



Northern Territory of Australia

Government Gazette

ISSN-0157-8324

No. G40

2 October 2019

Gazette Publication Fees

Fees apply to the publication of notices in the Government Gazette.

The cost per notice is as follows:

General Gazette/Regular timing \$150

Special Gazette/Urgent timing \$400

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The Gazette is published by the Office of the Parliamentary Counsel.

The Gazette will be published every **Wednesday**, with the closing date for notices being the previous Friday at 4.00 pm.

Notices not received by the closing time will be held over until the next issue.

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Northern Territory of Australia

Building Act 1993

**Revocation of Determinations and
Determinations Relating to Building Practitioners**

I, Gerald Francis McCarthy, Minister for Local Government, Housing and Community Development, acting for the Attorney-General and Minister for Justice:

- (a) under section 24G of the *Building Act 1993* and with reference to section 43 of the *Interpretation Act 1978*, revoke the determinations made by instrument entitled "Revocation of Determinations and Determinations Relating to Building Practitioners" dated 22 December 2017 and published in *Gazette* No. G2 of 10 January 2018; and
- (b) under section 24G(a) of the *Building Act 1993*, 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 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 23 September 2019

G. F. McCarthy
Minister for Local Government, Housing and Community Development
acting for
Attorney-General and Minister for Justice

Schedule 1

Qualifications and experience for registration as building practitioner

1 Building contractor residential (restricted)

(1) 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 CPC40110 Certificate IV in Building and Construction (Building):

BSBSMB406A Manage small business finances

CPCCB4001A Apply building codes and standards to the construction process for low-rise building projects

CPCCBBC4002A	Manage occupational health and safety in the building and construction workplace
CPCCBBC4003A	Select and prepare a construction contract
CPCCBBC4004A	Identify and produce estimated costs for building and construction projects
CPCCBBC4005A	Produce labour and material schedules for ordering
CPCCBBC4006B	Select, procure and store construction materials for low-rise projects
CPCCBBC4007A	Plan building or construction work
CPCCBBC4008B	Conduct on-site supervision of building and construction projects
CPCCBBC4009B	Apply legal requirements to building and construction projects
CPCCBBC4010B	Apply structural principles to residential low-rise constructions
CPCCBBC4011B	Apply structural principles to commercial low-rise constructions
CPCCBBC4012B	Read and interpret plans and specifications
CPCCBBC4013A	Prepare and evaluate tender documentation
CPCCBBC4015A	Prepare specifications for all construction work
CPCCBBC4020A	Build thermally efficient and sustainable structures;

- (iii) successful completion of a course, or units of a course, that in the opinion of the Building 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 *Training and Skills Development Act 2016*; and

- (b) one of the following:
 - (i) 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 1993*;
 - (ii) practical experience that, in the opinion of the Building Practitioners Board, is equivalent to the experience referred to in subparagraph (i).
- (2) The applicant must:
 - (a) provide at least 3 written references from building practitioners currently registered in the categories of builder contractor, building certifier and certifying engineer (structural) who can verify the individual's role, responsibilities and substantial personal involvement in prescribed building works listed in the application; or
 - (b) demonstrate practical experience that, in the opinion of the Building Practitioners Board, is equivalent to the prescribed building works mentioned in paragraph (i).

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) one of the following:
 - (i) 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 1993*;
 - (ii) practical experience that, in the opinion of the Building Practitioners Board, is equivalent to the experience referred to in subparagraph (i).
- (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 the applicant can satisfy the requirements of subclauses (3) to (5).
- (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; and

- (c) to the extent that it precludes 2 or more other people from being able to demonstrate that level of involvement and responsibility for the same building; and
 - (d) that is confirmed in writing by the registered building contractor residential (unrestricted) who supervised the building work.
- (4) The applicant must:
- (a) provide at least 3 written references from building practitioners currently registered in the categories of builder contractor, building certifier and certifying engineer (structural) who can verify the individual's role, responsibilities and personal involvement in prescribed building works listed in the application; or
 - (b) demonstrate practical experience that, in the opinion of the Building Practitioners Board, is equivalent to the prescribed building works mentioned in paragraph (i).
- (5) The applicant must demonstrate to the satisfaction of the Building 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 1993* (the **Code**).

3 Building certifier (residential)

- (1) 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.
- (2) The applicant must provide at least 3 written references from registered building practitioners who can verify the individual's experience specified in the project list in the application.

4 Building certifier (unrestricted)

- (1) 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.

- (2) The applicant must provide at least 3 written references from registered building practitioners who can verify the individual's experience specified in the project list in the application.

5 Certifying architect

- (1) The qualifications and experience for registration in the category of 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 as specified under the classification under Part A3.2 of the Code.
- (2) The applicant must provide at least 3 written references from registered building practitioners who can verify the individual's experience specified in the project list in the application.

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 1983*.

7 Certifying plumber and drainer (design)

- (1) 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.
- (2) The applicant must provide at least 3 written references from registered building practitioners who can verify the individual's experience specified in the project list in the application.

8 Certifying engineer (structural)

- (1) The qualifications and experience for registration in the category of certifying engineer (structural) are:
 - (a) a degree or other educational qualification required for membership of Engineers Australia as a professional engineer eligible to use the post-nominals "MIEAust"; and
 - (b) 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.

- (2) The applicant must provide at least 3 written references from registered building practitioners who can verify the individual's experience specified in the project list in the application.
- (3) However, if the applicant for registration in the category of certifying engineer (structural) is currently registered as a structural engineer on the *National Engineering Register* (the **NER**), then the applicant is taken to have satisfied the requirements for registration as a certifying engineer (structural).

9 Certifying engineer (hydraulic)

- (1) The qualifications and experience for registration in the category of certifying engineer (hydraulic) are:
 - (a) a degree or other educational qualification required for membership of Engineers Australia as a professional engineer eligible to use the post-nominals "MIEAust"; and
 - (b) 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.
- (2) The applicant must provide at least 3 written references from registered building practitioners who can verify the individual's experience specified in the project list in the application.
- (3) However, if the applicant for registration in the category of certifying engineer (hydraulic) is currently registered as a building services engineer on the NER, then the applicant is taken to have satisfied the requirements for registration as a certifying engineer (hydraulic).

10 Certifying engineer (mechanical)

- (1) The qualifications and experience for registration in the category of certifying engineer (mechanical) are:
 - (a) a degree or other educational qualification required for membership of Engineers Australia as a professional engineer eligible to use the post-nominals "MIEAust"; and
 - (b) 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.

- (2) The applicant must provide at least 3 written references from registered building practitioners who can verify the individual's experience specified in the project list in the application.
- (3) However, if the applicant for registration in the category of certifying engineer (mechanical) is currently registered as a mechanical engineer on the NER, then the applicant is taken to have satisfied the requirements for registration as a certifying engineer (mechanical).

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 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.