



Northern Territory of Australia

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Northern Territory of Australia

Building Act 1993

Revocation of Determinations and Determinations Relating to Building Practitioners

I, Eva Dina Lawler, Minister for Industry and Trade:

- (a) under section 24G of the *Building Act 1993* (the **Act**) and with reference to section 43 of the *Interpretation Act 1978*, revoke all determinations in force immediately before the day this instrument is published in the *Gazette*; and
- (b) under section 24G(a) of the Act, determine that the qualifications and experience for registration as a building practitioner in a category of building practitioner are as specified in Schedule 1; and
- (c) under section 24G(c) of the Act, determine that, for a category of building practitioner specified in Schedule 2, the type of insurance policy is professional indemnity insurance and the amount of insurance to be provided under the policy is \$1 000 000.

E. D. LAWLER
Minister for Industry and Trade

Dated 17 April 2024

Note

Regulation 40 of the Building Regulations 1993 prescribes a condition under which certain categories of building practitioner are required to hold the insurance determined under paragraph (c).

Schedule 1 Qualifications and experience for registration as building practitioner

Part 1 Interpretation

1 Definitions

(1) In this Schedule:

Building Code means the Building Code as defined in regulation 2(1) of the Regulations.

NER means the National Engineering Register.

Regulations means the *Building Regulations 1993*.

(2) A reference in this Schedule to a building as a building of a particular Class is a reference to a building of that Class as specified under the classification in Part A6 of the Building Code.

Part 2 Requirements for registration

2 Building contractor residential (restricted)

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

(a) a Certificate IV in Building and Construction (Building) CPC40120 with successful completion of the following units:

(i) each of the following core units:

CPCCB4001	Apply building codes and standards to the construction process for Class 1 and 10 Buildings
CPCCB4002	Manage work health and safety in the building and construction workplace
CPCCB4007	Plan building or construction work
CPCCB4008	Supervise site communication and administration processes for building and construction projects
CPCCB4009	Apply legal requirements to building and construction projects
CPCCB4010	Apply structural principles to residential and commercial constructions

- CPCCBC4012 Read and interpret plans and specifications
 - CPCCBC4014 Prepare simple building sketches and drawings
 - CPCCBC4018 Apply site surveys and set-out procedures to building and construction projects
 - CPCCBC4021 Minimise waste on the building and construction site
 - CPCCBC4053 Apply building codes and standards to the construction process for Class 2 to 9, Type C Buildings;
- (ii) each of the following 6 Building elective units:
- BSBPMG422 Apply project quality management techniques
 - CPCCBC4003 Select, prepare and administer a construction contract
 - CPCCBC4004 Identify and produce estimated costs for building and construction projects
 - CPCCBC4005 Produce labour and material schedules for ordering
 - CPCCBC4006 Select, procure and store construction materials for building and construction projects
 - CPCSUS4002 Use building science principles to construct energy efficient buildings;
- (iii) any 2 of the following general elective units:
- CPCCCO4001 Supervise concreting work
 - CPCCBC4013 Prepare and evaluate tender documentation
 - CPCCBC4017 Arrange resources and prepare for the building and construction project
 - CPCCBC4052 Lead and manage teams in the building and construction industry
 - BSBLDR413 Lead effective workplace relationships
 - BSBPMG430 Undertake project work

BSBPMG426	Apply project risk management techniques
BSBESB402	Establish legal and risk management requirements of new business ventures
BSBESB406	Establish operational strategies and procedures for new business ventures
BSBESB407	Manage finances for new business ventures
BSBWRT411	Write complex documents
BSBPEF501	Manage personal and professional development
CPCCBC4015	Prepare specifications for all construction works
CPCCBC4019	Apply sustainable building design principles to water management systems
CPCCBC4020	Build thermally efficient and sustainable structures
CPCCBC4022	Supervise tilt-up work
CPCCBC4024	Resolve business disputes
CPCCBC4026	Arrange building applications and approvals
CPCCBC4028	Prepare design brief for construction works
CPCCBC5019	Manage building and construction business finances
CPCSUS4001	Implement and monitor environmentally sustainable work practices
CPCSUS4003	Maximise energy efficiency through applied trade skills; and

(b) one of the following:

- (i) at least 3 years practical experience, gained within the last 10 years, at least one year of which has been gained in the Territory, in carrying out building work for which a building contractor residential (restricted) is a prescribed building contractor under regulation 41B of the Regulations; or

- (ii) practical experience that, in the opinion of the Building Practitioners Board, is equivalent to the experience referred to in subparagraph (i), at least one year of which has been gained in the Territory.

3 Building contractor residential (unrestricted)

- (1) If, at the time of making an application for registration in the category of building contractor residential (unrestricted), an applicant is not registered as a building contractor residential (restricted), the qualifications and experience required for registration in the category of building contractor residential (unrestricted) are:

- (a) the qualifications mentioned in clause 2(a); and

- (b) one of the following:

- (i) at least 3 years practical experience, gained within the last 10 years, at least one year of which has been gained in the Territory, in carrying out building work for which a building contractor residential (unrestricted) is a prescribed building contractor under regulation 41B and 41C of the Regulations; or

- (ii) practical experience that, in the opinion of the Building Practitioners Board, is equivalent to the experience referred to in subparagraph (i), at least one year of which has been gained in the Territory.

- (2) If, at the time of making an application for registration in the category of building contractor residential (unrestricted), an applicant is registered as a building contractor residential (restricted), the qualifications and experience required for registration in the category of building contractor residential (unrestricted) are:

- (a) the qualifications and experience mentioned in subclause (1)(a) and (b); or

- (b) the following:

- (i) the qualifications, if any, that were required for registration in the category of building contractor residential (restricted) when the applicant was first registered in that category;

- (ii) substantial personal involvement in, and responsibility for, the design and construction of at least one building, under the supervision of a registered building contractor residential (unrestricted):

- (A) that involved carrying out building work mentioned in subclause (1)(b)(i); and

- (B) for which an occupancy permit has been granted; and
 - (C) in circumstances where no more than one other person had an equal or greater level of personal involvement in, and responsibility for, the design and construction of the building; and
- (c) experience that demonstrates 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.

4 Building contractor commercial (restricted)

The experience required for registration in the category of building contractor commercial (restricted) is:

- (a) at least 3 years practical experience, gained within the last 10 years, at least one year of which is gained in the Territory, in carrying out building work for or in connection with the construction of any of the following:
 - (i) a building of Class 1b, 3, 4, 5, 6, 7, 8 or 9 of not more than 3 storeys;
 - (ii) a Class 10 building attached to a building referred to in subparagraph (i) if it is constructed at the same time as that building;
 - (iii) a retaining wall (whenever constructed) that is not attached to a building referred to in subparagraph (i) but on which the integrity of such a building depends; or
- (b) practical experience that, in the opinion of the Building Practitioners Board, is equivalent to the experience referred to in paragraph (a), at least one year of which is gained in the Territory.

5 Building contractor commercial (unrestricted)

The experience required for registration in the category of building contractor commercial (unrestricted) is:

- (a) one of the following:
 - (i) at least 3 years practical experience, gained within the last 10 years, at least one year of which is gained in the Territory, in carrying out building work for or in connection with the construction of any of the following:
 - (A) a building of Class 1b, 3, 4, 5, 6, 7, 8 or 9;

- (B) a Class 10 building attached to a building referred to in subparagraph (A) if it is constructed at the same time as that building;
 - (C) a retaining wall (whenever constructed) that is not attached to a building referred to in subparagraph (A) but on which the integrity of such a building depends; or
- (ii) practical experience that, in the opinion of the Building Practitioners Board, is equivalent to the experience referred to in subparagraph (i), at least one year of which is gained in the Territory; and
- (b) substantial personal involvement in, and responsibility for, the design and construction of at least one building:
 - (i) that involved carrying out building work mentioned in paragraph (a)(i); and
 - (ii) for which an occupancy permit has been granted; and
 - (iii) in circumstances where no more than one other person had an equal or greater level of personal involvement in, and responsibility for, the design and construction of the building; and
 - (c) experience that demonstrates a comprehensive working knowledge and understanding of the regulatory and technical issues associated with the construction of buildings of more than 3 storeys, including the relevant requirements of the Building Code.

6 Building certifier (residential)

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

- (a) the qualifications 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.

7 Building certifier (unrestricted)

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

- (a) the qualifications 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.

8 Certifying architect

The qualifications and experience required for registration as a certifying architect are:

- (a) registration as an architect under the *Architects Act 1963*; and
- (b) at least 4 years practical experience in building surveying of buildings of Classes 1 to 10.

9 Certifying plumber and drainer

The qualification required for registration as a 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 1983*.

10 Certifying plumber and drainer (design)

The experience required 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.

11 Certifying engineer (structural)

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

- (a) registration as a certifying engineer (structural) on the NER; or
- (b) both of the following:
 - (i) the qualifications required for membership of Engineers Australia as a professional engineer eligible to use the post-nominals "MIEAust";
 - (ii) at least 3 years practical experience in the design and supervision of the construction of structural engineering works for buildings, including:
 - (A) at least 12 months practical experience in the design of structural engineering works for buildings; and

- (B) at least 12 months practical experience in the supervision of the construction of structural engineering works for buildings.

12 Certifying engineer (hydraulic)

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

- (a) registration as a certifying engineer (hydraulic) on the NER; or
- (b) both of the following:
 - (i) the qualifications required for membership of Engineers Australia as a professional engineer eligible to use the post-nominals "MIEAust";
 - (ii) at least 3 years practical experience in the design and supervision of the construction of building hydraulic services, including:
 - (A) at least 12 months practical experience in the design of building hydraulic services; and
 - (B) at least 12 months practical experience in the supervision of the construction of building hydraulic services.

13 Certifying engineer (mechanical)

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

- (a) registration as a certifying engineer (mechanical) on the NER; or
- (b) both of the following:
 - (i) the qualifications required for membership of Engineers Australia as a professional engineer eligible to use the post-nominals "MIEAust";
 - (ii) at least 3 years practical experience in the design and supervision of the construction of mechanical services in buildings, including:
 - (A) at least 12 months practical experience in the design of mechanical services in buildings; and
 - (B) at least 12 months practical experience in the supervision of the construction of mechanical services in buildings.

Part 3 Requirements for renewal

14 Renewal of registration

The qualifications and experience required for renewal of registration in a category of building practitioner are:

- (a) the qualifications, if any, that the applicant was required to hold when the applicant was first registered in the category; and
- (b) experience, during the current period of registration, in carrying out building work permitted to be carried out under the registration.

Schedule 2 Categories of building practitioner for paragraph (c)

Building certifier (residential)

Building certifier (unrestricted)

Certifying architect

Certifying plumber and drainer (design)

Certifying engineer (structural)

Certifying engineer (hydraulic)

Certifying engineer (mechanical)
