



Building Amendment (Registration and Other Matters) Act 2012

COMMENCEMENT NOTICE

I, SALLY GORDON THOMAS, Administrator of the Northern Territory of Australia, under section 2 of the *Building Amendment (Registration and Other Matters) Act 2012*, fix 1 January 2013 as the day on which that Act (No. 6 of 2012) commences.

Dated 20th December, 2012.

S. G. THOMAS
Administrator

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Building Amendment (Residential Building Consumer Protection) Act 2012

COMMENCEMENT NOTICE

I, SALLY GORDON THOMAS, Administrator of the Northern Territory of Australia, under section 2 of the *Building Amendment (Residential Building Consumer Protection) Act 2012*, fix 1 January 2013 as the day on which that Act (No. 7 of 2012) commences, but immediately after the commencement of the *Building Amendment (Registration and Other Matters) Act 2012*.

Dated 20th December, 2012.

S. G. THOMAS
Administrator

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Building Act

APPROVAL OF COURSE FOR OWNER-BUILDERS

I, PETER GLEN CHANDLER, Minister for Lands, Planning and the Environment:

- (a) under section 48F(6) of the *Building Act* and with reference to section 43 of the *Interpretation Act*, revoke the instrument dated 29 April 2006, published in *Gazette* No. G20 dated 17 May 2006, approving a course for owner-builders; and
- (b) under section 48F(6) of the *Building Act*, approve the Northern Territory Owner-Builder Manual, published by the Department of Lands, Planning and the Environment, as a course for section 48F(1) of the *Act*;

to take effect on 1 January 2013.

Dated 27th December, 2012.

P. G. CHANDLER
Minister for Lands,
Planning and
the Environment

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Building Act

DETERMINATIONS RELATING TO BUILDING PRACTITIONERS

I, PETER GLEN CHANDLER, Minister for Lands, Planning and the Environment, under section 24G of the

Building Act, and with reference to section 4A(3) of that *Act* and section 8 of the *Interpretation Act*, determine, with effect on and from 1 January 2013, that:

- (a) for section 24G(a) of the *Building Act*, the qualifications and experience for registration as a building practitioner in a category of building practitioner are as specified in Schedule 1; and
- (b) for section 24G(c) of the *Act*, the types of insurance policies, and amounts of insurance to be provided under the policies, that may be prescribed by regulation for section 24(3), 24B(3) or 24F(5) of the *Act* are as specified in Schedule 2.

Dated 27th December, 2012.

P. G. CHANDLER
Minister for Lands,
Planning and
the Environment

SCHEDULE 1

QUALIFICATIONS AND EXPERIENCE FOR REGISTRATION AS BUILDING PRACTITIONER

1 Building contractor residential (restricted)

The qualifications and experience for registration in the category of Building contractor residential (restricted) are:

- (a) one of the following:
 - (i) successful completion of the following units for a Certificate IV in Building:

ABC001	Construction 1
ABC002	Construction 2
ABC005	Materials 1
ABC061	Builders Working Drawings 1
ABC064	Building Computer Applications
ABC069	Cost Control and Planning 1
ABC076	Building Quantities and Estimating 1
ABC077	Building Quantities and Estimating 2
ABC082	Building Site Supervision
ABC083	Building Site Surveying and Set Out 1
ABC086	Structures 1
ABC091	Business Management for Building 1A
ABC092	Business Management for Building 1B
ABC102	Residential Site Safety
ABC105	Timber Framing Code;
 - (ii) successful completion of the following units for a BCG40106 Certificate IV in Building and Construction (Building) - Low Rise and

3 elective units from the BCG03 General Construction Training Package:

- BCGBC4001A Apply building codes and standards to the construction process for low-rise building projects
- BCGBC4002A Manage occupational health and safety in the building and construction workplace
- BCGBC4003A Select and prepare a construction contract
- BCGBC4004A Identify and produce estimate costs for building and construction projects
- BCGBC4005A Produce labour and material schedules for ordering
- BCGBC4006A Select, procure and store construction materials for low-rise projects
- BCGBC4007A Plan building or construction work
- BCGBC4008A Conduct on-site supervision of the building and construction project
- BCGBC4009A Apply legal requirements to building and construction projects
- BCGBC4010A Apply structural principles to residential low rise constructions
- BCGBC4011A Apply structural principles to commercial low rise constructions

BSBSBM406A Manage finances;

- (iii) successful completion of a course, or units of a course, that in the opinion of the Practitioners Board is at least equivalent to the satisfaction of the requirements in subparagraph (i) or (ii);
- (iv) a statement of attainment of competency equivalent to the satisfaction of the requirements in subparagraph (i) or (ii) issued by a registered training organisation as defined in the *Northern Territory Employment and Training Act*, and
- (b) at least 3 years practical experience in carrying out building work for which a building contractor residential (restricted) is a prescribed building contractor under regulation 41B(1) of the Building Regulations.

2 Building contractor residential (unrestricted)

- (1) The qualifications and experience for registration in the category of building contractor residential (unrestricted) are:
 - (a) the qualifications specified in clause 1 (a); and
 - (b) at least 3 years practical experience in carrying out building work for which a building

contractor residential (unrestricted) is a prescribed building contractor under regulation 41C(1) of the Building Regulations.

- (2) However, if the applicant for registration in the category of building contractor residential (unrestricted) is currently registered as a building practitioner in the category of building contractor residential (restricted), the applicant has the qualifications and experience for registration if he or she can satisfy the requirements of subclauses (3) to (6).
- (3) The applicant must demonstrate that, under the supervision of a registered building contractor residential (unrestricted), the applicant has had substantial personal involvement in, and responsibility for, the design and construction of at least one building:
 - (a) that involved carrying out relevant (unrestricted) building work; and
 - (b) for which an occupancy permit has been granted.
- (4) For subclause (3), the applicant's level of involvement and responsibility must be confirmed in writing by the registered building contractor residential (unrestricted) who supervised the building work.
- (5) The applicant must provide at least 3 independent references in relation to the applicant's knowledge and understanding of multi storey construction, including, as a minimum, references from the project architect/designer, the structural engineer and the building certifier who were directly involved in the construction phase of the project.
- (6) The applicant must demonstrate to the satisfaction of the Practitioners Board that the applicant has a comprehensive working knowledge and understanding of the regulatory and technical issues associated with the construction of buildings of more than 2 storeys, including the relevant requirements of the Building Code as defined in regulation 2(1) of the Building Regulations (**the Code**).
- (7) A reference in subclause (3) to a substantial personal involvement in, and responsibility for, the design and construction of a building is a reference to a level of involvement and responsibility that precludes 2 persons being able to demonstrate that level of involvement and responsibility for the same building.

3 Building certifier (residential)

The qualifications and experience for registration in the category of building certifier (residential) are:

- (a) a degree or other educational qualification required for accreditation as a building surveyor by the Australian Institute of Building Surveyors; and
- (b) at least 3 years practical experience in building surveying of buildings of Classes 1 and 10 as specified under the classification under Part A3.2 of the Code.

4 Building certifier (unrestricted)

The qualifications and experience for registration in the category of building certifier (unrestricted) are:

- (a) a degree or other educational qualification required for accreditation as a building surveyor by the Australian Institute of Building Surveyors; and

- (b) at least 4 years practical experience in building surveying of buildings of Classes 1 to 10 as specified under the classification under Part A3.2 of the Code.

5 Certifying architect

The qualifications and experience for registration in the category of certifying architect are:

- (a) registration as an architect under the *Architects Act*; and
- (b) at least 4 years practical experience in building surveying of buildings of Classes 1 to 10 as specified under the classification under Part A3.2 of the Code.

6 Certifying plumber and drainer

The qualification for registration in the category of certifying plumber and drainer is a licence as an advanced tradesman in the trades of plumbing and draining issued under the *Plumbers and Drainers Licensing Act*.

7 Certifying plumber and drainer (design)

The experience for registration in the category of certifying plumber and drainer (design) is at least 5 years practical experience in the design of plumbing and drainage systems and on-site sewage disposal systems.

8 Certifying engineer (structural)

The qualifications and experience for registration in the category of certifying engineer (structural) are:

- (a) one of the following :
 - (i) a degree or other educational qualification required for membership of The Institution of Engineers, Australia as a professional engineer eligible to use the post-nominals "MIEAust";
 - (ii) a certificate of registration as a structural engineer on the National Professional Engineers Register (**the NPER**); and
- (b) in addition to a qualification mentioned in paragraph (a)(i) - at least 3 years practical experience in the design and supervision of the construction of structural engineering works for buildings, including:
 - (i) at least 12 months practical experience in the design of structural engineering works for buildings; and
 - (ii) at least 12 months practical experience in the supervision of the construction of structural engineering works for buildings.

9 Certifying engineer (hydraulic)

The qualifications and experience for registration in the category of certifying engineer (hydraulic) are:

- (a) one of the following:
 - (i) a degree or other educational qualification required for membership of The Institution of Engineers, Australia as a professional engineer

eligible to use the post-nominals MIEAust";

- (ii) a certificate of registration as a building services engineer on the NPER; and

- (b) in addition to a qualification mentioned in paragraph (a)(i) - at least 3 years experience in the design and supervision of the construction of building hydraulic services, including:

- (i) at least 12 months practical experience in the design of building hydraulic services; and

- (ii) at least 12 months practical experience in the supervision of the construction of building hydraulic services.

10 Certifying engineer (mechanical)

The qualifications and experience for registration in the category of certifying engineer (mechanical) are:

- (a) one of the following :
 - (i) a degree or other educational qualification required for membership of The Institution of Engineers, Australia as a professional engineer eligible to use the post nominals "MIEAust";
 - (ii) a certificate of registration as a mechanical engineer on the NPER; and

- (b) in addition to a qualification mentioned in paragraph (a)(i) - at least 3 years practical experience in the design and supervision of the construction of mechanical services in buildings, including:

- (i) at least 12 months practical experience in the design of mechanical services in buildings; and

- (ii) at least 12 months practical experience in the supervision of the construction of mechanical services in buildings.

11 Registration on renewal

The qualifications and experience for a person's registration in a category of building practitioner on the renewal of that registration are the qualifications and experience required for registration in that category at the time the person was first registered in the category.

SCHEDULE 2

TYPES AND AMOUNTS OF INSURANCE POLICY THAT MAY BE PRESCRIBED

- 1 For a building certifier (residential) - professional indemnity insurance for \$500 000.
- 2 For a building certifier (unrestricted) - professional indemnity insurance for \$1 000 000.
- 3 For a certifying architect - professional indemnity insurance for \$100 000.
- 4 For a certifying plumber and drainer (design) - professional indemnity insurance for \$1 000 000.
- 5 For a certifying engineer (structural) - professional indemnity insurance for \$1 000 000.

- 6 For a certifying engineer (hydraulic) - professional indemnity insurance for \$100 000.
- 7 For a certifying engineer (mechanical) - professional indemnity insurance for \$100 000.

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