

GAS SAFE REGISTER

Registration Policy

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Contents

1 Scope.....	3
2 General communications.....	3
3 Guidance on the Rules of Registration.....	4
4 General responsibilities.....	6
5 Undertaking gas work as a registered business.....	9
6 Undertaking gas work – alternative requirements applicable to Service Layer Engineers (SLEs) for disconnection activity in GB.....	10
7 Licence cards.....	11
8 Work records.....	13
9 Meter installations.....	13
10 Sub-contracting.....	14
11 Probationary registration.....	14
12 Probationary registration specific communication.....	15
13 Inspecting gas work.....	16
14 Behaviour.....	19
15 Alternative ‘inspection’ methods.....	20
16 Inspecting gas work specific communication.....	22
17 Gas safety concerns.....	23
18 Sanctions, suspension, removal, and exclusion.....	24
19 Fees and charges.....	25
20 The Gas Safe Register Brand.....	26
21 Reporting notifiable Building Regulations work through the Register....	26
22 Suggestions for improvements to the service provided by the Register	26
23 Complaints against the Register.....	26
24 Communicating with us.....	27
25 Definitions.....	27
26 Annex 1 – Changing trading titles/names.....	28

1 Scope

This Policy clarifies the Rules of Registration in relation to first entering on to the Register, ongoing requirements, sanctions, and communications.

Section 3 'Guidance on the Rules of Registration' has specific subsections providing additional guidance to each of the areas within the Rules of Registration.

This policy should be used to guide and inform stakeholders on the interpretation of the Rules that will be applied in relevant circumstances by Gas Safe Register.

Note: All Gas Safe Register published policies and other supporting documents, such as the Inspection Factsheet, can be viewed at: www.GasSafeRegister.co.uk/policies

2 General communications

To keep the service as cost effective and environmentally sustainable as possible we will use electronic means of communication with registered businesses as the preferred method wherever practical, for example, when a business applies for registration or when a registered business renews online the email address provided will be the primary method used for all future communications.

- 2.1 We will assume that the email address and name of the 'responsible person' provided by the registered business is current and correct. It is therefore essential that you ensure the contact details we hold for your business are up to date. Please make full use of the on-line services available to registered businesses or email your query to register@gassaferegister.co.uk,
- 2.2 Where we receive notification of undeliverable email, we will send a hard copy letter or make a telephone call to the registered business address or listed telephone number.
- 2.3 Where a registered business has no email account, an alternative method of communication will be used. We reserve the right to apply additional charges to businesses that register or renew using the

preferential online charges, but which subsequently do not use electronic communication channels to interact with us.

- 2.4 It is the responsibility of the registered business to monitor all communications from us and act on the content in a timely manner as required and as appropriate.
- 2.5 The registered business retains responsibility for ensuring that information is appropriately communicated internally within its business.
- 2.6 The business must advise us of any relevant changes within five business days of any changes to their business information including but not limited to those stated within this policy.

3 Guidance on the Rules of Registration

- 3.1 The registered business
 - a. by registering with us, the registered business is agreeing to comply with the Rules of Registration and all other supporting policies and guidance. Failure to comply with the rules may result in sanctions being applied to the registration in accordance with the Sanctions Policy.
 - b. the business registration must have in place a single person who is responsible for the business' registration (the 'responsible person'), all operating centres and any gas work undertaken or controlled by or under that registration.
 - c. you must inform us immediately of any changes to:
 - The legal entity of a company.
 - The trading title of the registered business limited or otherwise.
 - The change of ownership of the business, limited or otherwise.
 - Any changes to a business registered at Companies House.

by using the online Change of Trading Title form at:

<https://www.gassaferegister.co.uk/engineer/registered/business-details/change-trading-title-request/>

If you do not have online access, you must inform us in writing, within 5 business days of any changes.

You will need to provide the following information:

- The current and new trading title of the business.
- The company name, if different.
- The type of business entity.

Gas Safe Register - Registration Policy

- The Company House registration number for the business.
- Business address and contact details of the 'responsible person' for the business.

You must also notify us in writing by email, or online, and within five business days, of the dissolution of a limited company or if a limited company goes into liquidation, administration, or receivership.

Gas Safe Register runs periodic checks with Companies House to validate this information, where we find we have not been updated our Sanction Policy will be applied.

- d. in addition to the changes referenced in this paragraph - three, you must inform us of any other changes relating to the registered business, by telephone or online within five business days of any change. Examples are your business and/or your engineer:
- being served a notice of contravention, improvement notice or prohibition notice relating to gas work by an enforcement body,
 - being served with a Criminal Behaviour Order relating to gas work,
 - pending prosecutions or criminal convictions relating to gas work; or
 - changes to the responsible person and registered engineers listed on the Register as working for the business.
- e information held about a registered business and how we will use it is set out in our Privacy Policy at:
- <https://www.gassaferegister.co.uk/media/1426/privacy-policy.pdf>
- f applications for registration will not be accepted where the applicant is subject to an HSE/HSENI prohibition notice or any 'live' suspended custodial sentence related to gas work. Where an applicant has been served a custodial or suspended sentence which was related to gas work, all applications for registration in these circumstances must be made in writing and be accompanied by official evidence confirming that the sentence is spent, or the prohibition notice has been lifted. In these circumstances, applications will be at the discretion of the HSE and subject to any rehabilitation period applicable under the Rehabilitation of Offenders Act 1974.

Applicants must also notify Gas Safe Register if they are subject to an HSE/HSENI notice of contravention or improvement notice or a Criminal Behaviour Order

- g the registered business trading name used must be and remain the name registered with Gas Safe Register. Where it is identified that a registered business is advertising with the Gas Safe Register brand and using a trading name different to that entered on the Register, the Brand Enforcement Policy will be followed.
- h where a change of business ownership or legal entity takes place, it should not be assumed that the registration will automatically transfer to the new owner. In most cases a new registration will be required.

Note: Please see Annex 1 of this Policy for further detail in relation to trading title and acquisitions.

- i the business address should be the main address from which the registered business controls gas work.
- j where a business ceases to trade, goes into administration, or is liquidated, and we have documented evidence of this, we will arrange for the registration to be cancelled.
- k the registration number of any previously registered businesses that has been archived or cancelled by Gas Safe following the business ceasing to trade will not be re-issued. The registration number in these cases will be archived. Registration numbers will not be reused.

4 General responsibilities

- 4.1 All gas work should be carried out competently and safely in accordance with the relevant geographical gas safety legislation, such as the Gas Safety (Installation and Use) Regulations 1998 (GSIUR) and the GSIUR Amendment 2018 in Great Britain (GB), relevant Building legislation*, manufacturer's instructions and appropriate industry standards as listed in the Legislative, Industry Normative Document List as published by Gas Safe Register). Deviations from manufacturer's instructions, normative industry standards or technical specifications or the use of 'alternative methods' to achieve compliance are not acceptable without documented auditable approval from the equipment manufacturer or other relevant authority. It is the responsibility of the registered business to provide this evidence in these circumstances. Approval for any deviation

should be sought from the manufacturer or other relevant authority before any gas work is undertaken.

*Appropriate to the geographical area

- 4.2 Registered businesses are required to hold sufficient copies of and demonstrate that all its engineers are applying the requirements and guidance of the most current edition of IGEM/G/11 Gas Industry Unsafe Situations Procedure (GIUSP)). Where this cannot be demonstrated we may request the business provide us with evidence of compliance.
 - 4.3 Registered businesses are responsible for all gas work carried out in the name of the business by their employees, whether employed directly or indirectly, i.e., subcontracted, all of which must be competent and Gas Safe registered.
 - 4.4 Registered businesses must ensure the engineers under their control, whether employed directly or indirectly, have the legal right to work in the UK, IOM, Guernsey, or Jersey and are certified as competent in all the appropriate work categories for the gas work, they carry out.
 - 4.5 Any gas work undertaken under a specific registration number must be carried out in the name of the business holding that registration. This also applies in relation to any documentation issued by the registered business e.g., landlords gas safety records (LGSRs).
- Note:** Although it is not a requirement of GSIUR or the Rules of Registration, it is advised that all registered businesses hold appropriate levels of insurance for all activities undertaken by the registered business to protect their customers and themselves, e.g., Public Liability Insurance (PLI).
- 4.6 A registered business may be a controlling group entity consisting of several businesses operating within a group business structure/or may be part of a controlling group entity. In these situations, all gas work must be carried out in the name of the registered group entity and under the controlling registered business' registration number. All engineers undertaking gas work in these circumstances must carry a licence card showing the name of the registered business in whose name the gas work is being carried out (See Rules of Registration, Section 2, clause (f)).
 - 4.7 Where an individual business carries out gas work as part of a controlling group entity but uses a different business name to that of a registered group entity, the individual business that carries out the

gas work is required to hold its own registration with Gas Safe Register.

4.8 Where an engineer leaves the employment of a registered business, that business must advise us by telephone or online, within five (5) business days and return the engineer's physical licence card. Where an engineer holds a digital licence card the registered business must ensure the card is deleted from the engineer's device. We also require the business to send an email to Gas Safe Register, enquiries@gassaferegister.co.uk confirming the digital licence cards have been deleted from their devices/systems.

4.9 The following are examples of what may constitute 'bringing the Gas Safe Register into disrepute.' This is an indicative, not an exhaustive list:

- a. Poor quality levels of gas-related workmanship.
- b. Failure to correct defective gas work.
- c. Misuse of the Gas Safe Register brand (i.e., use outside published guidelines). This includes the use of any branding similar in colour or style to the Gas Safe Register brand or the use of the logo of the previous gas registration scheme which may cause confusion.
- d. Using unregistered engineers to carry out gas work or signing off others' gas work as your own.
- e. Using employees who do not have the legal right to work in the UK, IOM, Guernsey, or Jersey.
- f. Consistent high levels of justified gas safety concerns raised by consumers that warrant an inspection visit from us.
- g. Failure to inform us of any enforcement action, notices of contravention and improvement notices and/or prosecution taken against the registered business and/or engineer (pending or otherwise).
- h. Airing vexatious grievances against Gas Safe Register within the public arena without justification.
- i. Airing vexatious grievances against members of public / gas consumers within any public arena without justification.
- j. Using the registration details of employing businesses illegally or inappropriately.
- k. Failure to effectively manage gas work undertaken either directly or indirectly (sub-contracted) on behalf of the registered business.
- l. Activities within the public domain that result in successful prosecution or enforcement action, including formal agency

notification (e.g., Multi- Agency Public Protection Arrangements group) of an engineer representing a danger to the public.

m. Failure to co-operate fully with any investigation by our inspectors or those of the relevant enforcement body.

- 4.10 We retain the right to make the final decision on what constitutes bringing the Register into disrepute and each occurrence will be judged on a case-by-case basis.
- 4.11 Gas Safe Register bears no liability financial or otherwise for the contingent services provided, or not provided, such as the 'Find a registered gas business' web check service.
- 4.12 To access the web services we provide, registered businesses are provided with a secure Personal Identification Number (PIN). Once issued, the security and use of this PIN become the sole responsibility of the registered business to which it has been issued. Gas Safe Register will not be responsible for any security breach or damages arising from the misuse of the PIN.
- 4.13 In all matters relating to a failure to meet the general responsibilities, sanctions may be applied in accordance with the Sanctions Policy.

5 Undertaking gas work as a registered business

- 5.1 An engineer may only use the details of the registered business by which they are employed to undertake gas work. An engineer who does not hold their own personal registration may not use the details of their employer (or any other registration) to undertake gas work outside their terms of employment, e.g., on a private basis. This is a breach of:
- The Gas Safety (Installation and Use) Regulations 1998 (GB),
 - The Gas Safety (Installation and Use) Regulations 1994 as amended and applied by the Gas Safety (Application) Order 1996 (Isle of Man),
 - The Gas Safety (Installation and Use) Regulations (Northern Ireland) 2004 (Northern Ireland),
 - The Health and Safety (Gas) (Guernsey) Ordinance 2006 (Guernsey),
 - The Health and Safety at Work (Jersey) Law 1989
- 5.2 To maintain a valid registration a registered business must always have a minimum of one engineer, holding current certificates of gas safety competence, listed against the registration to allow the business to carry out gas work in its chosen field of work. A registered business with no listed engineers will automatically have its registration status changed to 'not registered' and will not appear on

web searches and will not be legally able to undertake gas work. An email will be sent to the business advising of the status change from registered to not registered.

6 Undertaking gas work - alternative requirements applicable to Service Layer Engineers (SLEs) for disconnection activity in GB

This section covers Service Layer Engineers (SLEs) who undertake specific meter disconnection work on low pressure installations up to and including 75 mbar and maximum meter capacity of 6m³/hr, to isolate and disconnect the meter, and cap the internal gas supply in accordance with the Gas Safety (Installation and Use) Regulations 1998.

Such SLEs must:

6.1 Be employed by a Gas Safe Registered company that:

- Is a Gas Distribution Network (GDN)
- Is an Independent Gas Transporter (IGT) or
- Are Contractors of GDNs or IGTs

6.2 Be suitably qualified through pre-requisite training consisting of:

- Network Construction Operations Level 2 (NCO2) or
- Gas Network Team Leadership Apprenticeship Level 2 (Trailblazer) or
- Gas Network Operative Apprenticeship Level 2 (GNO2)

And by having completed the following:

- Unit 219 - from Level 2 of the Network Construction Operations (NCO2)
- Meter Disconnection Endorsed Training programme - EUSkills mapped Unit 219
- DE01 (ACoP)

- 6.3 Be listed on the EU Skills list of SLEs qualified to carry out this activity.
- 6.4 Only undertake activity in connection with the disconnection and removal of a meter up to and including a maximum meter capacity of 6m³/hr, operating at low pressure (up to and including 75 mbar).

7 Licence cards

We will provide each engineer with a licence card. The type of card will be issued based on the option the registered business selects. Engineers will be issued with either a physical card, digital card or both. No matter the format the card is issued in it will include the following:

- the registration period start and end date.
- a photograph of the engineer.
- the engineer's name.
- the engineer's licence card (serial)number.
- a list of work categories with end dates that correspond with the expiry dates of core certificates of gas safety competency.
- the registered business Trading Title and Gas Safe registration number.

Note: SLEs registered under the arrangement set out under Section 6 above, will not receive a licence card.

- 7.1 Engineers are required to carry an up-to-date licence card, this being a physical and/or a digital licence card. The licence card will show the name of the registered business in whose name the gas work is being carried out.
- 7.2 Engineers should promote the use of the licence card.
- 7.3 Engineers must show the licence card when asked.
- 7.4 Engineers must let us know straight away if their licence card is lost or stolen.
- 7.5 The physical licence card should be returned to Gas Safe Register when an engineer no longer works for the registered business the card is held for. Where an engineer holds a digital licence card the registered business must ensure the card is deleted from the engineer's device. We also require that the business sends an email

to Gas Safe Register, enquiries@gassaferegister.co.uk confirming the digital licence cards have been deleted from their devices/systems.

- 7.6 The photograph submitted to the Awarding or Certificate Body and subsequently used on the licence card should be an accurate representation of the person holding that card.
- 7.7 Registered businesses are responsible for ensuring that photographs uploaded to the Gas Safe Register website by the Certification Bodies are verified, and a true representation of the engineer shown.
- 7.8 Registered businesses are responsible for ensuring that licence cards are updated/renewed following the renewal of any existing certificates of competence or attaining additional gas competence certificates, e.g., ACS or GCS.

Note: We hold details of every engineer's current certificate of gas safety competence (qualifications) which are downloaded to us. These are received electronically from the relevant certification/awarding body. To make the engineer's qualifications accessible for everyone to understand and check, they are summarised into the work categories used on the website and licence card. For example, 'Central Heating DOM NG' is summarised as 'Gas Boilers' to aid a consumer in identifying what appliance a registered engineer can work on.

Where Gas Safe Register receives notification from a certification body that an engineer's competence certification has been revoked or they have been unsuccessful in achieving competence certification, registration of any relevant work categories will be suspended. Registration may be affected if this involves a core competence. If this should be the case work categories or business registration may remain suspended until a successful certification has been achieved and subsequently received by Gas Safe Register.

In addition, if a registered business wants the ability to notify the installation and commissioning of unvented hot water storage vessels, the business must provide current evidence of competence separately, i.e., certificates of competence for unvented hot water storage vessels that have an expiry date of less than 5 years, as this evidence is not part of the gas competence (ACS) download process.

An electronic copy will need to be sent to Gas Safe Register by e-mailing us at register@gassaferegister.co.uk or a hard copy of the certificate by post to Gas Safe Register, PO Box 631, Darlington, DL1 9GD.

8 Work records

- 8.1 Notwithstanding any legal or normative requirements for records, registered businesses and anyone carrying out gas work on their behalf must ensure that records are kept and given to us, and the consumer, when requested (See Rules of Registration Section 2). These records must be retained for at least six years and accurately record the following as a minimum:
- a. The name of the person carrying out the gas work
 - b. The Gas Safe registration number of the business / engineer carrying out the work (See Section 10 Sub-contracting)
 - c. Description of the gas work carried out. This should include: the appliance make, model and location; and positive recording of essential gas safety checks and test results required for the gas work carried out, for example, record:
 - Flue operational checks
 - Provision of ventilation
 - Operating pressure and/or heat input
 - Safe and correct installation and operation of the appliance/installation
 - Combustion analysis readings
 - Tightness test results
 - Ambient air test results
 - d. The date the work was completed.
 - e. The address where the gas work was done.
 - f. The actions taken for unsafe situations i.e., issuing of warning labels etc.
- 8.2 Work records must be signed by the person carrying out the work confirming that the information captured is true and accurate.
- 8.3 Building Regulations compliance certificates and Declarations of safety records must be accurate. Where these records are not accurate, they will be withdrawn, and the business will be required to complete them correctly. Failure to update these records could result in Sanctions being placed on the registration

9 Meter installations

All new primary gas meter installations irrespective of size and including primary meter exchanges, must be labelled with the following information:

- Gas Safe registration number of installing business.
- Date of installation.

- Optional and preferred the licence card number of the engineer who installed the meter or unique employee reference.
- Failure to apply this label will result in a defect being issued

10 Sub-contracting

Registered businesses/engineers carrying out gas work as a sub-contractor to another registered business must use their own registration details on any customer facing documentation e.g., Landlords Gas Safety Records. Registration details of the main contractor under whose name the work is done must also be shown on supporting documentation.

For example, where a registered business carries out work on behalf of another registered business (Contractor) on a sub-contracting basis and is **not** listed as an engineer against the Contractor's registration, then all documentation issued on behalf of the Contractor business must also include as a minimum the registration numbers of both the Contractor and sub-contracting businesses and also the licence number of the engineer who carried out the work.

Where defects are identified on work that a registered businesses has subcontracted to another registered business, both businesses will be asked to rectify any defective work. Gas Safe Register will hold the main contractor responsible to ensure the defective work is rectified as the gas work was carried out in the name of their business.

11 Probationary registration

Probationary registration status will remain in place until we are satisfied that work being carried out by or under the control of the registered business and within scope of the relevant gas safety legislation is being performed correctly, safely and to the appropriate standards.

- 11.1 The probation period will commence from the time the business has been accepted on to the Register.
- 11.2 The probation period will normally last for approximately 3 months (subject to paragraph 11.6) from the time the registered business has been entered on to the Register, but this period may be extended at the discretion of Gas Safe Register.

Note: The contracted registered business must retain records of **all** gas work completed by the registered business (in accordance with the ongoing requirement in Section 2 of the Rules of Registration).

- 11.3 Once registered, a mandatory probationary inspection appointment will be arranged with the newly registered business. One appointment attempt will be made for a mandatory probationary inspection to take place (unless there are proven exceptional circumstances).
- 11.4 Failure to keep the mandatory probationary inspection appointment will result in suspension and removal from the Register. Any fees paid are non-refundable. If suspended, the business has 30 business days (from the date of suspension) to arrange and attend a new mandatory probationary inspection appointment. Failure to keep this final appointment will result in removal from the Register. Any fees paid are non-refundable.
- 11.5 Where a mandatory probationary inspection has taken place, but no customer sites have been made available for inspection, the probationary registration status will remain in effect until a satisfactory site* inspection of gas work undertaken by the registered business has been successfully made. This must happen within the first 12 months of the date of registration. Failure to provide or allow a site inspection will result in suspension of the business.
- *In this context a 'site' inspection means an inspection site other than the business address where gas work has been carried out by the business under inspection.
- 11.6 We reserve the right to extend or reduce the duration of the probationary status of a registered business depending on any pre-existing registration history or failure to demonstrate gas work to the required standards.

12 Probationary registration specific communication

- 12.1 Upon a satisfactory application resulting in probationary registration status, we will issue a welcome pack and engineer licence card(s) to the business.
- 12.2 We will inform the registered business of the time and date for the mandatory probationary inspection appointment. The business will be expected to arrange up to two customer sites/addresses for inspection of gas work completed by the business, The sites should be within reasonable travelling distance of the business office.

Note: Failure to keep this appointment without a valid reason will lead to a suspension being placed upon the business until the appointment /inspection is agreed and takes place within the timescales outlined in section 11.4 above.

- 12.3 We will confirm with the registered business when the requirements of probationary registration have been met, and the probationary status has been removed.
- 12.4 Where sanctions are applied, we will communicate in accordance with the Sanctions Policy.

https://www.gassaferegister.co.uk/media/1771/p001_san001-gsr-sanctions-policy-v35.pdf

13 Inspecting gas work

- 13.1 We operate a risk-based inspection programme using a range of risk factors which are used to profile the risk applied to businesses and individual engineers employed by businesses in determining inspection frequency.

These factors include but are not limited to:

- a. The Certification / Awarding Bodies used for qualifications.
- b. Engineer demographic
- c. Previous inspection history including any unsafe gas work accredited to the business or engineer.
- d. Any gas safety concern history
- e. Business size (number of employed engineers)
- f. Locations of the business' registered address or regional operating centres
- g. Gas safety qualifications and resultant work categories
- h. Scope of gas work undertaken e.g., domestic, or commercial etc
- i. Any pre-existing registration history

Note: Gas Safe Register will not accept any liability for the actions undertaken by the registered business during any type of inspection activity.

- 13.2 A work inspection is an assessment of gas work that has been completed at a customer's address/premises by a registered business. The main types of work inspection applied by Gas Safe Register are:
- 13.2.1 **Probationary** - This type of inspection is mandatory for all new registrant businesses.
- 13.2.2 **Installation** - This type of inspection encompasses work that has been notified to us.
- 13.2.3 **Business** - This type of inspection encompasses any of the following: installation work, servicing, maintenance activity and landlord gas safety checks.
- 13.2.4 **Gas Safety Concern** - This type of inspection forms the basis of an investigation into the standard of gas work that has been carried out by a business, either registered or unregistered, following a gas safety concern being received.
- 13.2.5 **Competence** - This type of inspection arises as an outcome of the other inspection types mentioned above and could consist of further site visits and/or planned attendance at a theory-based inspection event(s). Competence inspections are designed to target concerns that may include, individual engineer(s) or types or categories of work carried out. Within a competency inspection we may ask to see targeted types of work and/or use verbal competency questioning

Note: We reserve the right to commence inspection activity that could include any of the above where information is received/identified from external sources or our field team such as: RIDDOR (11(2)) reports, Competency concerns raised by a Registered business, Where our inspector identifies gas work carried out by another business on a site they are inspecting.

- 13.3 Other inspection methods used by Gas Safe Register are:
- **Inspection Event** (Virtual or Face-to-Face- Inspection Events). An Inspection Event is a complementary inspection method by which we may engage with 'low risk' registered businesses and/or engineers which have not undergone planned inspection activities for a predetermined period.
 - These events are planned at local venues or online and do not require an inspection of gas work completed by your business

but will enable us to assess your business is applying competencies in specific areas.

Note - Online events will not be offered to businesses/engineers that do not have the suitable equipment to facilitate these events.

- **Mandatory Inspection Event** - The key objective of these events is a Sanction against targeted businesses/engineers which have been identified with consistent low-quality levels and/or a high number of defects. The aim is to implement a more rigorous event and inspection program with these businesses/engineers, covering all the issues found at various site inspections; with the objective to improve the standard of gas work carried out on site.

- 13.4 Registered engineers will be expected to demonstrate their competence periodically through our work inspection process. We will engage with registered businesses to monitor the application of gas safety competence against the work categories for which they are registered.
- 13.5 Where registered businesses employ 10 or more engineers either directly or indirectly through a contract, the inspection process will include assessment of the business's gas safety management policies and procedures and measuring to ensure that gas work is being adequately managed.
- 13.6 Failure to allow any work inspection without a justified reason will be deemed a breach of the Rules of Registration and will attract appropriate actions in accordance with the Sanctions Policy.
- 13.7 Where defective or non-compliant work is identified during inspection activity, the issues will be reported in a defect notice served to the responsible business and the responsible person for the property concerned. All identified defects are recorded even if the work is corrected by the engineer during the visit. This is done to ensure an accurate record of defects identified is held and that trends can be monitored, reported, and addressed. We will monitor for the completion of the remedial action and when requested we can arrange to re-inspect any remedial action where unsafe gas work has been attributed to a registered business or where there is a concern the work has not been rectified correctly. Failure to correct work identified on a defect notice or inform us the work has been completed will attract appropriate actions in accordance with the Sanctions Policy.

Note 1: If it is established (through inspection activity of any type) that a registered business or engineer has worked outside the scope

of their work categories and has created gas safety defects, a defect notice will be issued. Where this is the case, the business will be responsible for the correction of the defects and will need to engage a suitably registered and competent engineer/business for the remedial action.

Note 2: Defects will only be attributed to a business if the work was carried out within the last six years prior to the inspection date. Defects relating to work undertaken over six years old will not be attributed to a business. We will monitor the completion of the defects in accordance with our policies and procedures.

Note 3: If there is a dispute and the customer will not allow the business back to the property it is the business's responsibility to offer the customer a suitable alternative, such as employing a third party to rectify any issues.

- 13.8 A registered business will retain full responsibility for any outstanding defective work issues including those attributable to any previous business registration(s) held.

Note: HSE have obtained legal advice on attributing defects to a business that no longer (legally) exists and whether a phoenix company are responsible for remedying the defect(s). The legal advice clarified that: -

- A new legal entity cannot be bound by a previous legal entity.
- If the company number remains the same, then it remains the same legal entity and can still be subject to enforcement action etc.

- 13.9 If an archived or suspended business, that is deemed responsible for outstanding gas related defects re-registers with us, and where the Register has covered the costs of rectification work, we will seek reimbursement of the costs incurred by a consumer. The amount repayable will be at our discretion and will not be more than the total of monies used to rectify the defects.

14 Behaviour

Appropriate professional behaviour is always required by engineers and registered businesses. Inappropriate behaviour or language used in any form of communication with the Register (including but not limited to letters, emails, telephone calls during inspections and events) will not be tolerated and the application of sanctions against the registered business concerned

may apply as a result. Examples of inappropriate behaviour include but are not limited to:

- Threats of physical violence.
- Verbal abuse/swearing.
- Vexatious communications.
- Inappropriate cultural, racial, or religious references.
- Rudeness, including derogatory remarks.
- Inflammatory statements.
- Raising unsubstantiated allegations.
- Being unreasonably distracting.

15 Alternative ‘inspection’ methods

We may, where appropriate, use alternative theory-based methodologies to establish theoretical gas safety competence through knowledge and understanding based testing events.

15.1 Mandatory attendance events

A business and/or an engineer will be required to attend and participate in a Mandatory Attendance Event where we identify that their inspection history justifies this.

Mandatory Attendance Event participation will apply in the following circumstances:

- Where a consistent number of inspection failures outcomes are at ‘At Risk’ and/or ‘Immediately Dangerous’ level as defined within the current Gas Industry Unsafe Situations Procedure
- Where a poor inspection history over prolonged periods exists
- Where a high level of risk is identified

Note: Other sanctions as defined within the Sanctions Policy may have already been applied and lifted or run in conjunction with required attendance at a Mandatory Attendance Event.

A Mandatory Attendance Event will incorporate theory-based mentoring and assessment with the primary objective of providing an opportunity for a business and/or engineer to demonstrate their underpinning knowledge and the required level of theory-based competence in specific areas relevant to their inspection history.

Gas Safe Register - Registration Policy

One or more registered businesses and/or engineers from a business will be required to attend an event of this type and at a location of Gas Safe Register's choice.

A Mandatory Attendance Event will normally be one day in duration but may be altered, considering the businesses/engineers attending that event.

Where a business and/or engineer fails to attend/participate in a Mandatory Attendance Event when required, the business will be immediately suspended pending removal.

When we are satisfied that the relevant business and/or engineer has successfully attended, participated, and achieved the required demonstration of theoretical competence at the event, the business and/or engineer will be placed into a tightened inspection regime.

Any resulting inspection during the tightened inspection regime must satisfy the Rules of Registration meeting the required industry standards before the business and/or engineer returns to a normal inspection regime and that we deem this registration status appropriate to be lifted.

Where a business and/or engineer fails to meet the required standards at the Mandatory Attendance Event or within the tightened inspection regime, immediate sanctions will be applied in accordance with the Sanctions Policy.

15.2 Inspection events

Either conducted face to face or virtually, invited businesses/engineers are expected to attend the event or to rearrange the appointment if they are unable for legitimate reasons to attend the one offered. These are classified as an inspection and failure to attend without legitimate reason may result in sanctions being applied to the business/engineer.

An Inspection Event is a complementary inspection method by which we may engage with 'low risk' registered businesses and/or engineers which have not undergone planned inspection activities for a predetermined period.

Only registered businesses and/or engineers which have undergone previous planned inspections and have no ongoing or pending reactive or investigative inspection, or other inspections arising from elevated risk or concern will meet the criteria for attending an Inspection Event by invitation.

An Inspection Event will incorporate an informative presentation which will include but not be limited to, information about the Rules of Registration and the current Gas Industry Unsafe Situations Procedure and a 'question and answer' session.

Attending businesses/engineers will be required to undertake a theory-based knowledge check to demonstrate a satisfactory level of underpinning knowledge and understanding of the principles and application of the current Gas Industry Unsafe Situations Procedure.

One or more registered businesses/engineers will attend an event of this type and at a location of our choice.

An Inspection Event is normally 3.5 hours in duration but may be altered, considering the businesses/engineers attending that event.

Where the outcome of the theory-based knowledge check is satisfactory, and the risk level remains the same, the business and/or engineer will remain at their existing risk level.

Where the outcome of the theory-based knowledge check, arising out of the inspection event, is unsatisfactory the business and/or engineer will undergo a site inspection by one of our Inspectors based on their risk.

As an Inspection Event is part of the inspection program, failure to attend an event without an acceptable justified reason will be considered a breach of the Rules of Registration and will attract appropriate sanctions in accordance with the Sanctions Policy for failure to allow a work inspection.

16 Inspecting gas work specific communication

- 16.1 The registered business will be advised, where possible, in advance of our inspection visits. Timescales can be flexible and adjustable to reflective the level of risk.
- 16.2 Any pre-existing gas safety faults will be dealt with in accordance with the Gas Industry Unsafe Situations Procedure (GIUSP) by our Inspector on unaccompanied inspections, and by the registered business on accompanied inspections.
- 16.3 Upon completion of a work inspection, a factual and impartial report may be provided to the registered business, the customer and where applicable, the landlord for the property. The report may include a description of any gas work defects and/or Building Regulation non-

compliances encountered and attributable to the registered business being inspected along with timescales for actions where applicable.

- 16.4 Where our Inspector is accompanied by a representative of a registered business, who is not a registered engineer and faults have been identified, the opportunity will be taken to discuss the fault and requirements, including timescales, for the necessary rectification work.
- 16.5 Where our Inspector is unaccompanied by a representative of a registered business and identifies gas safety issues, we aim to contact the business to discuss the requirements ahead of any report being received. If this has not been possible and the registered business needs to discuss the report content, they should contact us upon receipt and without delay.
- 16.6 Where sanctions result, these will be applied in accordance with the Sanctions Policy.
- 16.7 We reserve the right to pass relevant information to appropriate enforcement agencies and support their investigation.

17 Gas safety concerns

We will impartially and robustly investigate all concerns relating to gas safety matter allegations about the work undertaken by registered businesses/engineers made by consumers in accordance with our authority and contractual remit.

To ensure impartiality is maintained, where a registered engineer identifies gas work which has allegedly been carried out by another registered business/engineer, this should be reported to us a competence concern using the web form at:

<https://www.gassaferegister.co.uk/engineer/resource-hub/raise-a-competence-concern/>

Alternatively, you can advise the property owner of the concern after correctly applying the requirements of the GIUSP. The property owner can then raise a formal gas safety concern with Gas Safe using one of the following methods:

- Through our website at <https://www.gassaferegister.co.uk/help-and-advice/complaints-report-an-illegal/>
- By e-mailing us at enquiries@gassaferegister.co.uk
- By post addressing their concern to the Investigations Department, Gas Safe Register, PO Box 631, Darlington, DL1 9GD.

Gas Safe Register - Registration Policy

- By telephone - 0800 408 5500. (Depending on the nature of the concern you may be asked to put it in writing).
- 17.1 We require the registered business /engineer to attend site with our Inspector(s) on the day of the investigation unless there are exceptional circumstances* that would prevent this. Failure to attend may result in suspension or other sanctions being applied.
- Note:** The Register will make a record of any “exceptional circumstances” quoted.
- 17.2 Where sufficient evidence supports that unsafe gas work or other breaches of the Rules of Registration or Policy have occurred, appropriate and proportionate sanctions as set out in the Sanctions Policy will be applied during or after a complaint investigation.
- 17.3 Where an investigation finds issues beyond the scope of our authority and remit, we will take steps to signpost the consumer to the relevant organisation(s) and/or supply enforcement agencies with information about the concern.
- 17.4 Where gas appliances or gas pipework have been dismantled or removed prior to inspection/investigation and/or where rectification work has been completed, we reserve the right to inspect a business or engineer(s) if concerns relating to applied gas safety competence or standards might exist. This includes the potential removal of any Building Regulations notification and cancellation of the Building Regulations Compliance Certificate.

18 Sanctions, suspension, removal, and exclusion

We reserve the right to impose sanctions on any registered business and/or individual engineer. Please refer to the Sanctions Policy for further information.

Gas Safe Register - Registration Policy

- 18.1 A sanction will primarily be applied for failure to deliver gas safety and/or operate in accordance with the Rules of Registration or this Registration Policy.
- 18.2 We will advise the registered business and/or engineer of what actions are required to enable the lifting of any sanction(s) or the criteria for re-application following removal.
- 18.3 Failure to demonstrate that the registered business or engineer is working to the standard we expect may result in the removal of the registered business and/or engineer from the Register.

Note: A business and/or engineer that has been removed from the Register may reapply. However, they will need to satisfy us that they have complied with the criteria set for reapplication and meet the gas safety standards expected. We also reserve the right to apply conditions to any new registration or to reject an application where a higher power such as an enforcement agency or court has placed a ban preventing them from carrying out gas work.

Please refer to the Sanctions Policy for further information.

19 Fees and charges

- 19.1 Where a registered business is declared insolvent or is dissolved for any reason, the controlling entity/person(s) will remain responsible for the payment of any outstanding fees or charges relating to the dissolved business.
- 19.2 New applications for registration will be withheld until all outstanding fees and charges relating to pre-existing or previous registrations have been paid in full.
- 19.3 Where a registered business does not renew before or upon the anniversary of their registration, they may be liable to the application of an administration fee at a level determined by us, please refer to the Sanctions Policy.
- 19.4 Where an engineer requires an updated/replacement licence card, during the registration period, an administration fee will be applied no matter the type of card requested.

The current schedule of fees can be found on the Gas Safe Register Engineers website, www.gassaferegister.co.uk

20 The Gas Safe Register Brand

- 20.1 When advertising and using the Gas Safe Register Brand, a business must only use the trading name registered with Gas Safe Register. Where it is identified that a business is using a different trading name to that registered, the Brand Enforcement Policy will apply.
- 20.2 Where a group of companies are registered under one registration using the group name, any documentation displaying the Gas Safe Register Brand must reflect the trading name registered. Other businesses within the group who operate using a different trading name are not permitted to use the brand and in cases where this occurs that business would be required to be its own registration.

Please refer to the Brand Enforcement Policy for further information.

21 Reporting notifiable Building Regulations work through the Register

Gas Safe registered businesses have a legal duty to comply with both the technical and procedural requirements of the respective Building legislation for the geographical areas covered by Gas Safe Register. In England and Wales, registered businesses must report/notify the installation and commissioning of all heat producing gas appliances e.g., boilers, fires, water heaters and any heating or hot water system and controls etc., also installed and served by the appliance through the reporting facilities provided by the Register.

22 Suggestions for improvements to the service provided by the Register

We are committed to continual improvement and accept suggestions on how we may improve our service within our defined remit. If you have a suggestion that you would like us to consider, please let us know by email Businessimprovement@gassaferegister.co.uk or letter addressing any written correspondence for the attention of the Business Improvements Team.

23 Complaints against the Register

Every year we successfully deal with tens of thousands of registered businesses and consumers. We aim to provide a high level of service to all our customers but sometimes things can occasionally go wrong, or your expectations are not always met.

If you have a complaint about the way we have dealt with you, or about any of our services we want to know. We always welcome feedback and suggestions to help us improve our performance. Information about the Register, how we operate and how to make a complaint against our service is available at <https://www.gassaferegister.co.uk/who-we-are/our-policies/>

24 Communicating with us

We will deal with your correspondence and requests in a prompt and professional manner. The list below provides some examples of what you can expect;

- Our normal opening hours are between 8.00am and 6.00pm Monday - Friday and 8.30am to 12.30pm on Saturdays (excluding UK Public Holidays).
- Our automated telephone and webservices are available 24 hours.
- Calls into our office will be answered as promptly as practicable.
- Field-based staff work remotely and will respond to telecoms and email by the end of the next business day.
- We will endeavour to respond to correspondence and emails within five business days.
- We evaluate gas safety concerns raised following gas work carried out by registered and non-registered businesses and where appropriate, book appointments within ten business days.
- We will acknowledge complaints against our service within three business days and respond to them within five business days (Please note: responses may occasionally exceed this intended response time, due to the need to fully investigate the complaint).

If, for accessibility reasons, any of these methods of communication are not suitable, please let us know so that reasonable adjustments can be made to help your communication with us or access to our services.

25 Definitions

These definitions have been created for the purposes of supporting use and understanding of this Policy and are supplementary to those in the Rules of Registration:

Controlling Group Entity - An overarching business owning or responsible for several separate businesses.

Entity - A business having real and distinct legal personality.

Gas Related Workmanship - This includes gas work as defined within the scope of the Gas Safety (Installation and Use) Regulations, but may include such work as related to the installation of a gas appliance, such as compliance with relevant normative industry guidance documents, such as the Building Services Compliance Guides etc.

Gas Safety Legislation -

- GB - The Gas Safety (Installation and Use) Regulations 1998
- NI - The Gas Safety (Installation and Use) Regulations (Northern Ireland) 2004
- IOM - The Gas Safety (Installation and Use) Regulations 1994 as amended and applied by the Gas Safety (Application) Order 1996
- Guernsey - The Health and Safety (Gas) (Guernsey) Ordinance 2006
- Jersey - The Health and Safety at Work (Jersey) Law 1989

Licence Card - A card we provide annually for each engineer which includes registration start and end dates, a photograph of the engineer, the engineer's licence number, the list of gas competence derived work categories with start and end dates, the registered business's name, and registration number.

Where a physical card is requested as part of the annual renewal of registration an additional fee for the licence card will be applied. The cost of the digital card will be included in the annual fee paid for each engineer.

26 Annex 1 - Changing trading titles/names

A registered business is only permitted to carry out gas work under the trading name with which it is currently registered. This trading name should be the name which appears on all promotional material used by the business e.g., headed paper, advertisements, websites, van stickers, invoices etc. This trading title/name is the only trading title/name a registered business is permitted to associate with the Gas Safe Register brand.

Registrations are not normally transferrable, and a business is only permitted to have one trading name per registration.

The following examples set out the policy in the range of circumstances that may exist.

Gas Safe Register - Registration Policy

Nature	Criteria	Can the existing registration continue to be used?
Non-limited business name change	No change in the controlling interest of the business	Yes - However, where the registered business is a partnership that splits and both parties wish to continue to be registered in their own right(s), each party will require new separate registrations unless a signed agreement from both parties is provided allowing one of the parties to retain the existing registration and an indemnity is signed by that party accepting responsibility for any gas work previously undertaken by the partnership.
Non-limited business sold or transferred	A change in the controlling interest of the business has occurred	No - A new registration is required. For acquisitions see section 26.1 below.
Limited business sold or transferred	See section 8.1 below.	See section 26.1 below.
Non-limited business to limited business (Incorporation with Companies House)	Incorporation with Companies House changes the legal entity status of the business	Yes - a signed Indemnity accepting responsibility for all gas work undertaken by the previous non-limited business is required. The Gas Safe registration number passes to the newly incorporated business.
Limited business to Limited business (legal entity change)	The new business will be operating under a different Companies House incorporation number. A change in legal entity status occurs	No - A new registration is required.

Gas Safe Register - Registration Policy

Nature	Criteria	Can the existing registration continue to be used?
Name change of Limited business (no legal entity change)	The new business retains the previous Companies House incorporation number	<p>Yes - Provided a copy of a '<i>Certificate of Incorporation on Change of Name</i>' is provided with the completed Change of Trading Title (COTT) document.</p> <p>No - If the limited business has gone into liquidation, receivership, or administration.</p>
Limited business reverting to non-limited business	A change to the legal entity status has occurred	<p>Yes - Where the controlling interest in the business remains the same i.e., sole director becomes sole trader.</p> <p>No - Where there is a change in the controlling interest i.e., more than one director or the business has gone into liquidation, receivership, or administration. A new registration will be required.</p>

26.1 Acquisitions

If a business is sold, the registration remains with the legal entity and not the individual(s) seller(s). If the seller(s) requires Gas Safe registration to trade under a new business entity (whether limited or non-limited), a new registration for the new business is required. When a new registration is required, no gas work can be carried out following the acquisition until registration has been granted.

Where a business has been sold, the purchaser is required to ensure that the acquired business is compliant with Gas Safe Rules of Registration. The business will remain liable for correcting any defects that may be found during an inspection regardless of whether they occurred prior to acquisition.

Gas Safe Register - Registration Policy

26.2 Where the purchaser of a business transfers all the engineers and customers of the business they have acquired to their own registration, they will be responsible for any defects identified for the work carried out by the seller.

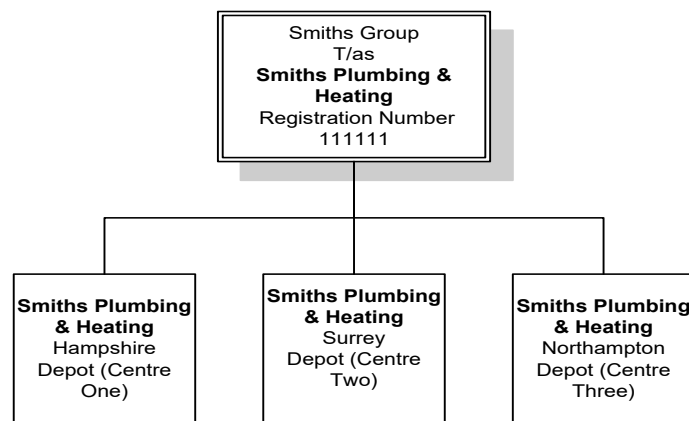
26.3 Group structured businesses

A business is only permitted to have one trading name per registration. Where a business carries out gas work under a group structure, there are two registration options available:

- Where each business within the group carries out gas work under the same trading name (see example one below) the group can register under one registration with multiple operating centres; all using the same registration number.
- Separate businesses carrying out gas work within the scope of GSIUR within the group structure will need to be registered separately with us (see example two below)

26.4 Group structured businesses

Example One:



Example Two:

