Local Authority Building Standards Scotland

In partnership with the Scottish Building Standards Hub

SBSH Scottish Building Standards Hub

Determination Process for LABSS Dispute Resolution Administrated by the Scottish Building Standards Hub

BUILDING STANDARDS MANAGER

LOCAL CONSORTIUM - TECHNICAL REPS

LABSS MANAGEMENT/NATIONAL CONSORTIA GROUPS/SBSH

START
Issue reported to Case Surveyor and referred to BS Manager.

NOTE 1: *The Local Authority BS Manager/Team Leader has the option to consult with BSD, on the intent of the Standards or the Guidance, this is entirely at their discretion. In such cases, full supporting information including drawings and specifications should be copied to BSD.*

Manager will consider matter and advise the applicant of the local authority determination.

Locally resolved issues which may be of a national interest to be passed to the SBSH for reporting to the CTWG for information.

If the applicant remains dissatisfied by the determination, the Local Authority will forward the case to the Local Consortium Group using the appropriate form here under Consultation/Determination Process Form

NOTE 2*: If the dispute is escalated beyond the Originating Authority to the Local Consortium, this should be notified to the SBSH.*

NOTE 3: *This process does not negate the ability of the applicant to seek a Ministerial View as prescribed under Regulation 20 of The Building (Procedure) (Scotland) Regulations 2004, this does not apply to PROCEDURAL disputes which are NOT covered by the View process.*

Is there Local Consortium agreement?*

YES - Consortium interpretation adopted and SBSH notify LABSS CTWG and BSD.

NO - The Originating Authority Technical Rep will consult all other Consortia Groups using the Consultation/Determination Process Form

Each Lead Consortium Technical Representative will consult with all local authorities within their group and feedback to the originating authority.

The SBSH will review the feedback and consult with the BSD and SFRS as appropriate and determine the case.

SBSH establish LABSS interpretation.

NOTE 4: *The SBSH shall publish the full Consultation/Determination Process Form (Stages 1 to 5 - see below) on SBSH website members area with a copy also supplied to the BSD.*

NOTE 5: *The Originating Authority against whom the dispute was raised shall arrange for a Summary Consultation/Determination Process Form (Stages 3,4 and 5 only) to be passed to the applicant to confirm the decision.*

SBSH informs LABSS CTWG and BSD and issues guidance / interpretation note (if appropriate)

END OF PROCESS

***Please refer to the Guidance Notes for LABSS Dispute Resolution for more information.**