel, workshop or other accommodation for disabled, poor or homeless persons

**AND**

* Building is not to be used for profit or gain.

It is noted that nowhere in Building Control legislation is there any mention of charitable status.

Charitable status is a term applicable under Finance Acts only, to allow organisations to avoid paying tax.