

# EXEMPT BUILDING APPLICATION

Application Reference Number:  
(Office use only)

The Building Act 1984

The Building Regulations 2010

This form is to be completed by the person(s) intending to carry out building work or their agent.

Kettering Borough Council is committed to protecting your privacy when using our services. Before completing this form, please read our Privacy Notice at [www.kettering.gov.uk/privacynoticebuildingcontrol](http://www.kettering.gov.uk/privacynoticebuildingcontrol) which tells you how we use your information, who we may share it with and why. It also details what you can do if you have any concerns and how to request the information we hold about you.

## 1 Applicant Details

Name:

Address:

Postcode:

Tel:

Email:

## 2 Agent Details (if applicable)

Name:

Address:

Postcode:

Tel:

Email:

## 3 Location to which work relates

Address:

Postcode:

## 4 Proposed Work

Description:

Conservatory

Porch

Detached garage

Carport

Small detached building

Greenhouse

Please  
tick (✓)

m<sup>2</sup>

<input type="checkbox"/>	<input type="checkbox"/>

Not all buildings and extensions are subject to the Building Regulations. Certain works are exempt from the requirements of the Building Regulations and therefore do not require an application to be submitted, for details on the exemptions please see the reverse for guidance

If other please state:

## 5 Statement

This notice is given in relation to the building work as described, and I confirm it is my intention to erect an exempt building.

Name:

Signature:

Date:

For assistance please call the Building Control team direct on 01536 534250

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## Greenhouses and Agricultural Buildings (Class 3)

1. Subject to paragraph 3, a greenhouse.
2. A building used, subject to paragraph 3, for agriculture, or a building principally for the keeping of animals, provided that in each case:
  - (a) no part of the building is used as a dwelling;
  - (b) no point of the building is less than one and a half times its height from any point of a building which contains sleeping accommodation; and
  - (c) the building is provided with a fire exit which is not more than 30 metres from any point of the building.
3. The descriptions of the buildings in paragraphs 1 and 2 do not include a greenhouse or a building used for agriculture if the principle purpose for which they are used is retailing, packing or exhibiting.
4. In paragraph 2, "agriculture" includes horticulture, fruit growing, the growing of plants for seed and fish farming.

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## Small Detached Buildings (Class 6)

1. A detached single storey building, having a floor area which does not exceed 30m<sup>2</sup>, which contains no sleeping accommodation and is a building;
  - (a) no point of which is less than one metre from the boundary of its curtilage; or
  - (b) which is constructed substantially of non-combustible material.
2. A detached design and intended to shelter people from the effects of nuclear, chemical conventional weapons, and not used for any other purpose, if:
  - (a) its floor area does not exceed 30m<sup>2</sup>; and
  - (b) the excavation for the building is no closer to any exposed part of another building or structure than a distance equal to the depth of the excavation plus one metre.
3. A detached building, having a floor area which does not exceed 16m<sup>2</sup>, which contains no sleeping accommodation.

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## Extensions (Class 7)

The extension of a building by the addition at ground level of:

- (a) a conservatory, porch covered yard or covered way; or
- (b) a carport open on at least two sides;

where the floor area of that extension does not exceed 30m<sup>2</sup>, provided that in the case of a conservatory or porch which is wholly or partly glazed, the glazing satisfies the requirements of Part K of Schedule 1.

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## Further Guidance

The £40 charge is payable, is non-refundable and must accompany the application.

The Building Regulations 2010 set out the kinds of work that are exempt from the Regulations. NOTE: Some works may however require Planning permission.

The Building Regulations are made up of procedural and technical provisions. Some works are exempt from the whole of the Regulations, others are only exempt from certain aspects.

In respect of technical requirements the exemptions are judged by two approaches:

- (1) Parts A to K, M and P are judged against seven classes set out in Schedule 2 of the Building Regulations. (see table below)
- (2) Part L is judged against criteria set set out in Regulation 21 of the Building Regulations. (see overview below)

Regulation 21[a1] of the Building Regulations 2010, sets out the exemption criteria with regard to the Part L (Conservation of fuel and power) requirements.

Broadly, the Part L requirements apply to buildings, or extensions of such buildings (except those of Class 7 type (see above)), or the carrying out of any work to or in connection of any such building or extension where the building:

- (i) is a roofed construction having walls; and
- (ii) uses energy to condition the indoor climate

However, the Part L requirements do not apply to buildings which fall into the following categories:

- (i) Certain buildings which are listed, in conservation areas or are included in the schedule of monuments
- (ii) where compliance with the energy efficiency requirements would unacceptably alter their character or appearance.
- (iii) Buildings which are used primarily or solely as places of worship
- (iv) Temporary buildings with a planned time of use of 2 years or less, with low energy demand
- (v) Industrial sites, workshops and non-residential agricultural buildings with low energy demand
- (vi) Stand-alone buildings other than dwellings with a total useful floor area of less than 50m<sup>2</sup>

Should you require clarification relating to any part of this form, further information and advice concerning Building Regulations and Planning matter may be obtained from your Local Authority.

**Kettering**  
Borough Council