



INSTITUTION OF ENGINEERS
OF IRELAND.

ASSOCIATION OF CONSULTING
ENGINEERS OF IRELAND.

**STRUCTURAL/CIVIL CHARTERED ENGINEER'S OPINION ON
COMPLIANCE WITH THE BUILDING REGULATIONS**

(This Form has been agreed with the Law Society)

(Form for use where a Consulting Engineer is appointed under the Conditions of Engagement, **Agreement SE 9101**: "For the appointment of Consulting Engineers for Structural Engineering Work where an Architect has been Appointed by the Client", published by the Institution of Engineers of Ireland in agreement with the Association of Consulting Engineers of Ireland, with or without modifications).

To¹:.....

.....

Project ²:.....

.....

Date of commencement of Construction of the Works (approx.)

Date of completion of Construction of the Works (approx.) :.....

Client³.....

Architect ³.....

Main Contractor ³.....

1. DESCRIPTION OF THE PROJECT ⁴

.....
.....
.....
.....

APPENDIX 8

SPECIMEN IEI/ACEI
CERTIFICATES OF
COMPLIANCE

**STRUCTURAL/CIVIL
CHARTERED
ENGINEER'S
OPINION ON
COMPLIANCE WITH
THE BUILDING
REGULATIONS**

FORM: BR SE 9101

**WARNING:
THIS FORM RELATES
ONLY TO BUILDING
REGULATIONS AND IS
FOR USE BY A
CONSULTING
ENGINEER ONLY
WHERE A LEAD
ARCHITECT HAS
ALSO BEEN
APPOINTED TO THE
PROJECT (THE
ARCHITECT
CERTIFIES
COMPLIANCE WITH
PLANNING)**



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2. PROFESSIONAL SERVICES PROVIDED

2.1 The professional services provided by us have been provided in accordance with the "Conditions of Engagement of Consulting Engineers, Agreement SE 9101, for the Appointment of Consulting Engineers for Structural Work, where an Architect has been Appointed by the Client", hereinafter referred to as SE 9101 subject to any variations described in 2.2. and 2.3 below.

2.2 We provided the following services:

The "Normal Services" as defined in clause 6.of SE9101 ⁵

.....
.....

2.3 The services provided included/did not include 6 the overall stability design of the Works as defined hereunder.

3. "THE WORKS"⁷ (means that part of the Project in connection with which the Client has engaged the Consulting Engineer to provide professional services (which definition differs from that contained in the Building Control Act). Provided however that:-

3.1(a) In the case of a newly erected building, the Works comprised the basic structure of the building (refer to SE 9101). ⁸

.....
(b) In the case of Material Alterations or Extensions ⁹ to an existing building, the Works comprised the new elements of structure together with designated elements of the existing structure, the latter considered only to the extent of causing therein by design no significant new or significantly greater contravention of the relevant requirements of Part A of the Second Schedule of the Building Regulations.¹⁰

.....
(c) In the case of Material Change of Use ¹¹ within an existing building (or part of a building), the Works comprised the new elements of structure together with the designated elements of the existing structure of the building (or part of the building), the latter considered in relation to the requirements of Part A only of the Second Schedule of the Building Regulations.¹².....

.....
(The services related to structural engineering aspects only).

3.2 The Works also included the following non-structural elements (see SE 9101, clause 7.2(o))¹³.....

.....
(The services related to civil/structural engineering aspects only).

3.3 The Works also included the following site works (see SE 9101, clause 7.2(o)(vi)) :¹⁴

.....
.....
(The services related to civil/structural engineering aspects only as appropriate).



4. DISPENSATIONS/RELAXATIONS RELATED TO THE WORKS

4.1 The following dispensations/relaxations related to the Works have been granted¹⁵

OPINION ON COMPLIANCE

5. DESIGN

We ¹⁶ as the Consulting Engineers appointed to the above Project are of the opinion that, subject to normal engineering theory and practice and to the terms and limitations of our appointment as described herein and subject to the foregoing relaxations /dispensations, the design and specification of the Works, all as outlined above, are in Substantial Compliance with the relevant requirements of the Building Regulations.

6. CONSTRUCTION

We did not supervise the construction of the Works. It is the responsibility of the Main Contractor to ensure that the construction of the Works complies with the drawings and specifications and the standards of construction required by the Building Regulations. We confirm that we monitored construction as follows¹⁷

 and we confirm that work inspected was in our opinion being constructed generally in compliance with our drawings and specifications.

TAKE NOTE as follows:

(i) The above opinions are confined to the Services and Works described herein and do not extend to any other building or construction of which the Project forms part or which may be contiguous thereto.

(ii) As Consulting Engineers we were responsible for coordinating and integrating within the overall design of the Works the design of such parts of the Works as were designed by specialist suppliers and/or sub-contractors (see SE 9101) and the above opinions are subject to the design of such parts and of all proprietary products meeting the requirements of the performance specifications.

(iii) The above opinions are issued solely for the purposes of providing evidence for title purposes of the compliance of the Works with the Building Regulations at the date of signature. Except insofar as it relates to compliance with the Building Regulations it is not a report or survey on the physical condition or on the structure of the building of which the Works form part.

(iv) When a Chartered Engineer has signed this statement of Opinion on his own behalf rather than on behalf of a firm of consulting engineers, relevant words importing the plural shall be construed as importing the singular.

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For and on behalf of :
.....
.....
.....
Signed:
Name:
Qualifications:.....
Professional Body/Membership No. :.....
.....
.....

Date :.....

To be signed by a Chartered Engineer with design experience appropriate to the Works.

DEFINITIONS

"Building Control Act"

means the Building Control Act 1990 and any statutory modification or re-enactment thereof.

"Building Regulations"

means the Regulations made under the Building Control Act and for the time being in force.

"Design" and "Construction"

have the meanings respectively assigned to them by the Building Control Act.

"Substantial Compliance" of the design/specification of the Works

means in accordance with the relevant requirements of the Building Regulations saving and excepting such deviations as would not in our opinion warrant the issue of enforcement proceedings as provided for in the Building Control Act.



NOTES

1. Insert name and address of the Client - not his agent.
2. Insert Title and address of project.
3. Insert name and address of Client/Architect/Main Contractor.
4. Insert a description of the Project which defines its scope.
5. For those projects where more than "Normal Services" were provided, insert the following: "The following "Additional Services" were provided pursuant to Clause 7 of SE 9101 thereof: (list of services)
....."
(Note that services under clause 7.2(o) are best dealt with in section 3 "the Works")
- or For those projects where less than "Normal Services" are provided, delete entirely the reference to "Normal Services" and insert a comprehensive list of the services included in the brief, or otherwise describe the Services provided.
Clarify site monitoring Services where they varied from the Normal Services. See Note 17 below also.
6. Delete as appropriate. Note that where the Works are less than the "basic structure" (see 8 below) the Consulting Engineers may not be responsible for the overall stability.
7. It is important that the description of the Works under section 3 is the same as in your terms of engagement and with your Client.
8. If clarification is considered necessary insert the following: "The following elements comprise the basic structure (list of elements)....."
or For those projects where less structural elements than those comprising the "basic structure" are included in the brief, delete entirely the reference to "basic structure" and insert a comprehensive list of structural elements as appropriate.
9. See Article 11 of Statutory Instrument No. 497 of 1997
10. Insert list of "designated elements" if considered appropriate.
11. See Article 13 of Statutory Instrument No. 497 of 1997.
12. Insert list of "designated elements" if considered appropriate.
13. Insert appropriate list - see SE 9101 clause 7.2(o)
14. Insert appropriate list - see SE 9101 clause 7.2(o)(vi).
15. Insert general details of the relevant dispensations/relaxations and the dates granted, with appropriate references.
16. Insert name of the Consultancy practice.
17. As appropriate, either:
 - (a) insert the following: "In accordance with the "Normal Services" of the SE 9101"; if appropriate, add: "Monitoring was also carried out by a Resident Engineer employed by us",
 - or, (b) insert a clear description of the specific monitoring carried out by your Firm,
 - or, (c) in the event that monitoring of the Works was excluded from your brief, clearly strike out this paragraph.

If monitoring was carried out by a Resident Engineer or Clerk of Works employed by the Client, a further sentence to this effect can be added at the end of this paragraph.

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