



Australian Capital Territory

# Electricity Safety Act 1971

**A1971-30**

**Republication No 33**

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## About this republication

### The republished law

This is a republication of the *Electricity Safety Act 1971* (including any amendment made under the [Legislation Act 2001](#), part 11.3 (Editorial changes)) as in force on 11 March 2024. It also includes any commencement, amendment, repeal or expiry affecting this republished law to 11 March 2024.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

### Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at [www.legislation.act.gov.au](http://www.legislation.act.gov.au)):

- authorised republications to which the [Legislation Act 2001](#) applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

### Editorial changes

The [Legislation Act 2001](#), part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see [Legislation Act 2001](#), s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication does not include amendments made under part 11.3 (see endnote 1).

### Uncommenced provisions and amendments

If a provision of the republished law has not commenced, the symbol **U** appears immediately before the provision heading. Any uncommenced amendments that affect this republished law are accessible on the ACT legislation register ([www.legislation.act.gov.au](http://www.legislation.act.gov.au)). For more information, see the home page for this law on the register.

### Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see the [Legislation Act 2001](#), section 95.

### Penalties

At the republication date, the value of a penalty unit for an offence against this law is \$160 for an individual and \$810 for a corporation (see [Legislation Act 2001](#), s 133).



Australian Capital Territory

# Electricity Safety Act 1971

## Contents

	Page
<b>Part 1</b>	<b>Preliminary</b>
1	Name of Act 2
2	Dictionary 2
3	Notes 2
3A	Offences against Act—application of Criminal Code etc 3
<b>Part 2</b>	<b>Electrical wiring work and electrical installations</b>
<b>Division 2.1</b>	<b>Electrical wiring work and electrical installations—safety</b>
3B	Meaning of <i>electrical wiring rules</i> 4
3C	Publication and availability of ACT Appendix 5
3D	Inspection of electrical wiring rules 5
4	Connecting electrical installations to network—inspections 5
5	Compliance with electrical wiring rules 6
R33	Electricity Safety Act 1971 contents 1
11/03/24	Effective: 11/03/24-15/12/25

## Contents

---

	Page
6 Testing and reporting of electrical work	7
8 Directions to rectify unsafe installations	8
<b>Division 2.2 Electrical wiring work and electrical installations— energy efficiency</b>	
8A Offences—energy efficiency requirements for electrical wiring work and electrical installations	9
<b>Part 3 Prescribed articles of electrical equipment</b>	
<b>Division 3.1 Preliminary</b>	
9 Definitions for pt 3	11
10 Declaration of corresponding law	12
<b>Division 3.2 Regulation of dealings</b>	
11 Meaning of <i>prescribed article of electrical equipment</i>	12
11A Declaration of prescribed articles of electrical equipment	12
11B Declaration of articles not prescribed articles of electrical equipment	14
12 Sale or installation of prescribed articles	15
13 Sale or installation of noncomplying prescribed articles	16
20 Approved testing laboratories	16
21 Registers	17
22 Examination and testing of articles	18
<b>Division 3.3 Miscellaneous</b>	
23 False representation	19
24 Evidence of registration of declaration of compliance	19
<b>Part 4 Non-prescribed articles of electrical equipment</b>	
25 Articles to which pt 4 applies	20
26 Minimum safety standards	20
27 Offences—energy efficiency requirements for non-prescribed articles of electrical equipment	21
<b>Part 5 Defective articles of electrical equipment</b>	
28 Prohibited articles	23
29 Sale or installation of prohibited articles	23
30 Directions about unsafe articles	24

31	Publication of safety warnings	Page 25
<b>Part 6</b>	<b>Serious electrical accidents</b>	
32	Definitions for pt 6	26
33	Reporting by occupiers and electrical contractors	26
34	Reporting by electricity distributor	27
35	Interference with site of serious electrical accident	27
36	Publication of report of serious electrical accident	28
<b>Part 7</b>	<b>Enforcement</b>	
<b>Division 7.1</b>	<b>General</b>	
37	Definition of <i>business premises</i>	29
38	Things connected with offences	29
39	Construction occupations registrar may require information and documents	29
40	Contravention of requirement by construction occupations registrar	30
41	Appointment of inspectors	30
42	Identity cards	31
<b>Division 7.2</b>	<b>Inspectors' powers</b>	
43	General power to enter premises	32
44	Production of identity card	32
45	Consent to entry	33
46	Warrants	34
47	Warrants—application made other than in person	35
48	Powers on entry to premises	36
49	Powers in relation to serious electrical accidents	37
50	Powers in relation to unsafe articles of electrical equipment	38
51	Powers in relation to dangerous electrical equipment and installations	39
52	Power to require name and address	41
53	Power to seize evidence	41
54	Receipt for things seized	42
55	Access to things seized	43
56	Return of things seized	43
57	Power to inspect electrical wiring work	43

## Contents

---

		Page
<b>Division 7.3</b>	<b>Miscellaneous</b>	
58	Self-incrimination etc	44
59	Damage etc to be minimised	45
60	Compensation	45
<b>Part 8</b>	<b>Notification and review of decisions</b>	
61	Meaning of <i>reviewable decision</i> —pt 8	47
62	Reviewable decision notices	47
62A	Applications for review	47
<b>Part 9</b>	<b>Miscellaneous</b>	
62B	Minister may exempt regulated utility	48
63	Evidence	48
64	Determination of fees	49
65	Approved forms	49
66	Regulation-making power	50
<b>Schedule 1</b>	<b>Reviewable decisions</b>	51
<b>Dictionary</b>		52
<b>Endnotes</b>		
1	About the endnotes	57
2	Abbreviation key	57
3	Legislation history	58
4	Amendment history	66
5	Earlier republications	105
6	Renumbered provisions	106



Australian Capital Territory

# Electricity Safety Act 1971

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An Act relating to the safe use of electricity, and for other purposes

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## Part 1 Preliminary

### 1 Name of Act

This Act is the *Electricity Safety Act 1971*.

### 2 Dictionary

The dictionary at the end of this Act is part of this Act.

*Note 1* The dictionary at the end of this Act defines certain terms used in this Act, and includes references (*signpost definitions*) to other terms defined elsewhere.

For example, the signpost definition ‘*electricity distributor*—see the *Utilities Act 2000*, dictionary.’ means that the term ‘electricity distributor’ is defined in that Act and the definition applies to this Act.

*Note 2* A definition in the dictionary (including a signpost definition) applies to the entire Act unless the definition, or another provision of the Act, provides otherwise or the contrary intention otherwise appears (see *Legislation Act*, s 155 and s 156 (1)).

### 3 Notes

A note included in this Act is explanatory and is not part of this Act.

*Note* See the *Legislation Act*, s 127 (1), (4) and (5) for the legal status of notes.

### 3A Offences against Act—application of Criminal Code etc

Other legislation applies in relation to offences against this Act.

*Note 1 Criminal Code*

The [Criminal Code](#), ch 2 applies to all offences against this Act (see Code, pt 2.1).

The chapter sets out the general principles of criminal responsibility (including burdens of proof and general defences), and defines terms used for offences to which the Code applies (eg *conduct*, *intention*, *recklessness* and *strict liability*).

*Note 2 Penalty units*

The [Legislation Act](#), s 133 deals with the meaning of offence penalties that are expressed in penalty units.

## **Part 2**                      **Electrical wiring work and electrical installations**

### **Division 2.1**              **Electrical wiring work and electrical installations—safety**

#### **3B**              **Meaning of *electrical wiring rules***

- (1) In this Act:

*electrical wiring rules* means—

- (a) AS/NZS 3000; and
- (b) the Australian Capital Territory Appendix to AS/NZS 3000, as amended from time to time; and
- (c) a document prescribed by regulation.

*Note 1* AS/NZS 3000 may be purchased at [www.standards.org.au](http://www.standards.org.au).

*Note 2* A regulation may apply, adopt or incorporate certain laws and instruments as in force from time to time—see s 66.

- (2) The Minister may make an Australian Capital Territory Appendix to AS/NZS 3000.

*Note* The power to make an instrument includes the power to amend or repeal the instrument (see [Legislation Act](#), s 46).

- (3) The Australian Capital Territory Appendix to AS/NZS 3000 is a disallowable instrument.

*Note 1* A disallowable instrument must be notified, and presented to the Legislative Assembly, under the [Legislation Act](#).

*Note 2* An amendment or repeal of the Australian Capital Territory Appendix to the Australian/New Zealand Standard 3000 (Wiring Rules) is also a disallowable instrument (see [Legislation Act](#), s 46 (2)).

- (4) The Australian Capital Territory Appendix to AS/NZS 3000 may vary, add to or exclude parts of AS/NZS 3000 for the ACT.

- (5) The regulations may make provision in relation to the application of the electrical wiring rules.

### **3C Publication and availability of ACT Appendix**

- (1) The construction occupations registrar must give additional public notice of the notification of each Australian Capital Territory Appendix to AS/NZS 3000 made by the Minister under section 3B.

*Note* **Public notice** means notice on an ACT government website or in a daily newspaper circulating in the ACT (see [Legislation Act](#), dict, pt 1). The requirement in s (1) is in addition to the requirement under s 3B for notification on the legislation register as a disallowable instrument.

- (2) The notice must contain details of where copies of the Australian Capital Territory Appendix to AS/NZS 3000 may be inspected or purchased.

### **3D Inspection of electrical wiring rules**

- (1) The construction occupations registrar must keep a copy of the electrical wiring rules at the registrar's office.
- (2) A person may, on request, inspect the electrical wiring rules kept by the construction occupations registrar whenever the registrar's office is open for business.

## **4 Connecting electrical installations to network—inspections**

- (1) A person commits an offence if—
- (a) the person connects a new electrical installation, or reconnects an electrical installation that has been disconnected for 6 months or more, to an electricity network; and
  - (b) the installation has not been inspected, tested and passed by an inspector.

Maximum penalty: 50 penalty units, imprisonment for 6 months or both.

- (2) This section does not apply in circumstances prescribed by regulation.

## **5 Compliance with electrical wiring rules**

- (1) A person commits an offence if—
- (a) the person carries out electrical wiring work; and
  - (b) the work does not comply with the electrical wiring rules as in force—
    - (i) when the work is completed; or
    - (ii) if the work is not completed—when the work is carried out.

Maximum penalty: 50 penalty units.

- (2) An offence against this section is a strict liability offence.
- (3) This section does not apply to—
- (a) electrical wiring work that consists only of—
    - (i) the disconnection of an appliance or a fitting; or
    - (ii) the disconnection and reconnection of an appliance or a fitting if the electrical load is not increased; or
    - (iii) the replacement of an appliance or a fitting if the electrical load is not increased; or
  - (b) electrical wiring work prescribed by regulation; or
  - (c) electrical wiring work carried out in circumstances prescribed by regulation.
- (4) In this section:
- fitting*** means a switch, lighting point or socket outlet.

## **6 Testing and reporting of electrical work**

- (1) A person who carries out electrical wiring work commits an offence if—
- (a) the person does not ensure that the work—
    - (i) is tested in accordance with AS/NZS 3017 as in force when the test is carried out; and
    - (ii) complies with the electrical wiring rules when the test is carried out; or
  - (b) within 14 days after the day the test is carried out, the person does not give a report of the test to—
    - (i) the construction occupations registrar; and
    - (ii) the owner of the installation for which the work was done.

*Note* If a form is approved under s 65 for this provision, the form must be used.

Maximum penalty: 5 penalty units.

- (2) Subsection (1) does not apply to—
- (a) electrical wiring work prescribed by regulation; or
  - (b) electrical wiring work carried out in circumstances prescribed by regulation.
- (3) A person who has given the construction occupations registrar a report under subsection (1) (b) commits an offence if—
- (a) the registrar asks the person, in writing and within 2 years after receiving the report, for a copy of the report; and
  - (b) the person does not give a copy of the report to the registrar within 14 days after the day the request is made.

Maximum penalty: 5 penalty units.

- (4) An offence against this section is a strict liability offence.

- (5) In this section:

*electrical wiring work* includes the reconnection of an electrical installation that has been disconnected for 6 months or more to an electricity network.

## **8 Directions to rectify unsafe installations**

- (1) This section applies if an inspector believes on reasonable grounds that—
- (a) an electrical installation is unsafe or has not been inspected, tested and passed as required under this part; or
  - (b) electrical wiring work is unsafe or has not been carried out, or tested, as required under this part.
- (2) The inspector may give the person who has carried out the electrical wiring work relevant for subsection (1) (a) or (b) a written direction to take stated action to make the installation or work safe and compliant with this part.
- (3) The direction may also require the person to give the inspector written information about the installation or work.

### **Examples**

- 1 a written report about a test required in the direction by the person who did the test
- 2 an electrical engineer's report about whether work complies with relevant standards

- (4) Without limiting the operation of subsection (2), a direction may require the disconnection or isolation of the relevant part of the installation or wiring so that it cannot receive a supply of electricity.

*Note* For inspectors' power to disconnect a dangerous installation, see s 51 (1) (b).

- (5) Subsection (6) applies if—
- (a) the direction requires the person who carried out the electrical wiring work to do a thing; and

- (b) the person—
  - (i) is not licensed, authorised or qualified to do the thing; or
  - (ii) if a licence, authorisation or qualification is not required to do the thing—does not have appropriate experience and skill to do the thing.
- (6) The person must arrange, and pay for, the thing to be done by someone who—
  - (a) is licensed, authorised or qualified to do the thing; or
  - (b) if a licence, authorisation or qualification is not required to do the thing—has appropriate experience and skill to do the thing.
- (7) A person must not engage in conduct that contravenes a direction under subsection (2).

Maximum penalty: 50 penalty units, imprisonment for 6 months or both.

## **Division 2.2                      Electrical wiring work and electrical installations—energy efficiency**

*Note*        The *Greenhouse and Energy Minimum Standards Act 2012* (Cwlth) (the *Commonwealth Act*) applies greenhouse and energy minimum standards (*GEMS*) in association with the supply and commercial use of products that use energy, or affect the energy used by another product. These standards are provided for by requirements in Ministerial determinations (*GEMS determinations*).

See this Act, s 27 (Offences—energy efficiency requirements for non-prescribed articles of electrical equipment).

### **8A                      Offences—energy efficiency requirements for electrical wiring work and electrical installations**

- (1) A person commits an offence if—
  - (a) the person carries out electrical wiring work; and

- (b) the work does not comply with a regulation made under section 66 (2) (a) (Regulation-making power) that applies to the work.

Maximum penalty: 50 penalty units.

*Note* Power to make a statutory instrument (including a regulation) includes power to make different provision in relation to different matters or different classes of matters, and to make an instrument that applies differently by reference to stated exceptions or factors (see [Legislation Act](#), s 48).

- (2) A person commits an offence if—
  - (a) the person carries out electrical wiring work on an electrical installation; and
  - (b) the installation does not comply with a regulation made under section 66 (2) (a) that applies to the work.

Maximum penalty: 50 penalty units.

- (3) A person commits an offence if—
  - (a) the person disposes of—
    - (i) all or part of an electrical installation; or
    - (ii) all or part of an article of electrical equipment; and
  - (b) the disposal does not comply with a standard prescribed by regulation that applies to the disposal.

Maximum penalty: 50 penalty units.

## **Part 3                      Prescribed articles of electrical equipment**

### **Division 3.1              Preliminary**

#### **9                      Definitions for pt 3**

In this part:

*approved first seller* means a person who—

- (a) either—
  - (i) manufactures a prescribed article of electrical equipment in the ACT or another state or territory; or
  - (ii) imports a prescribed article of electrical equipment into the ACT from outside Australia; and
- (b) is registered or approved as an approved first seller (however described) under a relevant safety standard.

*corresponding law*, in relation to a State or another Territory, means a law of that State or Territory declared under section 10 (Declaration of corresponding law).

*declaration of compliance*, in relation to a prescribed article of electrical equipment, means a declaration that the article complies with—

- (a) prescribed standards; or
- (b) standards stated in a corresponding law.

*relevant safety standard*, for an article of electrical equipment, means the safety standard stated under section 11A (3) for the article.

**10 Declaration of corresponding law**

- (1) The Minister may declare a specified law of a State or another Territory, being a law that contains provisions substantially similar to this part, to be a corresponding law for this part.
- (2) A declaration is a notifiable instrument.

*Note* A notifiable instrument must be notified under the [Legislation Act 2001](#).

**Division 3.2 Regulation of dealings**

**11 Meaning of *prescribed article of electrical equipment***

In this Act:

*prescribed article of electrical equipment*—

- (a) means an article of electrical equipment declared under section 11A; but
- (b) does not include an article of electrical equipment declared under section 11B.

**11A Declaration of prescribed articles of electrical equipment**

- (1) The construction occupations registrar may declare that an article of electrical equipment is a prescribed article of electrical equipment.
- (2) However, the construction occupations registrar must not make a declaration about an article of electrical equipment under subsection (1) unless satisfied that there are reasonable grounds for believing that—
  - (a) because of its design or construction, the article is, or is likely to become, unsafe to use; and
  - (b) because of the risk of death or injury to people or the risk of damage to property, the article should be declared to be a prescribed article of electrical equipment.

- (3) A declaration under subsection (1) about an article of electrical equipment must state the safety standard that the article must comply with.
- (4) Without limiting subsections (1) and (3), the construction occupations registrar may declare an article of electrical equipment under subsection (1), or state the safety standard that an article of electrical equipment must comply with, by adopting a law of a State, as in force at a particular time or from time to time, under which the article or safety standard is prescribed.
- (5) If the construction occupations registrar states a safety standard under subsection (4) by adopting the law of a State, and that law includes a registration, approval or certification requirement, that requirement applies to the safety standard stated by the registrar.
- (6) Also, an article of electrical equipment ceases to comply with a safety standard if there is an approved first seller of the article and—
  - (a) the registrar is satisfied that—
    - (i) the approved first seller of the article is insolvent; or
    - (ii) the approved first seller of the article has been refused registration as a first seller or approved applicant, or equivalent registration, under a corresponding law; or
    - (iii) the registration of a person as a first seller or approved applicant, or equivalent registration of the person, under the corresponding law has been cancelled other than at the request of the person; or
    - (iv) the approved first seller of the article has been convicted of an offence against this part or part 3 as in force immediately before the commencement of this part or of a similar offence against the law of a State or another Territory; or

- (v) the person has supplied an article of electrical equipment in breach of an undertaking referred to in a determination of compliance; or
  - (b) the approved first seller asks in writing that the registration be cancelled; or
  - (c) the approved first seller—
    - (i) for a body corporate—is dissolved; or
    - (ii) for an individual—dies.
- (7) For subsection (6), a person is taken to be insolvent if—
  - (a) for a body corporate—a resolution for the winding-up of the body has been passed or an application for the winding-up of the body has been filed in a court; or
  - (b) for an individual—the person becomes bankrupt or personally insolvent.
- (8) A declaration under subsection (1) is a notifiable instrument.

*Note* A notifiable instrument must be notified under the [Legislation Act](#).

## **11B Declaration of articles not prescribed articles of electrical equipment**

- (1) The construction occupations registrar may declare that an article of electrical equipment is not a prescribed article of electrical equipment.
- (2) Without limiting subsection (1), the construction occupations registrar may declare an article of electrical equipment under subsection (1) by adopting a law of a State, as in force at a particular time or from time to time, under which the article is prescribed.
- (3) A declaration under subsection (1) is a notifiable instrument.

*Note* A notifiable instrument must be notified under the [Legislation Act](#).

## **12 Sale or installation of prescribed articles**

- (1) An approved first seller commits an offence if—
- (a) the seller—
    - (i) sells a prescribed article of electrical equipment (a *prescribed article*); or
    - (ii) installs a prescribed article in, or connects a prescribed article to, an electrical installation; and
  - (b) the seller is reckless about whether the article is a prescribed article and—
    - (i) a declaration of compliance in relation to the article is not registered in accordance with a relevant safety standard or corresponding law; or
    - (ii) a direction under section 30 (Directions about unsafe articles) has been given to the seller in relation to articles of the same brand and model.

Maximum penalty: 200 penalty units.

- (2) A person, other than an approved first seller, commits an offence if—
- (a) the person—
    - (i) sells a prescribed article; or
    - (ii) installs a prescribed article in, or connects a prescribed article to, an electrical installation; and
  - (b) the person is reckless about whether the article is a prescribed article and—
    - (i) a declaration of compliance in relation to the article had never been registered in accordance with a relevant safety standard or corresponding law; or

- (ii) the person has received from someone else a notice under section 30 in relation to the recall of articles of the same brand and model.

Maximum penalty: 200 penalty units.

### **13 Sale or installation of noncomplying prescribed articles**

A person commits an offence if—

- (a) the person—
  - (i) sells a prescribed article of electrical equipment (a *prescribed article*); or
  - (ii) installs a prescribed article in, or connects a prescribed article to, an electrical installation; and
- (b) the prescribed article does not comply with the standards mentioned in the relevant declaration of compliance; and
- (c) the person is reckless about whether the prescribed article complies.

Maximum penalty: 200 penalty units.

### **20 Approved testing laboratories**

- (1) If the construction occupations registrar is satisfied that premises are suitable to be so used, the registrar may, on the application of the proprietor of premises, in writing, approve those premises to be used as a testing laboratory for this Act.
- (2) If the construction occupations registrar is satisfied that those premises are no longer suitable to be used as a testing laboratory for this Act, the registrar may, by writing given to the proprietor of those premises, cancel an approval under subsection (1) in relation to those premises.

- (3) In determining whether premises are suitable to be used as a testing laboratory for this Act, the construction occupations registrar must have regard to—
- (a) whether the premises have been approved or refused approval as a testing laboratory under a corresponding law; and
  - (b) the facilities at the premises for testing articles of electrical equipment; and
  - (c) any previous record of accuracy or otherwise in the testing of articles of electrical equipment on the premises; and
  - (d) for premises within Australia—whether the premises have been accredited or refused accreditation for the testing of electrical goods by the body known as the National Association of Testing Authorities; and
  - (e) for premises outside Australia—whether the premises have been accredited or refused accreditation by a body or authority with functions at the place where the premises are situated similar to the functions of the body known as the National Association of Testing Authorities; and
  - (f) any other information the registrar considers relevant.

## **21 Registers**

- (1) The construction occupations registrar must keep—
- (a) a register to be called the register of prescribed articles of electrical equipment containing the particulars of each declaration under section 11A and section 11B (and any further information the registrar considers appropriate); and
  - (b) a register to be called the register of approved testing laboratories that includes, in relation to each of the premises approved under section 20 as a testing laboratory for this Act—
    - (i) the name and address of the proprietor; and

- (ii) the address of those premises; and
  - (iii) the date of approval.
- (2) Each register must be available for public inspection during normal working hours and any person may inspect a register and may obtain copies of entries in a register.

*Note* A fee may be determined under s 64 (Determination of fees) for this section.

## **22 Examination and testing of articles**

- (1) The construction occupations registrar may, from time to time, examine and test prescribed articles of electrical equipment for the purpose of determining whether or not those articles are safe to use.
- (2) For subsection (1), if a declaration of compliance has been registered under this Act or under a corresponding law, the construction occupations registrar may, by written notice given to the approved first seller, require the approved first seller, within the period specified in the notice—
  - (a) to give the registrar a prescribed article of electrical equipment to which the declaration relates; or
  - (b) if it is impracticable to provide such an article, to give the registrar reasonable access to such an article;and to give the registrar any information in relation to the article specified in the notice.
- (3) An approved first seller must comply with a requirement of a notice given to the seller under subsection (2).

Maximum penalty: 200 penalty units.
- (4) The construction occupations registrar must ensure that an article provided under subsection (1) is returned to the person who provided it within 2 months after it was provided.

- (5) If an article provided to the construction occupations registrar under subsection (1) is destroyed or damaged while it is in the possession of the registrar (other than destruction or damage that was necessary for the purpose of the examination and testing by the registrar of the article), the person who provided the article is entitled to the amount from the Territory that will reasonably compensate that person for the loss suffered by him or her as a result of that destruction or damage.

## **Division 3.3                      Miscellaneous**

### **23                      False representation**

A person commits an offence if the person falsely represents that a declaration of compliance is registered under this Act or a corresponding law.

Maximum penalty: 200 penalty units.

### **24                      Evidence of registration of declaration of compliance**

In any proceedings for an offence against this part, a certificate purporting to be signed by or for the construction occupations registrar or the regulatory authority for a State or another Territory to the effect that at a particular time a declaration of compliance was or was not registered under this Act or the corresponding law of that State or Territory is evidence of the facts stated in the certificate.

## Part 4                      Non-prescribed articles of electrical equipment

### 25                      Articles to which pt 4 applies

- (1) This part applies to articles of electrical equipment other than—
- (a) a prescribed article of electrical equipment; or
  - (b) an article of electrical equipment that is prohibited; or
  - (c) an article of electrical equipment used, or for use, in any part of the infrastructure used by an electricity distributor or NERL retailer in connection with the distribution or supply of electricity to premises for consumption.

- (2) In this section:

*NERL retailer* means a person who holds a retailer authorisation under the [National Energy Retail Law \(ACT\)](#).

### 26                      Minimum safety standards

- (1) A person commits an offence if—
- (a) the person—
    - (i) sells an article of electrical equipment; or
    - (ii) installs an article of electrical equipment in, or connects an article of electrical equipment to, an electrical installation; and
  - (b) the person is reckless about whether the article complies with the standard.

Maximum penalty: 200 penalty units.

- (2) The relevant minimum safety standards for an article of electrical equipment of a particular type are—
- (a) the minimum safety requirements for articles of that type under AS/NZS 3820, as in force from time to time; or
  - (b) if the regulations provide minimum safety standards for articles of that type—those standards.

**27 Offences—energy efficiency requirements for non-prescribed articles of electrical equipment**

- (1) A trader commits an offence if—
- (a) the trader sells an article of electrical equipment; and
  - (b) the article does not comply with the energy efficiency standard prescribed by regulation that applies to the article.

Maximum penalty: 50 penalty units.

- (2) A trader commits an offence if—
- (a) the trader sells an article of electrical equipment; and
  - (b) the article is not labelled in accordance with a regulation with an energy efficiency label.

Maximum penalty: 10 penalty units.

- (3) A person commits an offence if—
- (a) the person attaches an energy efficiency label to an article of electrical equipment; and
  - (b) the article does not have the energy efficiency rating indicated by the label.

Maximum penalty: 30 penalty units.

- (4) A person commits an offence if the person attaches to an article of electrical equipment anything that falsely appears to be an energy efficiency label.

Maximum penalty: 30 penalty units.

- (5) This section does not apply to a second-hand article of electrical equipment.

*Note* The defendant has an evidential burden in relation to the matters mentioned in s (5) (see [Criminal Code](#), s 58).

- (6) An offence against this section is a strict liability offence.

- (7) In this section:

***energy efficiency label*** means an energy efficiency label prescribed by regulation.

**Examples if regulation made for s 27—applicable law**

- 1 The ACT makes a regulation under s 27 about 2 articles of electrical equipment that are not the subject of Ministerial determinations (***GEMS determinations***). The ACT law is the applicable law about those articles.
- 2 The ACT makes a regulation under s 27 about an article of electrical equipment that is the subject of a GEMS determination. The ACT requires ‘5 star’ efficiency for that article, while the GEMS determination provides for ‘4 star’ efficiency. Even though the ACT law appears to be inconsistent with the GEMS determination, the 5 star standard must be met, as the 5 star article would comply simultaneously with both the ACT law and the Commonwealth law.

*Note* The [Greenhouse and Energy Minimum Standards Act 2012](#) (Cwlth) (the ***Commonwealth Act***) applies greenhouse and energy minimum standards (***GEMS***) in association with the supply and commercial use of products that use energy, or affect the energy used by another product. These standards are provided for by requirements in GEMS determinations.

Section 27 only operates if a regulation is made for it, and s 27 and the regulation are consistent with the Commonwealth Act and able to operate concurrently with it (see [Self-Government Act](#), s 28 and [Commonwealth Act](#), s 9).

## Part 5                      Defective articles of electrical equipment

### 28                      Prohibited articles

- (1) The construction occupations registrar may prepare a notice prohibiting the sale or installation of articles of electrical equipment of a stated class.
- (2) The construction occupations registrar may act under subsection (1) only if satisfied on reasonable grounds that—
  - (a) articles of the class are, or are likely to become, unsafe to use because of their design or construction; and
  - (b) the use of an article of the class involves, or would involve, a risk of death or injury to a person or damage to property.
- (3) A notice under subsection (1) is a notifiable instrument.

*Note*            A notifiable instrument must be notified under the [Legislation Act 2001](#).

- (4) The construction occupations registrar must give additional public notice of a notice under subsection (1).

*Note*            **Public notice** means notice on an ACT government website or in a daily newspaper circulating in the ACT (see [Legislation Act](#), dict, pt 1). The requirement in s (4) is in addition to the requirement for notification on the legislation register as a notifiable instrument.

### 29                      Sale or installation of prohibited articles

A person commits an offence if—

- (a) the person—
  - (i) sells an article of electrical equipment; or
  - (ii) installs an article in, or connects an article to, an electrical installation; and

- (b) the article is prohibited; and
- (c) the person is reckless about whether the article is prohibited.

Maximum penalty: 200 penalty units.

### **30 Directions about unsafe articles**

- (1) This section applies if the construction occupations registrar believes on reasonable grounds that—
  - (a) a person (the *seller*) has for sale, or may have sold, an article of electrical equipment; and
  - (b) the article is prohibited, does not comply with the relevant standard or is, for any reason, unsafe.
- (2) The construction occupations registrar may give the seller a direction in writing to do 1 or more of the following:
  - (a) advertise, in a way stated in the direction, warnings approved by the registrar about the risks associated with the use of the article;
  - (b) refrain from selling the article;
  - (c) recall an article sold, and—
    - (i) take action stated in the direction to make the article safe and compliant with the relevant standard; or
    - (ii) if it is not practicable to act in accordance with subparagraph (i) or the seller chooses not to take such action—refund to the buyer the purchase price of the article.
- (3) A direction to recall an article may require the seller to give written notice of the recall to people to whom the seller sold, or may have sold, an article to which the direction relates.

- (4) A person must not engage in conduct that contravenes a direction given to the person under this section.

Maximum penalty: 200 penalty units.

### **31 Publication of safety warnings**

- (1) The construction occupations registrar may publish warnings or information to increase public awareness about risks associated with the use of articles of electrical equipment.
- (2) Without limiting the operation of subsection (1), the construction occupations registrar may publish statements containing advice about the use of—
- (a) a prohibited article of electrical equipment; or
  - (b) an article of electrical equipment to which a declaration under section 30 (Directions about unsafe articles) applies.
- (3) A person is not personally liable for anything done, or omitted to be done, honestly and without recklessness—
- (a) in the exercise of a function under this section; or
  - (b) in the reasonable belief that the act was in the exercise of a function under this section.
- (4) Any liability that would, apart from this section, attach to a person attaches instead to the Territory.

## Part 6                      Serious electrical accidents

### 32                      Definitions for pt 6

In this part:

***relevant distributor***, in relation to a serious electrical accident, means the electricity distributor of the electricity involved in the accident.

***serious electrical accident*** means an accident in which electricity causes, or contributes to—

- (a) the death or injury of a person; or
- (b) damage to property; or
- (c) a fire.

### 33                      Reporting by occupiers and electrical contractors

- (1) An occupier of premises commits an offence if—
- (a) a serious electrical accident happens at the premises; and
  - (b) the occupier fails to tell the relevant distributor about the accident, by telephone, immediately after the occupier becomes aware of the accident.

Maximum penalty: 50 penalty units.

- (2) An electrical contractor commits an offence if—
- (a) a serious electrical accident happens in, or in relation to, an electrical installation on which the contractor is carrying out work; and
  - (b) the contractor fails to tell the relevant distributor about the accident, by telephone, immediately after the contractor becomes aware of the accident.

Maximum penalty: 50 penalty units.

- (3) An offence against this section is a strict liability offence.
- (4) This section does not apply if the defendant had reasonable grounds to believe that the relevant distributor had been told about the accident.

### **34 Reporting by electricity distributor**

- (1) An electricity distributor commits an offence if—
  - (a) a serious accident happens—
    - (i) in relation to the distributor's electricity network; or
    - (ii) in the distributor's distribution area; and
  - (b) the distributor fails to tell the construction occupations registrar about the accident, by telephone, immediately after the distributor becomes aware of the accident.

Maximum penalty: 200 penalty units.

- (2) An offence against this section is a strict liability offence.
- (3) This section does not apply if the defendant had reasonable grounds to believe that the construction occupations registrar had been told about the accident.

### **35 Interference with site of serious electrical accident**

- (1) A person must not disturb or interfere with the site of a serious electrical accident before it has been inspected by an inspector.

Maximum penalty: 50 penalty units, imprisonment for 6 months or both.

- (2) This section does not apply to anything done—
  - (a) to make the site safe; or
  - (b) by an authorised person; or

- (c) except if paragraph (d) applies, more than 24 hours after the accident; or
  - (d) if, within 24 hours after the accident, the construction occupations registrar extends the period and tells the person of the extension—after the extended period ends.
- (3) In this section;
- authorised person*** means—
- (a) an inspector; or
  - (b) a person acting in accordance with an inspector's directions; or
  - (c) a person giving emergency medical assistance to an injured person; or
  - (d) a member of the ambulance service, the fire and rescue service, the rural fire service or the SES.

### **36 Publication of report of serious electrical accident**

- (1) The construction occupations registrar may publish a report about a serious electrical accident in the interest of public safety.
- (2) A person is not personally liable for anything done, or omitted to be done, honestly and without recklessness—
  - (a) in the exercise of a function under this section; or
  - (b) in the reasonable belief that the act was in the exercise of a function under this section.
- (3) Any liability that would, apart from this section, attach to a person attaches instead to the Territory.

## **Part 7                      Enforcement**

### **Division 7.1              General**

#### **37              Definition of *business premises***

In this part:

*business premises* means premises where a business, trade, profession or calling is carried on, other than a part used for residential purposes.

#### **38              Things connected with offences**

- (1) For this part, a thing is *connected with* a particular offence if—
  - (a) the offence has been committed in relation to it; or
  - (b) it will afford evidence of the commission of the offence; or
  - (c) it was used, is being used, or is intended to be used, for the purpose of committing the offence.
- (2) A reference in this part to an *offence* includes an offence that there are reasonable grounds for believing has been, is being, or will be committed.

#### **39              Construction occupations registrar may require information and documents**

- (1) If the construction occupations registrar is satisfied that a person is capable of providing information or producing a document that the registrar reasonably requires for this Act, the registrar may, by written notice given to the person, require the person—
  - (a) to give the information to the registrar in writing signed by the person or, for a corporation, by an officer of the corporation; or
  - (b) to produce the document to the registrar.

- (2) The notice must state—
  - (a) the place where the information or document is to be given or produced to the construction occupations registrar; and
  - (b) the time when, or the period within which, the information or document is to be given or produced.
- (3) If a document is produced in accordance with a requirement under subsection (1), the construction occupations registrar —
  - (a) may—
    - (i) take possession of, and may make a copy of, or take extracts from, the document; and
    - (ii) retain possession of the document for the period necessary for this Act; and
  - (b) must, during that period, allow a person who would be entitled to inspect the document, if it was not in the possession of the registrar, to inspect the document at any reasonable time.

#### **40                      Contravention of requirement by construction occupations registrar**

A person commits an offence if the person engages in conduct that contravenes a requirement made of the person under section 39.

Maximum penalty: 50 penalty units, imprisonment for 6 months or both.

#### **41                      Appointment of inspectors**

- (1) The construction occupations registrar may appoint a person to be an inspector for this Act.

*Note 1*    For the making of appointments (including acting appointments), see the [Legislation Act](#), pt 19.3.

*Note 2*    In particular, an appointment may be made by naming a person or nominating the occupant of a position (see [Legislation Act](#), s 207).

- (2) An inspector must exercise his or her functions under this Act in accordance with the conditions of appointment and any direction given to the inspector by the construction occupations registrar.
- (3) A person must not be appointed under subsection (1) unless—
  - (a) the person is an Australian citizen or a permanent resident of Australia; and
  - (b) the construction occupations registrar has certified in writing that, after appropriate inquiry, the registrar is satisfied that the person is a suitable person to be authorised, having regard in particular to—
    - (i) whether the person has any criminal convictions; and
    - (ii) the person's employment record; and
  - (c) the registrar has certified in writing that the registrar is satisfied that the person—
    - (i) has satisfactorily completed adequate training; and
    - (ii) is competent;

to exercise the powers of an inspector proposed to be given to the person.

## **42 Identity cards**

- (1) The construction occupations registrar must give an inspector an identity card stating the person's name and that the person is an inspector.
- (2) The identity card must show—
  - (a) a recent photograph of the person; and
  - (b) the card's date of issue and expiry; and
  - (c) anything else prescribed by regulation.

- (3) A person commits an offence if—
- (a) the person stops being an inspector; and
  - (b) the person does not return the person's identity card to the construction occupations registrar as soon as practicable, but no later than 7 days after the day the person stops being an inspector.

Maximum penalty: 1 penalty unit.

- (4) An offence against this section is a strict liability offence.

## **Division 7.2                      Inspectors' powers**

### **43                      General power to enter premises**

- (1) For this Act, an inspector may—
- (a) enter any premises at any time with the consent of the occupier; or
  - (b) enter premises when open to the public; or
  - (c) enter business premises during business hours at the premises; or
  - (d) enter premises in accordance with a warrant under this division.
- (2) An inspector may, without the occupier's consent or a warrant, enter the land around premises to ask the occupier for consent to enter the premises.

### **44                      Production of identity card**

An inspector may not remain on premises entered under this part if, on request by the occupier, the inspector does not produce his or her identity card.

## **45 Consent to entry**

- (1) When seeking the consent of an occupier for entering premises under this part an inspector must—
  - (a) produce his or her identity card; and
  - (b) tell the occupier—
    - (i) the purpose of the entry; and
    - (ii) that anything found and seized under this part may be used in evidence in court; and
    - (iii) that consent may be refused.
- (2) If the occupier consents, the inspector must ask the occupier to sign a written acknowledgment—
  - (a) that the occupier was told—
    - (i) the purpose of the entry; and
    - (ii) that anything found and seized under this part may be used in evidence in court; and
    - (iii) that consent may be refused; and
  - (b) that the occupier consented to the entry; and
  - (c) stating the time, and day, when consent was given.
- (3) If the occupier signs an acknowledgment of consent, the inspector must immediately give a copy to the occupier.
- (4) Unless the contrary is proven, a court must presume that an occupier of premises did not consent to an entry to the premises by an inspector under this part if—
  - (a) the question whether the occupier consented to the entry arises in proceedings in the court; and

- (b) an acknowledgment under this section is not produced in evidence for the entry; and
- (c) it is not proved that the occupier consented to the entry.

#### **46            Warrants**

- (1) An inspector may apply to a magistrate for a warrant to enter premises.
- (2) The application must be sworn and state the grounds on which the warrant is sought.
- (3) The magistrate may refuse to consider the application until the inspector gives the magistrate all the information the magistrate requires about the application in the way the magistrate requires.
- (4) The magistrate may issue a warrant only if satisfied there are reasonable grounds for suspecting—
  - (a) there is a particular thing or activity (the *evidence*) connected with an offence against this Act; and
  - (b) the evidence is, or may be within the next 14 days, at the premises.
- (5) The warrant must state—
  - (a) that an inspector may, with necessary help and force, enter the premises and exercise the inspector's powers under this part; and
  - (b) the offence for which the warrant is sought; and
  - (c) the evidence that may be seized under the warrant; and
  - (d) the hours when the premises may be entered; and
  - (e) the date, within 14 days after the warrant's issue, the warrant ends.

**47 Warrants—application made other than in person**

- (1) An inspector may apply for a warrant by phone, fax, radio or other form of communication if the inspector considers it necessary because of—
  - (a) urgent circumstances; or
  - (b) other special circumstances.
- (2) Before applying for the warrant, the inspector must prepare an application stating the grounds on which the warrant is sought.
- (3) The inspector may apply for the warrant before the application is sworn.
- (4) After issuing the warrant, the magistrate must immediately provide a written copy to the inspector if it is reasonably practicable to do so.
- (5) If it is not reasonably practicable to provide a written copy to the inspector—
  - (a) the magistrate must—
    - (i) tell the inspector what the terms of the warrant are; and
    - (ii) tell the inspector the date and time the warrant was issued; and
  - (b) the inspector must complete a form of warrant (warrant form) and write on it—
    - (i) the magistrate's name; and
    - (ii) the date and time the magistrate issued the warrant; and
    - (iii) the warrant's terms.
- (6) The written copy of the warrant, or the warrant form properly completed by the inspector, authorises the entry and the exercise of the inspector's powers under this part.

- (7) The inspector must, at the first reasonable opportunity, send the magistrate—
  - (a) the sworn application; and
  - (b) if the inspector completed a warrant form—the completed warrant form.
- (8) On receiving the documents, the magistrate must attach them to the warrant.
- (9) Unless the contrary is proven, a court must presume that a power exercised by an inspector was not authorised by a warrant under this section if—
  - (a) the question arises in a proceeding before the court whether the exercise of power was authorised by a warrant; and
  - (b) the warrant is not produced in evidence.

#### **48            Powers on entry to premises**

- (1) An inspector who enters premises under this part may, for this Act—
  - (a) inspect, measure, photograph or film the premises or anything on the premises; or
  - (b) copy a document on the premises; or
  - (c) test or take samples of or from anything on the premises; or
  - (d) take into the premises any people, equipment or material the inspector reasonably needs for exercising a power under this Act; or
  - (e) require the occupier, or a person on the premises, to give the inspector reasonable help to exercise a power under this Act.

- (2) Without limiting the operation of subsection (1), an inspector who enters premises under this part may—
  - (a) check whether an article of electrical equipment or electrical installation on the premises—
    - (i) is safe; or
    - (ii) complies with a relevant standard; or
    - (iii) is prohibited; or
  - (b) check whether electrical wiring work—
    - (i) is safe; or
    - (ii) has been, or is being, done in accordance with this Act.
- (3) A person must take all reasonable steps to comply with a requirement made of the person under subsection (1) (e).

Maximum penalty: 50 penalty units.
- (4) An offence against this section is a strict liability offence.

#### **49 Powers in relation to serious electrical accidents**

- (1) This section applies if an inspector believes on reasonable grounds that a serious electrical accident has occurred on premises.
- (2) The inspector may enter the premises at any reasonable time to investigate the accident, ensure the premises are safe and prevent the concealment, loss or destruction of anything reasonably relevant to the investigation.
- (3) The inspector may do anything necessary and reasonable for a purpose mentioned in subsection (2).
- (4) If an inspector acts under this section in the absence of the occupier, the inspector must, when leaving the premises, leave a written notice, secured in a conspicuous place, setting out—
  - (a) the inspector's name; and

- (b) the time and date of the entry; and
  - (c) the purpose of the entry; and
  - (d) particulars of how to contact the inspector.
- (5) The power to enter premises under this section is additional to the powers under section 43 (General power to enter premises).

**50                      Powers in relation to unsafe articles of electrical equipment**

- (1) This section applies if an inspector believes on reasonable grounds that—
- (a) a person has an article of electrical equipment for—
    - (i) sale; or
    - (ii) installation in, or connection to, an electrical installation; and
  - (b) the article does not comply with the relevant standard or is unsafe.
- (2) The inspector may give the person a direction in writing to refrain from—
- (a) selling the article; or
  - (b) installing the article in, or connecting it to, an electrical installation;
- unless it is made safe and compliant with the relevant standard.
- (3) A person commits an offence if the person engages in conduct that contravenes a direction given to the person under this section.

Maximum penalty: 50 penalty units, imprisonment for 6 months or both.

**51 Powers in relation to dangerous electrical equipment and installations**

- (1) An inspector who enters premises under this part may do any of the following in relation to an electrical installation, or article of electrical equipment, on the premises:
  - (a) if the inspector believes on reasonable grounds that the installation is a source of danger—disconnect the installation;
  - (b) if the inspector believes on reasonable grounds that the article is a source of danger—
    - (i) label the article conspicuously to indicate the danger; and
    - (ii) prohibit use of the article until it has been replaced, repaired or made safe for use;
  - (c) if the inspector believes on reasonable grounds that an installation or article will become a source of danger unless it is repaired or made safe for use—
    - (i) label the installation or article conspicuously to indicate the potential danger; and
    - (ii) give the owner of the installation or article a written notice directing the owner to repair it, or make it safe for use, within 6 months or a shorter period stated in the notice;
  - (d) if an owner fails to comply with a notice given under paragraph (c) (ii) in relation to an installation—disconnect the installation.
- (2) A person commits an offence if the person reconnects an installation disconnected under subsection (1) (a) before it is repaired or made safe for use.

Maximum penalty: 50 penalty units, imprisonment for 6 months or both.

- (3) A person commits an offence if the person—
- (a) removes a label applied to an article under subsection (1) (b) (i) before it is replaced, repaired or made safe for use; and
  - (b) uses the article that is prohibited from use under subsection (1) (b) (ii).

Maximum penalty: 50 penalty units.

- (4) A person commits an offence if the person—
- (a) removes a label applied to an article under subsection (1) (b) (i) before it is replaced, repaired or made safe for use; or
  - (b) uses an article that is prohibited from use under subsection (1) (b) (ii).

Maximum penalty: 40 penalty units.

- (5) An offence against subsection (4) (a) is a strict liability offence.

- (6) A person commits an offence if the person—
- (a) removes a label applied to an installation or article under subsection (1) (c) (i) before it is repaired or made safe for use; or
  - (b) fails to comply with a direction given to the person under subsection (1) (c) (ii).

Maximum penalty: 30 penalty units.

- (7) An offence against subsection (6) is a strict liability offence.

## **52 Power to require name and address**

- (1) An inspector may require a person to state the person's name and home or business address if the inspector believes, on reasonable grounds, that the person is committing or has just committed an offence against this Act.

*Note* A reference to an Act includes a reference to the statutory instruments made or in force under the Act, including regulations (see [Legislation Act](#), s 104).

- (2) The inspector must tell the person the reason for the requirement and, as soon as practicable, record the reason.
- (3) The person may ask the inspector to produce his or her identity card for inspection by the person.
- (4) A person must comply with a requirement made of the person under subsection (1) if the inspector—
  - (a) tells the person the reason for the requirement; and
  - (b) complies with any request made by the person under subsection (3).

Maximum penalty: 10 penalty units.

- (5) An offence against this section is a strict liability offence.

## **53 Power to seize evidence**

- (1) An inspector who enters premises with a warrant under this part may seize the evidence for which the warrant was issued.
- (2) An inspector who enters premises under this part with the consent of the occupier may seize a thing on the premises if—
  - (a) the inspector is satisfied the thing is connected with an offence against this Act; and
  - (b) seizure of the thing is consistent with the purpose of the entry as told to the occupier in seeking the occupier's consent.

- (3) An inspector may also seize another thing on premises entered under this part if the inspector is satisfied—
  - (a) the thing is connected with an offence against this Act; and
  - (b) the seizure is necessary to prevent the thing being—
    - (i) concealed, lost or destroyed; or
    - (ii) used to commit, continue or repeat the offence.
- (4) Having seized a thing, an inspector may—
  - (a) remove the thing from the premises where it was seized (the *place of seizure*) to another place; or
  - (b) leave the thing at the place of seizure but restrict access to it.
- (5) A person commits an offence if—
  - (a) the person interferes with a thing to which access has been restricted under subsection (4); or
  - (b) the person does not have the construction occupations registrar's approval to interfere with the thing.

Maximum penalty: 50 penalty units, imprisonment for 6 months or both.

## **54                      Receipt for things seized**

- (1) As soon as practicable after a thing is seized by an inspector under this part, the inspector must give a receipt for it to the person from whom it was seized.
- (2) If, for any reason, it is not practicable to comply with subsection (1), the inspector must leave the receipt, secured conspicuously at the place of seizure.

**55 Access to things seized**

A person who would, apart from the seizure, be entitled to a thing seized under this part may—

- (a) inspect it; and
- (b) if it is a document—take extracts from it or make copies of it.

**56 Return of things seized**

- (1) A thing seized under this part must be returned to its owner, or reasonable compensation must be paid to the owner by the Territory for the loss of the thing, if—
  - (a) a prosecution for an offence relating to the thing is not instituted within 90 days of the seizure; or
  - (b) the court does not find the offence proved in a prosecution for an offence relating to the thing.
- (2) A thing seized under this part is forfeited to the Territory if a court—
  - (a) finds an offence relating to the thing to be proved; and
  - (b) orders the forfeiture.
- (3) If subsection (2) (a) applies, but a court does not order forfeiture of the thing seized, the construction occupations registrar must return the thing to its owner or the Territory must pay reasonable compensation to the owner for the loss of the thing.

**57 Power to inspect electrical wiring work**

- (1) An inspector may enter and remain on premises to conduct a test or inspection required under part 2 (Electrical wiring work and electrical installations) in relation to an electrical installation or electrical wiring work.

- (2) An inspector may enter and remain on the premises under subsection (1)—
  - (a) at any reasonable time; and
  - (b) with the people, equipment or material that the inspector reasonably needs to conduct the test or inspection.
- (3) However, the inspector may not, under this section—
  - (a) enter or remain on premises if, on request by the occupier, the inspector does not produce his or her identity card; or
  - (b) without the consent of the occupier, enter or remain on any part of the premises used for residential purposes.
- (4) The power to enter premises under this section is additional to the powers under section 43 (General power to enter premises).

## **Division 7.3                      Miscellaneous**

### **58                      Self-incrimination etc**

- (1) A person is not excused from providing information or producing a document when required to do so under this part on the ground that the information or document might tend to incriminate the person.
- (2) However—
  - (a) the provision of the information or document; or
  - (b) any information, document or thing obtained as a direct or indirect consequence of providing the information or document;is not admissible in evidence against the person in criminal proceedings.
- (3) Subsection (2) does not apply to proceedings for—
  - (a) an offence against this part; or

- (b) any other offence in relation to the falsity of the information or document.

*Note 1* A reference to an offence against a territory law includes a reference to a related ancillary offence, eg attempt (see [Legislation Act](#), s 189).

*Note 2* The [Legislation Act 2001](#), s 171 deals with the application of client legal privilege.

## **59 Damage etc to be minimised**

- (1) In the exercise, or purported exercise, of a function under this part, an inspector must take all reasonable steps to ensure that he or she, and any person assisting the inspector, causes as little inconvenience, detriment and damage as is practicable.
- (2) If an inspector, or a person assisting an inspector, damages anything in the exercise or purported exercise of a function under this part, the inspector must give written notice of the particulars of the damage to the person whom the inspector believes on reasonable grounds is the owner of the thing.
- (3) If the damage occurs on premises entered under this part in the absence of the occupier, the notice may be given by securing it in a conspicuous place on the premises.

## **60 Compensation**

- (1) A person may claim reasonable compensation from the Territory if the person suffers loss or expense because of the exercise, or purported exercise, of a function under this part by an inspector or a person assisting an inspector.
- (2) Compensation may be claimed and ordered in a proceeding for—
  - (a) compensation brought in a court of competent jurisdiction; or
  - (b) an offence against this Act brought against the person making the claim for compensation.

- (3) A court may order the payment of reasonable compensation for the loss or expense only if it is satisfied it is just to make the order in the circumstances of the particular case.
- (4) The regulations may prescribe matters that may, must or must not be taken into account by the court in considering whether it is just to make the order.

## Part 8 Notification and review of decisions

### 61 Meaning of *reviewable decision*—pt 8

In this part:

*reviewable decision* means a decision mentioned in schedule 1, column 3 under a provision of this Act mentioned in column 2 in relation to the decision.

### 62 Reviewable decision notices

If a person makes a reviewable decision, the person must give a reviewable decision notice to each entity mentioned in schedule 1, column 4 in relation to the decision.

*Note 1* The person must also take reasonable steps to give a reviewable decision notice to any other person whose interests are affected by the decision (see [ACT Civil and Administrative Tribunal Act 2008](#), s 67A).

*Note 2* The requirements for reviewable decision notices are prescribed under the [ACT Civil and Administrative Tribunal Act 2008](#).

### 62A Applications for review

The following may apply to the ACAT for review of a reviewable decision:

- (a) an entity mentioned in schedule 1, column 4 in relation to the decision;
- (b) any other person whose interests are affected by the decision.

*Note* If a form is approved under the [ACT Civil and Administrative Tribunal Act 2008](#) for the application, the form must be used.

## Part 9 Miscellaneous

### 62B Minister may exempt regulated utility

- (1) The Minister may exempt a regulated utility from this Act if the Minister is reasonably satisfied that—
  - (a) the regulated utility is adequately regulated under another territory or Commonwealth law; and
  - (b) the exemption does not increase the risk to public safety.

*Note* Power to make an exemption includes power to make different provision in relation to different matters or different classes of matters, and to make an instrument that applies by reference to stated exceptions or factors (see [Legislation Act](#), s 48).

- (2) An exemption is a disallowable instrument.
- (3) In this section:

***regulated utility***—see the [Utilities \(Technical Regulation\) Act 2014](#), section 8.

### 63 Evidence

- (1) The construction occupations registrar may, by signed writing, certify—
  - (a) that a document attached to the certificate is a true copy of the electrical wiring rules, as in force at a stated date; and
  - (b) whether the electrical wiring rules are still in force and, if not, the period during which the electrical wiring rules were in force.
- (2) The registrar may, by signed writing, certify that a person was or was not on a date or dates or during a period specified in the certificate the holder of a specified licence or permit.

- (3) A document that purports to be a certificate under subsection (1) or (2) is presumed, unless the contrary is proved, to be such a certificate and to have been duly given.
- (4) A certificate under subsection (1) is evidence of the matters specified in it and of the determination a copy of which is attached to it.
- (5) A certificate under subsection (2) is evidence of the matters specified in it.
- (6) A document that purports to be signed on behalf of a prescribed authority in a State or another Territory and states that a specified class, description or type of article of electrical equipment was or was not on a specified date approved by that authority is evidence of the matters stated in the document.

#### **64 Determination of fees**

- (1) The Minister may determine fees for this Act.

*Note* The [Legislation Act 2001](#) contains provisions about the making of determinations and regulations relating to fees (see pt 6.3).

- (2) A determination is a disallowable instrument.

*Note* A disallowable instrument must be notified, and presented to the Legislative Assembly, under the [Legislation Act 2001](#).

#### **65 Approved forms**

- (1) The construction occupations registrar may approve forms for this Act.
- (2) If the construction occupations registrar approves a form for a particular purpose, the approved form must be used for that purpose.

*Note* For other provisions about forms, see the [Legislation Act](#), s 255.

- (3) An approved form is a notifiable instrument.

*Note* A notifiable instrument must be notified under the [Legislation Act 2001](#).

**66 Regulation-making power**

- (1) The Executive may make regulations for this Act.

*Note* Regulations must be notified, and presented to the Legislative Assembly, under the [Legislation Act 2001](#).

- (2) The Executive may also make regulations—

- (a) for electrical installations and articles of electrical equipment to promote the efficient use or conservation of power and energy, or to limit harm to the environment; and
- (b) that set standards in relation to design, approval, certification, construction, installation, configuration, maintenance, repair, service, replacement, inspection, testing, labelling or disposal of articles of electrical equipment and electrical installations (or parts of electrical equipment and electrical installations).

- (3) A regulation may apply, adopt or incorporate the law of another jurisdiction or an instrument as in force from time to time.

- (4) The [Legislation Act](#), section 47 (5) or (6) does not apply in relation to the law of another jurisdiction or an instrument applied, adopted or incorporated under a regulation.

*Note* Laws of another jurisdiction and instruments mentioned in s (4) do not need to be notified under the [Legislation Act](#) because s 47 (5) and (6) do not apply (see [Legislation Act](#), s 47 (7)).

- (5) A regulation may create offences and fix maximum penalties of not more than 60 penalty units for the offences.

- (6) In this section:

***law of another jurisdiction***—see the [Legislation Act](#), section 47 (10).

## Schedule 1      Reviewable decisions

(see pt 8)

column 1 item	column 2 section	column 3 decision	column 4 entity
1	11A (1)	declare article of electrical equipment is prescribed article of electrical equipment	entity that has interests affected by declaration
2	11A (3)	state safety standard that article of electrical equipment must comply with	entity that has interests affected by safety standard
3	20 (1)	refuse to approve premises as testing laboratory	applicant for approval
4	20 (2)	cancel approval of premises as testing laboratory	entity that has approval cancelled
5	22 (2)	impose requirement on approved first seller	entity on which requirement imposed
6	28	prohibit sale or installation of articles of electrical equipment of stated class	entity that has interests affected by prohibition
7	51 (1) (c)	give written notice directing owner of installation or article to repair it or make it safe for use	owner of installation or article
8	51 (1) (d)	disconnect installation	owner of installation

## Dictionary

(see s 3)

*Note 1* The [Legislation Act](#) contains definitions and other provisions relevant to this Act.

*Note 2* For example, the [Legislation Act](#), dict, pt 1, defines the following terms:

- ACAT
- Australian citizen
- bankrupt or personally insolvent
- construction occupations registrar
- function
- home address
- reviewable decision notice
- State
- under.

*approved first seller*, for part 3 (Prescribed articles of electrical equipment)—see section 9.

*article of electrical equipment* means—

- (a) a wire, cable, fitting, meter, insulator, switchboard, or apparatus designed or intended for use in an electrical installation; or
- (b) an appliance, fitting or apparatus operated by electricity and the cable and other things required for its connection to an electrical installation.

*AS/NZS 3000* means Australian/New Zealand Standard 3000 (Wiring Rules) as in force from time to time.

*AS/NZS 3017* means Australian/New Zealand Standard 3017 (Electrical installations—testing and inspection guidelines) as in force from time to time.

**AS/NZS 3820** means Australian/New Zealand Standards 3820 (Essential safety requirements for low voltage electrical equipment) as in force from time to time.

**business premises**, for part 7 (Enforcement)—see section 37.

**connected with**, for part 7 (Enforcement)—see section 38 (1).

**corresponding law**, for part 3 (Prescribed articles of electrical equipment)—see section 9.

**declaration of compliance**, for part 3 (Prescribed articles of electrical equipment)—see section 9.

**electrical installation**—

- (a) means electrical wiring or cable used or for use in carrying or controlling electricity (other than electricity with a voltage of not more than 50V a.c. or 120V ripple-free d.c.), including the following:
  - (i) a wiring system, switchgear, control gear, generator, electrical accessory, electrical appliance, or fitting, that is used or for use in the conversion, storage, transmission, distribution, generation or use of electrical energy and connected to wiring or cable;
  - (ii) a switch, fuse, plug, socket outlet, lighting outlet, adaptor, ceiling rose or other device associated with wiring, a switchboard, or an appliance, mentioned in subparagraph (i);
  - (iii) a consuming device in which electricity is converted into heat, motion or another form of energy, or is substantially changed in its electrical character;
  - (iv) support for electrical wiring or cable; but
- (b) does not include—
  - (i) a portable generator or storage device supplying, or for the supply of, electricity to the installation; or

- (ii) an appliance that receives, or is intended to receive, its main electricity supply through a socket connection; or
- (iii) a lamp; or
- (iv) an electricity network or part of a network; or
- (v) telecommunications cabling or equipment that operates or is intended to operate at a voltage of 90V a.c. or lower.

***electrical wiring rules***—see section 3B.

***electrical wiring work***—

- (a) means the installation, replacement, augmentation, curtailing, maintenance, repair, or alteration of the location of all or part of, an electrical installation, other than—
  - (i) an electrical installation that operates at extra low voltage; or
  - (ii) telecommunications cabling or equipment that operates at a voltage not greater than 90V a.c.; but
- (b) does not include—
  - (i) plugging a plug into a socket outlet, or unplugging it; or
  - (ii) fitting a lamp to a lighting outlet or removing it; or
  - (iii) fitting, removing or replacing a fuse or fuse wire if the fuse or wire cannot sustainedly conduct more than 30A.

***electricity distributor***—see the [Utilities Act 2000](#), dictionary.

***electricity network***—see the [Utilities Act 2000](#), section 7 (Electricity network).

***engage in conduct*** means—

- (a) do an act; or
- (b) omit to do an act.

**generator** includes a generator that generates electricity from any energy source.

**Examples—energy source**

- 1 the sun
- 2 diesel fuel
- 3 gas
- 4 wind

**inspector** means a person appointed as an inspector under section 41.

**occupier**, of premises, includes—

- (a) a person believed on reasonable grounds to be an occupier of the premises; and
- (b) a person apparently in charge of the premises.

**offence**, for part 7 (Enforcement)—see section 38 (2).

**premises** means a building, structure or place (whether built on or not and whether enclosed or not), and includes an aircraft, a vessel and a vehicle.

**prescribed article of electrical equipment**—see section 11.

**prohibited**, in relation to an article of electrical equipment, means an article that is prohibited under section 28 (1).

**regulatory authority**, for a State, means—

- (a) an entity that carries out functions similar to the functions that the construction occupations registrar carries out under part 3 (Prescribed articles of electrical equipment) under a law of the State that corresponds, or substantially corresponds, to that part; or
- (b) an entity prescribed by regulation.

**relevant distributor**, for part 6 (Serious electrical accidents)—see section 32.

***relevant safety standard***, for part 3 (Prescribed articles of electrical equipment)—see section 9.

***relevant standard***—

- (a) for a prescribed article of electrical equipment—means a relevant safety standard under part 3 (see s 9); and
- (b) for an article of electrical equipment to which part 4 (Non-prescribed articles of electrical equipment) applies—see section 26 (Minimum safety standards).

***reviewable decision***, for part 8 (Notification and review of decisions)—see section 61.

***sell*** includes—

- (a) barter or exchange; and
- (b) let on hire; and
- (c) offer, expose or advertise for sale, barter, exchange or letting on hire.

***serious electrical accident***, for part 6 (Serious electrical accidents)—see section 32.

## Endnotes

### 1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the [Legislation Act 2001](#), part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws are not included in the republished law. The details of these laws are underlined in the legislation history. Uncommenced expiries are underlined in the legislation history and amendment history.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

### 2 Abbreviation key

A = Act	NI = Notifiable instrument
AF = Approved form	o = order
am = amended	om = omitted/repealed
amdt = amendment	ord = ordinance
AR = Assembly resolution	orig = original
ch = chapter	par = paragraph/subparagraph
CN = Commencement notice	pres = present
def = definition	prev = previous
DI = Disallowable instrument	(prev...) = previously
dict = dictionary	pt = part
disallowed = disallowed by the Legislative Assembly	r = rule/subrule
div = division	reloc = relocated
exp = expires/expired	renum = renumbered
Gaz = gazette	R[X] = Republication No
hdg = heading	RI = reissue
IA = Interpretation Act 1967	s = section/subsection
ins = inserted/added	sch = schedule
LA = Legislation Act 2001	sdiv = subdivision
LR = legislation register	SL = Subordinate law
LRA = Legislation (Republication) Act 1996	sub = substituted
mod = modified/modification	<u>underlining</u> = whole or part not commenced or to be expired

## Endnotes

3 Legislation history

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### 3 Legislation history

This Act was originally a Commonwealth ordinance—the *Electricity Ordinance 1971* No 30 (Cwlth).

The *Australian Capital Territory (Self-Government) Act 1988* (Cwlth), s 34 (4) converted most former Commonwealth ordinances in force in the ACT into ACT enactments. This allowed the ACT Legislative Assembly to amend and repeal the laws. This Act was converted into an ACT enactment on 11 May 1989 (self-government day).

As with most ordinances in force in the ACT, the name was changed from *Ordinance* to *Act* by the *Self-Government (Citation of Laws) Act 1989* A1989-21, s 5 on 11 May 1989 (self-government day).

The Act was renamed as the *Electricity Safety Act 1971* by the *Utilities (Consequential Provisions) Act 2000* A2000-66 (see sch 1 pt 4).

Before 11 May 1989, ordinances commenced on their notification day unless otherwise stated (see *Seat of Government (Administration) Act 1910* (Cwlth), s 12).

After 11 May 1989 and before 10 November 1999, Acts commenced on their notification day unless otherwise stated (see *Australian Capital Territory (Self-Government) Act 1988* (Cwlth) s 25).

#### Legislation before becoming Territory enactment

##### **Electricity Safety Act 1971 A1971-30**

notified 2 December 1971

commenced 1 January 1972

as amended by

##### **Electricity Ordinance 1972 Ord1972-27**

notified 4 August 1972

commenced 4 August 1972

##### **Ordinances Revision Ordinance 1977 Ord1977-65 sch 2**

notified 22 December 1977

commenced 22 December 1977

##### **Ordinances Revision Ordinance 1978 Ord1978-46 sch 2**

notified 28 December 1978

commenced 28 December 1978

**Electricity (Amendment) Ordinance 1982 Ord1982-61**

notified 18 August 1982  
commenced 18 August 1982

**Electricity (Amendment) Ordinance 1985 Ord1985-20**

notified 30 May 1985  
commenced 30 June 1985 (see Cwlth Gaz 1985 No S242)

**Magistrates Court Ordinance 1985 Ord1985-67 sch pt 1**

notified 19 December 1985  
commenced 1 February 1986 (s 2 and Cwlth Gaz 1986 No G3)

**Electricity (Amendment) Ordinance 1987 Ord1987-5**

notified 24 February 1987  
commenced 24 February 1987

**Electricity and Water (Consequential Amendments) Ordinance 1988 Ord1988-31 sch**

notified 30 June 1988  
commenced 1 July 1988 (s 2)

**Self-Government (Consequential Amendments) Ordinance 1989 Ord1989-38 sch 1**

notified 10 May 1989 (Cwlth Gaz 1989 No S160)  
s 1, s 2 commenced 10 May 1989 (s 2 (1))  
sch 1 commenced 11 May 1989 (s 2 (2) and see Cwlth Gaz 1989 No S164)

**Legislation after becoming Territory enactment****Royal Commissions and Inquiries (Consequential Provisions) Act 1991 A1991-3 sch**

notified 1 March 1991 (Gaz 1991 No S7)  
s 1, s 2 commenced 1 March 1991 (s 2 (1))  
sch commenced 1 May 1991 (s 2 (2) and see Gaz 1991 No 16)

**Electricity (Amendment) Act 1994 A1994-52**

notified 5 October 1994  
s 1, s 2 commenced 5 October 1994  
remainder commenced 5 October 1994 (see Gaz 1994 No S207)

## Endnotes

**Administrative Appeals (Consequential Amendments) Act 1994  
A1994-60 sch 1**

notified 11 October 1994 (Gaz 1994 No S197)  
s 1, s 2 commenced 11 October 1994 (s 2 (1))  
sch 1 commenced 14 November 1994 (s 2 (2) and see Gaz 1994  
No S250)

**Statute Law Revision (Penalties) Act 1994 A1994-81 sch**

notified 29 November 1994 (Gaz 1994 No S253)  
s 1, s 2 commenced 29 November 1994 (s 2 (1))  
sch commenced 29 November 1994 (s 2 (2) and Gaz 1994 No  
S269)

as modified by

**Electricity and Water (Modification) Regulations SL1995-24**

notified 30 June 1995  
commenced 1 July 1995

as amended by

**Statute Law Revision Act 1995 A1995-46 sch**

notified 18 December 1995 (Gaz 1995 No S306)  
amds commenced 18 December 1995 (s 2)

**Electricity (Miscellaneous Provisions) Act 1996 A1996-28**

notified 1 July 1996  
commenced 1 July 1996

**Remuneration Tribunal (Consequential Amendments) Act 1997  
A1997-41 sch 1 (as am by A2002-49 amdt 3.222)**

notified 19 September 1997 (Gaz 1997 No S264)  
commenced 24 September 1997 (s 2 as am by A2002-49  
amdt 3.222)

**Legal Practitioners (Consequential Amendments) Act 1997  
A1997-96 sch 1**

notified 1 December 1997 (Gaz 1997 No S380)  
s 1, s 2 commenced 1 December 1997 (s 2 (1))  
sch 1 commenced 1 June 1998 (s 2 (2))

**Electricity (Amendment) Act 1998 A1998-51**

notified 16 November 1998 (Gaz 1998 No S205)  
ss 1-3 commenced 16 November 1998 (s 2 (1))  
remainder 14 April 1999 (s 2 (2) and Gaz 1999 No 15)

**Statute Law Revision (Penalties) Act 1998 A1998-54 sch**

notified 27 November 1998 (Gaz 1998 No S207)  
s 1, s 2 commenced 27 November 1998 (s 2 (1))  
sch commenced 9 December 1998 (s 2 (2) and Gaz 1998 No 49)

**Electricity (Amendment) Act 1999 A1999-53**

notified 17 September 1999 (Gaz 1999 No S54)  
commenced 17 September 1999 (s 2)

**Utilities (Consequential Provisions) Act 2000 A2000-66 sch 1 pt 4**

notified 20 December 2000 (Gaz 2000 No S68)  
s 1, s 2 commenced 20 December 2000 (IA s 10B)  
sch 1 pt 4 commenced 1 January 2001 (Gaz 2000 No S69)

**Electricity Amendment Act 2000 A2000-69**

notified 20 December 2000 (Gaz 2000 No S68)  
commenced 20 December 2000 (s 2)

**Legislation (Consequential Amendments) Act 2001 A2001-44  
pt 122**

notified 26 July 2001 (Gaz 2001 No 30)  
s 1, s 2 commenced 26 July 2001 (IA s 10B)  
pt 122 commenced 12 September 2001 (s 2 and see Gaz 2001  
No S65)

**Legislation Amendment Act 2002 A2002-11 pt 2.18**

notified LR 27 May 2002  
s 1, s 2 commenced 27 May 2002 (LA s 75)  
pt 2.18 commenced 28 May 2002 (s 2 (1))

**Criminal Code 2002 A2002-51 pt 1.8**

notified LR 20 December 2002  
s 1, s 2 commenced 20 December 2002 (LA s 75 (1))  
pt 1.8 commenced 1 January 2003 (s 2 (1))

## Endnotes

**Statute Law Amendment Act 2002 (No 2) A2002-49 amdt 3.222**

notified LR 20 December 2002

s 1, s 2 taken to have commenced 7 October 1994 (LA s 75 (2))

amdt 3.222 commenced 24 September 1997 (s 2 (3))

*Note* This Act only amends the [Remuneration Tribunal \(Consequential Amendments\) Act 1997](#) A1997-41 .

**Vocational Education and Training Act 2003 A2003-37 sch 2 pt 2.3**

notified LR 8 September 2003

s 1, s 2 commenced 8 September 2003 (LA s 75 (1))

sch 2 pt 2.3 commenced 1 November 2003 (s 2)

**Construction Occupations Legislation Amendment Act 2004 A2004-13 sch 2 pt 2.9**

notified LR 26 March 2004

s 1, s 2 commenced 26 March 2004 (LA s 75 (1))

sch 2 pt 2.9 commenced 1 September 2004 (s 2 and see

[Construction Occupations \(Licensing\) Act 2004](#) A2004-12, s 2 and CN2004-8)

**Criminal Code (Theft, Fraud, Bribery and Related Offences) Amendment Act 2004 A2004-15 sch 1 pt 1.12, sch 2 pt 2.32**

notified LR 26 March 2004

s 1, s 2 commenced 26 March 2004 (LA s 75 (1))

sch 1 pt 1.12, sch 2 pt 2.32 commenced 9 April 2004 (s 2 (1))

**Criminal Code Harmonisation Act 2005 A2005-54 sch 1 pt 1.19**

notified LR 27 October 2005

s 1, s 2 commenced 27 October 2005 (LA s 75 (1))

sch 1 pt 1.19 commenced 24 November 2005 (s 2)

**Construction Occupations Legislation Amendment Act 2006 A2006-15 sch 1 pt 1.4**

notified LR 6 April 2006

s 1, s 2 commenced 6 April 2006 (LA s 75 (1))

sch 1 pt 1.4 commenced 1 September 2006 (s 2 and [CN2006-19](#))

**Statute Law Amendment Act 2007 (No 3) A2007-39 sch 3 pt 3.12**

notified LR 6 December 2007

s 1, s 2 commenced 6 December 2007 (LA s 75 (1))

sch 3 pt 3.12 commenced 27 December 2007 (s 2)

**ACT Civil and Administrative Tribunal Legislation Amendment Act 2008 (No 2) A2008-37 sch 1 pt 1.37**

notified LR 4 September 2008  
s 1, s 2 commenced 4 September 2008 (LA s 75 (1))  
sch 1 pt 1.37 commenced 2 February 2009 (s 2 (1) and see [ACT Civil and Administrative Tribunal Act 2008](#) A2008-35, s 2 (1) and CN2009-2)

**Statute Law Amendment Act 2009 A2009-20 sch 3 pt 3.26**

notified LR 1 September 2009  
s 1, s 2 commenced 1 September 2009 (LA s 75 (1))  
sch 3 pt 3.26 commenced 22 September 2009 (s 2)

**Statute Law Amendment Act 2009 (No 2) A2009-49 sch 3 pt 3.24**

notified LR 26 November 2009  
s 1, s 2 commenced 26 November 2009 (LA s 75 (1))  
sch 3 pt 3.24 commenced 17 December 2009 (s 2)

**Planning and Building Legislation Amendment Act 2011 A2011-23 pt 4**

notified LR 6 July 2011  
pt 1 commenced 6 July 2011 (s 2 (1))  
pt 4 commenced 7 July 2011 (s 2 (5))

**Statute Law Amendment Act 2012 A2012-21 sch 3 pt 3.16**

notified LR 22 May 2012  
s 1, s 2 commenced 22 May 2012 (LA s 75 (1))  
amdt 3.65 commenced 5 June 2012 (s 2 (2))  
sch 3 pt 3.16 remainder commenced 5 June 2012 (s 2 (1))

**National Energy Retail Law (Consequential Amendments) Act 2012 A2012-32 pt 7**

notified LR 14 June 2012  
s 1, s 2 commenced 14 June 2012 (LA s 75 (1))  
pt 7 commenced 1 July 2012 (s 2 (1) and see [National Energy Retail Law \(ACT\) Act 2012](#) A2012-31, s 2 (1) and CN2012-12)

**Construction and Energy Efficiency Legislation Amendment Act 2013 A2013-31 pt 8**

notified LR 26 August 2013  
s 1, s 2 commenced 26 August 2013 (LA s 75 (1))  
pt 8 commenced 27 August 2013 (s 2 (3))

## Endnotes

3 Legislation history

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**Construction and Energy Efficiency Legislation Amendment Act 2014 A2014-2 pt 5**

notified LR 5 March 2014  
s 1, s 2 commenced 5 March 2014 (LA s 75 (1))  
pt 5 commenced 6 March 2014 (s 2)

**Construction and Energy Efficiency Legislation Amendment Act 2014 (No 2) A2014-10 pt 4**

notified LR 17 April 2014  
s 1, s 2 commenced 17 April 2014 (LA s 75 (1))  
pt 4 commenced 18 April 2014 (s 2)

**Red Tape Reduction Legislation Amendment Act 2015 A2015-33 sch 1 pt 1.21**

notified LR 30 September 2015  
s 1, s 2 commenced 30 September 2015 (LA s 75 (1))  
sch 1 pt 1.21 commenced 14 October 2015 (s 2)

**Planning, Building and Environment Legislation Amendment Act 2016 (No 2) A2016-24 pt 4**

notified LR 11 May 2016  
s 1, s 2 commenced 11 May 2016 (LA s 75 (1))  
pt 4 commenced 12 May 2016 (s 2 (1))

**Emergencies Amendment Act 2016 A2016-33 sch 1 pt 1.7**

notified LR 20 June 2016  
s 1, s 2 commenced 20 June 2016 (LA s 75 (1))  
sch 1 pt 1.7 commenced 21 June 2016 (s 2)

**Utilities (Streetlight Network) Legislation Amendment Act 2017 A2017-19 pt 2**

notified LR 15 June 2017  
s 1, s 2 commenced 15 June 2017 (LA s 75 (1))  
pt 2 commenced 16 June 2017 (s 2)

**Building and Construction Legislation Amendment Act 2018 A2018-4 pt 3**

notified LR 1 March 2018  
s 1, s 2 commenced 1 March 2018 (LA s 75 (1))  
pt 3 commenced 2 March 2018 (s 2)

**Red Tape Reduction Legislation Amendment Act 2018 A2018-33  
sch 1 pt 1.12**

notified LR 25 September 2018

s 1, s 2 commenced 25 September 2018 (LA s 75 (1))

sch 1 pt 1.12 commenced 23 October 2018 (s 2 (4))

**Electricity Safety Legislation Amendment Act 2023 A2023-4 pt 3,  
sch 1**

notified LR 15 February 2023

s 1, s 2 commenced 15 February 2023 (LA s 75 (1))

pt 3, sch 1 commenced 16 February 2023 (s 2)

**Building and Construction Legislation Amendment Act 2023  
A2023-55 pt 8**

notified LR 11 December 2023

s 1, s 2 commenced 11 December 2023 (LA s 75 (1))

s 50 commenced 12 December 2023 (s 2 (4))

pt 8 remainder commenced 11 March 2024 (s 2 (2))

## Endnotes

4 Amendment history

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### 4 Amendment history

#### Title

title sub [A2000-66](#) sch 1 pt 4

#### Name of Act

s 1 sub [A2000-66](#) sch 1 pt 4

#### Dictionary

s 2 am [A1994-52](#) sch  
om [A2001-44](#) amdt 1.1403  
ins [A2004-13](#) amdt 2.22

#### Notes

s 3 hdg sub [A2000-69](#) s 4  
s 3 orig s 3 om [Ord1977-65](#) sch 2  
(prev s 4) renum as s 3 [A1994-52](#) s 48  
am [A1994-52](#) s 4, sch  
sub [A2004-13](#) amdt 2.23; [A2005-54](#) amdt 1.111  
def **administrative appeals tribunal** ins [A1994-52](#) s 4  
om [A1995-46](#) sch  
def **authority** ins [Ord1988-31](#) sch  
om [A2000-69](#) s 4  
def **board** ins [A1994-52](#) s 4  
om [A2004-13](#) amdt 2.23  
def **chairperson** ins [A1994-52](#) s 4  
om [A2004-13](#) amdt 2.23  
def **chief executive officer** ins [Ord1988-31](#) sch  
om [A2000-69](#) s 4  
def **company** ins [A1996-28](#) s 4  
om [A2000-69](#) s 4  
def **deputy chairperson** ins [A1994-52](#) s 4  
om [A2004-13](#) amdt 2.23  
def **determined fee** ins [A1994-52](#) s 4  
om [A2001-44](#) amdt 1.1404  
def **electrical installation** am [A1999-53](#) s 4  
sub [A2000-66](#) sch 1 pt 4  
om [A2004-13](#) amdt 2.23  
def **electrical wiring work** am [A1995-52](#) s 4  
sub [A1999-53](#) s 4  
om [A2004-13](#) amdt 2.23  
def **electrician's licence, grade B** sub [A2000-69](#) s 4  
om [A2004-13](#) amdt 2.23  
def **Electricity and Water Act** sub [A2000-69](#) s 4  
def **Electricity and Water Ordinance** ins [Ord1988-31](#)  
sch  
om [A2004-13](#) amdt 2.23

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def **electricity distributor** ins [A2000-69](#) s 4  
     sub [A2000-66](#) sch 1 pt 4  
     om [A2004-13](#) amdt 2.23  
 def **electricity network** ins [A2000-66](#) sch 1 pt 4  
     om [A2004-13](#) amdt 2.23  
 def **extra low voltage** ins [A1994-52](#) s 4  
     om [A2004-13](#) amdt 2.23  
 def **function** ins [A2000-69](#) s 4  
     om [A2004-13](#) amdt 2.23  
 def **incidental electrical work** ins [A1994-52](#) s 4  
     om [A2004-13](#) amdt 2.23  
 def **inspector** ins [A2000-69](#) s 4  
     om [A2004-13](#) amdt 2.23  
 def **licence** sub [A2000-69](#) s 4  
     om [A2004-13](#) amdt 2.23  
 def **member** ins [A1994-52](#) s 4  
     om [A2004-13](#) amdt 2.23  
 def **Mutual Recognition Act** ins [A1994-52](#) s 4  
     om [A2004-13](#) amdt 2.23  
 def **occupier** ins [A2000-69](#) s 4  
     om [A2004-13](#) amdt 2.23  
 def **permit** ins [A1994-52](#) s 4  
     om [A2004-13](#) amdt 2.23  
 def **premises** ins [A2000-69](#) s 4  
     om [A2004-13](#) amdt 2.23  
 def **prescribed article of electrical equipment** ins  
     [A2000-69](#) s 4  
     om [A2004-13](#) amdt 2.23  
 def **prohibited** ins [A2000-69](#) s 4  
     om [A2004-13](#) amdt 2.23  
 def **Register** ins [A1994-52](#) s 4  
     om [A2004-13](#) amdt 2.23  
 def **registrar** ins [A1994-52](#) s 4  
     sub [A2000-69](#) s 4  
     om [A2004-13](#) amdt 2.23  
 def **regulatory authority** ins [A1994-52](#) s 4  
     sub [A2000-69](#) s 4  
     om [A2004-13](#) amdt 2.23  
 def **relevant standard** ins [A2000-69](#) s 4  
     am [A2001-44](#) amdt 1.1405  
     om [A2004-13](#) amdt 2.23  
 def **restricted electrical licence** ins [A1994-52](#) s 4  
     om [A2004-13](#) amdt 2.23  
 def **sell** ins [A2000-69](#) s 4  
     om [A2004-13](#) amdt 2.23

## Endnotes

### 4 Amendment history

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def **serious electrical accident** ins [A2000-69](#) s 4  
om [A2004-13](#) amdt 2.23  
def **the Act** om [Ord1988-31](#) sch  
def **the Authority** om [Ord1988-31](#) sch  
def **the Chairman** om [Ord1988-31](#) sch  
def **the Registrar** om [A1995-52](#) s 4  
def **wireman's licence** om [A1995-52](#) s 4

**Offences against Act—application of Criminal Code etc**  
s 3A ins [A2005-54](#) amdt 1.111

#### **The Electrical Licensing Board**

pt 1A hdg renum as pt 2 hdg

#### **Electrical wiring work and electrical installations**

pt 2 hdg orig pt 2 hdg renum as pt 3 hdg  
prev pt 2 hdg (prev pt 1A hdg) ins [A1994-52](#) s 6  
renum as pt 2 hdg [A1994-52](#) s 48  
om [A2004-13](#) amdt 2.24  
pres pt 2 hdg (prev pt 3 hdg) renum as pt 4 hdg [A1994-52](#)  
s 48  
renum as pt 2 hdg R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2014-2](#) s 22  
sub [A2014-10](#) s 25

#### **Electrical wiring work and electrical installations—safety**

div 2.1 hdg ins [A2014-10](#) s 25

#### **Meaning of electrical wiring rules**

s 3B ins [A2018-4](#) s 7  
am [A2023-55](#) s 50; ss renum R32 LA

#### **Publication and availability of ACT Appendix**

s 3C ins [A2018-4](#) s 7

#### **Inspection of electrical wiring rules**

s 3D ins [A2018-4](#) s 7

#### **Connecting electrical installations to network—inspections**

s 4 orig s 4 renum as s 3  
(prev s 5) sub [A1994-52](#) s 5  
renum as s 4 [A1994-52](#) s 48  
om [A2004-13](#) amdt 2.24  
pres s 4 (prev s 14) am [A1994-52](#) sch  
renum as s 33 [A1994-52](#) s 48  
am [A1994-81](#) sch  
mod [SL1995-24](#) reg 3  
sub [A1996-28](#) s 5  
am [A1998-51](#) s 4  
sub [A2000-69](#) s 8; [A2000-66](#) sch 1 pt 4

renum as s 32 R4 LA (see [A2000-69](#) s 29)  
 renum as s 4 R10 LA (see [A2004-13](#) amdt 2.43)  
 sub [A2005-54](#) amdt 1.112  
 am [A2023-55](#) s 51

#### **Compliance with electrical wiring rules**

s 5 hdg sub [A2018-4](#) s 8  
 s 5 orig s 5 renum as s 4  
 (prev s 5A) ins [A1994-52](#) s 6  
 renum as s 5 [A1994-52](#) s 48  
 am [A2000-69](#) s 5; [A2001-44](#) amdts 1.1406-1.1410  
 om [A2004-13](#) amdt 2.24  
 pres s 5 (prev s 33A) ins [A1998-51](#) s 5  
 renum as s 33 R4 LA (see [A2000-69](#) s 29)  
 am [A2004-13](#) amdt 2.26  
 renum as s 5 R10 LA (see [A2004-13](#) amdt 2.43)  
 sub [A2005-54](#) amdt 1.112  
 am [A2018-4](#) s 9

#### **Constitution of board**

s 5A renum as s 5

#### **Chairperson and deputy chairperson of board**

s 5B renum as s 6

#### **Term of office**

s 5C renum as s 7

#### **Resignation**

s 5D renum as s 8

#### **Functions of board**

s 5E renum as s 9

#### **Powers of board**

s 5F renum as s 10

#### **Delegation**

s 5G renum as s 11

#### **Recommendations to Minister**

s 5H renum as s 12

#### **Deputies**

s 5J renum as s 13

#### **Remuneration and allowances**

s 5K renum as s 14

#### **Staff**

s 5L renum as s 15 and then s 14

## Endnotes

### 4 Amendment history

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#### **Meetings of board**

s 5M renum as s 16 and then s 15

#### **Quorum**

s 5N renum as s 17 and then s 16

#### **Voting**

s 5P renum as s 18 and then s 17

#### **Board may determine procedure**

s 5Q renum as s 19 and then s 18

#### **Courses, examinations etc**

s 5R renum as s 20 and then s 19

#### **Testing and reporting of electrical work**

s 6  
orig s 6 renum as s 21 and then s 20  
(prev s 5B) ins [A1994-52](#) s 6  
renum as s 6 [A1994-52](#) s 48  
om [A2004-13](#) amdt 2.24  
pres s 6 (prev s 33B) ins [A1998-51](#) s 5  
am [A2001-44](#) amdt 1.1413  
renum as s 34 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.27, amdt 2.28, amdt 2.39,  
amdt 2.40  
renum as s 6 R10 LA (see [A2004-13](#) amdt 2.43)  
sub [A2005-54](#) amdt 1.112  
am [A2016-24](#) s 8; [A2018-4](#) s 10; [A2023-55](#) s 52

#### **Exemption from s 5 and s 6**

s 7  
orig s 7 renum as s 22 and then s 21  
(prev s 5C) ins [A1994-52](#) s 6  
renum as s 7 [A1994-52](#) s 48  
om [A2004-13](#) amdt 2.24  
pres s 7 (prev s 33C) ins [A1998-51](#) s 5  
renum as s 35 R4 LA (see [A2000-69](#) s 29)  
renum as s 7 R10 LA (see [A2004-13](#) amdt 2.43)  
om [A2005-54](#) amdt 1.112

#### **Directions to rectify unsafe installations**

s 8  
orig s 8 renum as s 23 and then s 22  
(prev s 5D) ins [A1994-52](#) s 6  
renum as s 8 [A1994-52](#) s 48  
om [A2004-13](#) amdt 2.24  
pres s 8 (prev s 33D) ins [A2000-69](#) s 9  
renum as s 36 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.29  
renum as s 8 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2005-54](#) amdt 1.113; [A2014-2](#) s 23, s 24; ss renum  
R23 LA

**Electrical wiring work and electrical installations—energy efficiency**div 2.2 hdg ins [A2014-10](#) s 26**Offences—energy efficiency requirements for electrical wiring work and electrical installations**s 8A ins [A2014-10](#) s 26**Prescribed articles of electrical equipment**

pt 3 hdg orig pt 3 hdg renum as pt 4 hdg  
 prev pt 3 hdg (prev pt 2 hdg) renum [A1994-52](#) s 48  
 om [A2004-13](#) amdt 2.24  
 pres pt 3 hdg (prev pt 7 hdg) sub [Ord1985-20](#) s 4;  
[A2000-69](#) s 11  
 renum as pt 3 hdg R10 LA (see [A2004-13](#) amdt 2.43)

**Preliminary**

div 3.1 hdg (prev pt 7 div 1 hdg) ins [Ord1985-20](#) s 4  
 renum as div 7.1 hdg R4 LA (see [A2000-69](#) s 29)  
 renum as div 3.1 hdg R10 LA (see [A2004-13](#) amdt 2.43)

**Definitions for pt 3**

s 9 hdg (prev s 32 hdg) renum as s 60 hdg [A1994-52](#) s 48  
 sub [A2000-69](#) s 12  
 renum as s 63 hdg R4 LA (see [A2000-69](#) s 29)  
 renum as s 9 hdg R10 LA (see [A2004-13](#) amdt 2.43)

s 9 orig s 9 renum as s 24 and then s 23  
 (prev s 5E) ins [A1994-52](#) s 6  
 renum as s 9 [A1994-52](#) s 48  
 om [A2004-13](#) amdt 2.24  
 pres s 9 (prev s 32) sub [Ord1985-20](#) s 4  
 am [Ord1989-38](#) sch 1; [A1994-52](#) s 31  
 renum as s 60 [A1994-52](#) s 48  
 am [A1995-46](#) sch; [A2000-69](#) s 12; [A2001-44](#)  
 amdt 1.1420, amdt 1.1421  
 renum as s 63 R4 LA (see [A2000-69](#) s 29)  
 renum as s 9 R10 LA (see [A2004-13](#) amdt 2.43)  
 def **approved first seller** sub [A2014-10](#) s 27  
 def **declaration of compliance** am [A2023-4](#) amdt 1.1  
 def **relevant safety standard** sub [A2006-15](#) amdt 1.24

**Declaration of corresponding law**

s 10 orig s 10 renum as s 25 and then s 24  
 (prev s 5F) ins [A1994-52](#) s 6  
 renum as s 10 [A1994-52](#) s 48  
 om [A2004-13](#) amdt 2.24  
 pres s 10 (prev s 32B) ins [Ord1985-20](#) s 4  
 renum as s 62 [A1994-52](#) s 48  
 am [A2001-44](#) amdt 1.1422-1.1424  
 renum as s 64 R4 LA (see [A2000-69](#) s 29)  
 renum as s 10 R10 LA (see [A2004-13](#) amdt 2.43)

## Endnotes

### 4 Amendment history

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am [A2012-21](#) amdt 3.58

#### **Persons who may carry out incidental electrical work**

s 10A renum as s 26 and then s 25

#### **Regulation of dealings**

div 3.2 hdg (prev pt 7 div 2 hdg) ins [Ord1985-20](#) s 4  
sub [A2000-69](#) s 14  
renum as div 7.2 hdg R4 LA (see [A2000-69](#) s 29)  
renum as div 3.2 hdg R10 LA (see [A2004-13](#) amdt 2.43)

#### **Meaning of prescribed article of electrical equipment**

s 11 orig s 11 renum as s 27 and then s 26  
(prev s 5G) ins [A1994-52](#) s 6  
renum as s 11 [A1994-52](#) s 48  
om [A2004-13](#) amdt 2.24  
pres s 11 (prev s 32D) ins [Ord1985-20](#) s 4  
renum as s 64 [A1994-52](#) s 48  
am [A2000-69](#) sch 1; [A2001-44](#) amdts 1.425-1.428  
renum as s 65 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.41, amdt 2.42  
renum as s 11 R10 LA (see [A2004-13](#) amdt 2.43)  
sub [A2006-15](#) amdt 1.25

#### **Declaration of prescribed articles of electrical equipment**

s 11A ins [A2006-15](#) amdt 1.25  
am [A2014-10](#) s 28, s 41; ss renum R24 LA; [A2023-4](#)  
amdt 1.2

#### **Declaration of articles not prescribed articles of electrical equipment**

s 11B ins [A2006-15](#) amdt 1.25  
am [A2014-10](#) s 41

#### **Sale or installation of prescribed articles**

s 12 hdg (prev s 32E hdg) renum as s 65 hdg [A1994-52](#) s 48  
sub [A2000-69](#) s 16  
renum as s 66 hdg R4 LA (see [A2000-69](#) s 29)  
renum as s 12 hdg R10 LA (see [A2004-13](#) amdt 2.43)  
s 12 orig s 12 renum as s 28 and then s 27  
(prev s 5H) ins [A1994-52](#) s 6  
renum as s 12 [A1994-52](#) s 48  
am [A2002-11](#) amdt 2.37  
om [A2004-13](#) amdt 2.24  
pres s 12 (prev s 32E) ins [Ord1985-20](#) s 4  
am [Ord1987-5](#) s 4, sch  
renum as s 65 [A1994-52](#) s 48  
am [A1994-81](#) sch; [A2000-69](#) s 16  
renum as s 66 R4 LA (see [A2000-69](#) s 29)  
renum as s 12 R10 LA (see [A2004-13](#) amdt 2.43)  
sub [A2005-54](#) amdt 1.114

am [A2014-10](#) s 29, s 30

**Sale or installation of noncomplying prescribed articles**

s 13 hdg (prev s 32F hdg) renum as s 66 hdg [A1994-52](#) s 48  
 sub [A2000-69](#) s 17  
 renum as s 67 hdg R4 LA (see [A2000-69](#) s 29)  
 renum as s 13 hdg R10 LA (see [A2004-13](#) amdt 2.43)  
 s 13 orig s 13 renum as s 29 and then s 28  
 (prev s 5J) ins [A1994-52](#) s 6  
 renum as s 13 [A1994-52](#) s 48  
 om [A2004-13](#) amdt 2.24  
 pres s 13 (prev s 32F) ins [Ord1985-20](#) s 4  
 am [Ord1987-5](#) s 5  
 renum as s 66 [A1994-52](#) s 48  
 am [A1994-81](#) sch; [A2000-69](#) s 17  
 renum as s 67 R4 LA (see [A2000-69](#) s 29)  
 renum as s 13 R10 LA (see [A2004-13](#) amdt 2.43)  
 sub [A2005-54](#) amdt 1.114

**Carrying out of electrical wiring work by holder of electrician's permit, grade A**

s 13A renum as s 30 and then s 29

**Carrying out of incidental electrical work by holder of restricted electrical licence**

s 13B renum as s 31 and then s 30

**Carrying out of incidental electrical work by holder of restricted electrical permit**

s 13C renum as s 32 and then s 31

**Registration as approved first seller**

s 14 orig s 14 renum as s 33 and then s 32  
 (prev s 5K) ins [A1994-52](#) s 6  
 renum as s 14 [A1994-52](#) s 48  
 om [A1997-41](#) sch 1  
 prev s 14 (prev s 5L) ins [A1994-52](#) s 6  
 renum as s 15 [A1994-52](#) s 48  
 sub [A2000-69](#) s 6  
 renum as s 14 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.24  
 pres s 14 (prev s 32G) ins [Ord1985-20](#) s 4  
 am [Ord1987-5](#) s 6, sch; [Ord1988-31](#) sch; [A1994-52](#) sch  
 renum as s 67 [A1994-52](#) s 48  
 am [A1994-81](#) sch; [A2000-69](#) sch 1; [A2001-44](#)  
 amdt 1.1429, amdt 1.1430  
 renum as s 68 R4 LA (see [A2000-69](#) s 29)  
 am [A2004-13](#) amdt 2.39, amdt 2.40  
 renum as s 14 R10 LA (see [A2004-13](#) amdt 2.43)

## Endnotes

### 4 Amendment history

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am [A2005-54](#) amdt 1.115; [A2009-49](#) amdt 3.54;  
[A2012-21](#) amdt 3.68  
om [A2014-10](#) s 31

#### **Application for registration of declaration of compliance**

s 15 orig s 15 renum as s 34 and then s 37  
(prev s 5L) renum as s 15 and then s 14  
(prev s 5M) ins [A1994-52](#) s 6  
renum as s 16 [A1994-52](#) s 48  
renum as s 15 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.24  
pres s 15 (prev s 32H) ins [Ord1985-20](#) s 4  
renum as s 68 [A1994-52](#) s 48  
am [A2000-69](#) sch 1; [A2001-44](#) amdts 1.1431-1.1436  
renum as s 69 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.39, amdt 2.40  
renum as s 15 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2012-21](#) amdt 3.68  
om [A2014-10](#) s 31

#### **Registration of declaration of compliance**

s 16 orig s 16 renum as s 35 and then s 38  
(prev s 5M) renum as s 16 and then s 15  
(prev s 5N) ins [A1994-52](#) s 6  
renum as s 17 [A1994-52](#) s 48  
renum as s 16 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.24  
pres s 16 (prev s 32J) ins [Ord1985-20](#) s 4  
renum as s 69 [A1994-52](#) s 48  
am [A2000-69](#) sch 1; [A2001-44](#) amdts 1.1437-1.1439  
renum as s 70 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.39, amdt 2.40  
renum as s 16 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2012-21](#) amdt 3.60, amdt 3.61  
om [A2014-10](#) s 31

#### **Grant of electrical contractor's licence—partnership**

s 16A renum as s 36 and then s 39

#### **Whether persons fit and proper**

s 16B renum as s 37 and then s 40

#### **Public liability insurance**

s 16C renum as s 38 and then s 41

**Suspension or cancellation of registration of declaration of compliance**

s 17 orig s 17 renum as s 39 and then s 42  
 (prev s 5N) renum as s 17 and then s 16  
 (prev s 5P) ins [A1994-52](#) s 6  
 renum as s 18 [A1994-52](#) s 48  
 renum as s 17 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.24  
 pres s 17 (prev s 32K) ins [Ord1985-20](#) s 4  
 am [Ord1988-31](#) sch  
 renum as s 70 [A1994-52](#) s 48  
 am [A2000-69](#) sch 1; [A2001-44](#) amdt 1.1440  
 renum as s 71 R4 LA (see [A2000-69](#) s 29)  
 am [A2004-13](#) amdt 2.39, amdt 2.40  
 renum as s 17 R10 LA (see [A2004-13](#) amdt 2.43)  
 am [A2012-21](#) amdt 3.68  
 om [A2014-10](#) s 31

**Transfer of registration of declaration of compliance**

s 18 orig s 18 renum as 40 and then s 43  
 (prev s 5P) renum as s 18 and then s 17  
 (prev s 5Q) ins [A1994-52](#) s 6  
 renum as s 19 [A1994-52](#) s 48  
 renum as s 18 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.24  
 pres s 18 (prev s 32L) ins [Ord1985-20](#) s 4  
 renum as s 71 [A1994-52](#) s 48  
 am [A2000-69](#) sch 1; [A2001-44](#) amdt 1.1441, amdt 1.1442  
 renum as s 72 R4 LA (see [A2000-69](#) s 29)  
 am [A2004-13](#) amdt 2.39  
 renum as s 18 R10 LA (see [A2004-13](#) amdt 2.43)  
 am [A2012-21](#) amdt 3.68  
 om [A2014-10](#) s 31

**Safety registration mark**

s 19 orig s 19 renum as s 41 and then s 44  
 (prev s 5Q) renum as s 19 and then s 18  
 (prev s 5R) ins [A1994-52](#) s 6  
 renum as s 20 [A1994-52](#) s 48  
 am [A2001-44](#) amdt 1.1411, amdt 1.1412  
 renum as s 19 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.24  
 pres s 19 (prev s 32M) ins [Ord1985-20](#) s 4  
 am [Ord1987-5](#) s 7, sch  
 renum as s 72 [A1994-52](#) s 48  
 am [A1994-81](#) sch  
 renum as s 73 R4 LA (see [A2000-69](#) s 29)  
 renum as s 19 R10 LA (see [A2004-13](#) amdt 2.43)

## Endnotes

### 4 Amendment history

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am [A2005-54](#) amdt 1.116; [A2012-21](#) amdt 3.68  
om [A2014-10](#) s 31

#### **Approved testing laboratories**

s 20 orig s 20 renum as s 42 and then s 45  
(prev s 5R) renum as s 20 and then s 19  
(prev s 6) renum as s 21 [A1994-52](#) s 48  
sub [A2000-69](#) s 7  
renum as s 20 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.24  
pres s 20 (prev s 32N) ins [Ord1985-20](#) s 4  
renum as s 73 [A1994-52](#) s 48  
am [A2000-69](#) sch 1  
renum as s 74 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.41, amdt 2.42  
renum as s 20 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2012-21](#) amdt 3.68; [A2014-10](#) s 32, s 41; [A2023-4](#)  
amdt 1.3

#### **Restricted electrical permit**

s 20A renum as s 43 and then s 46

#### **Licensing etc under mutual recognition principles**

s 20B renum as s 44 and then s 47

#### **Application for licence**

s 20C renum as s 45 and then s 48

#### **Further information**

s 20D renum as s 46 and then s 49

#### **Registers**

s 21 orig s 21 renum as s 47 and then s 50  
(prev s 6) renum as s 21 and then s 20  
(prev s 7) renum as s 22 [A1994-52](#) s 48  
renum as s 21 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.24  
pres s 21 (prev s 32P) ins [Ord1985-20](#) s 4  
renum as s 74 [A1994-52](#) s 48  
am [A2000-69](#) sch 1; [A2001-44](#) amdts 1.1443-1.1445  
renum as s 75 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.39, amdt 2.40  
renum as s 21 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2006-15](#) amdt 1.26; [A2012-21](#) amdt 3.62,  
amdt 3.68; [A2014-10](#) s 33; pars renum R24 LA

**Examination and testing of articles**

s 22 orig s 22 renum as s 48 and then s 51  
 (prev s 7) renum as s 22 and then s 21  
 (prev s 8) am [A1994-52](#) s 7  
 renum as s 23 [A1994-52](#) s 48  
 renum as s 22 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.24  
 pres s 22 (prev s 32Q) ins [Ord1985-20](#) s 4  
 am [Ord1987-5](#) s 8, sch  
 renum as s 75 [A1994-52](#) s 48  
 am [A1994-81](#) sch; [A2000-69](#) sch 1  
 renum as s 76 R4 LA (see [A2000-69](#) s 29)  
 am [A2004-13](#) amdt 2.39, amdt 2.40  
 renum as s 22 R10 LA (see [A2004-13](#) amdt 2.43)  
 am [A2005-54](#) amdt 1.117; [A2023-4](#) amdt 1.4

**Skills etc of applicants**

s 22A renum as s 49 and then s 52

**Licence conditions**

s 22B renum as s 50 and then s 53

**Imposition of conditions imposed under foreign law**

s 22C renum as s 51 and then s 54

**Miscellaneous**

div 3.3 hdg (prev pt 7 div 4 hdg) ins [Ord1985-20](#) s 4  
 renum as pt 7 div 3 hdg [A2000-69](#) s 20  
 renum as div 7.3 hdg R4 LA (see [A2000-79](#) s 29)  
 renum as div 3.3 hdg R10 LA (see [A2004-13](#) amdt 2.43)

**False representation**

s 23 orig s 23 om [A1994-52](#) s 20  
 (prev s 8) renum as s 23 and then s 22  
 (prev s 9) am [A1994-52](#) s 8, sch  
 renum as s 24 [A1994-52](#) s 48  
 am [A1994-81](#) sch  
 renum as s 23 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.25  
 pres s 23 (prev s 32ZF) ins [Ord1985-20](#) s 4  
 am [Ord1987-5](#) sch  
 renum as s 87 [A1994-52](#) s 48  
 am [A1994-81](#) sch  
 renum as s 76 [A2000-69](#) s 20  
 renum as s 77 R4 LA (see [A2000-69](#) s 29)  
 renum as s 23 R10 LA (see [A2004-13](#) amdt 2.43)  
 sub [A2005-54](#) amdt 1.118  
 am [A2023-4](#) amdt 1.5

## Endnotes

### 4 Amendment history

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#### **Evidence of registration of declaration of compliance**

s 24 orig s 24 renum as s 52 and then s 55  
(prev s 9) renum as s 24 and then s 23  
(prev s 10) am [A1994-52](#) s 9, sch  
renum as s 25 [A1994-52](#) s 48  
am [A1994-81](#) sch; [A1999-53](#) s 5  
renum as s 24 R4 LA (see [A2000-69](#) s 29)  
am [A2003-37](#) amdt 2.7  
om [A2004-13](#) amdt 2.25  
pres s 24 (prev s 32ZG) ins [Ord1985-20](#) s 4  
renum as s 88 [A1994-52](#) s 48  
am [A2000-69](#) s 21  
renum as s 77 [A2000-69](#) s 21  
renum as s 78 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.39  
renum as s 24 R10 LA (see [A2004-13](#) amdt 2.43)

#### **Non-prescribed articles of electrical equipment**

pt 4 hdg orig pt 4 hdg renum as pt 5 hdg  
prev pt 4 hdg (prev pt 3 hdg) renum as pt 2 hdg  
pres pt 4 hdg (prev pt 7A hdg) ins [A2000-69](#) s 23  
renum as pt 8 hdg R4 LA (see [A2000-69](#) s 29)  
renum as pt 4 hdg R10 LA (see [A2004-13](#) amdt 2.43)

#### **Articles to which pt 4 applies**

s 25 orig s 25 renum as s 53 and then s 56  
(prev s 10) renum as s 25 and then s 24  
(prev s 10A) ins [A1994-52](#) s 10  
renum as s 26 [A1994-52](#) s 48  
am [A1998-54](#) sch  
renum as s 25 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.25  
pres s 25 (prev s 78) ins [A2000-69](#) s 23  
renum as s 79 R4 LA (see [A2000-69](#) s 29)  
renum as s 25 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2012-32](#) s 38, s 39

#### **Minimum safety standards**

s 26 orig s 26 renum as s 54 and then s 57  
(prev s 10A) renum as s 26 and then s 25  
(prev s 11) am [A1994-52](#) s 11, sch  
renum as s 27 [A1994-52](#) s 48  
am [A1994-81](#) sch  
renum as s 26 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.25  
pres s 26 (prev s 79) ins [A2000-69](#) s 23  
renum as s 80 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.31

renum as s 26 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2005-54](#) amdt 1.119

#### **Offences—energy efficiency requirements for non-prescribed articles of electrical equipment**

s 27 orig s 27 renum as s 55 and then s 58  
(prev s 11) renum as s 27 and then s 26  
(prev s 12) am [Ord1972-27](#) s 2; [A1994-52](#) sch  
renum as s 28 [A1994-52](#) s 48  
am [A1994-81](#) sch  
renum as s 27 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.25  
pres s 27 (prev s 79A) ins [A2000-69](#) s 23  
renum as s 81 R4 LA (see [A2000-69](#) s 29)  
renum as s 27 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2005-54](#) amdt 1.120, amdt 1.121  
sub [A2014-2](#) s 25

#### **Cancellation of licence on basis of action under foreign law**

s 27A renum as s 56 and then s 59

#### **Defective articles of electrical equipment**

pt 5 hdg orig pt 5 hdg renum as pt 6 hdg  
prev pt 5 hdg (prev pt 4 hdg) am [A1994-52](#) s 14  
renum as pt 5 hdg [A1994-52](#) s 48  
om [A2004-13](#) amdt 2.30  
pres pt 5 hdg (prev pt 7B hdg) ins [A2000-69](#) s 23  
renum as pt 9 hdg R4 LA (see [A2000-69](#) s 29)  
renum as pt 5 hdg R10 LA (see [A2004-13](#) amdt 2.43)

#### **Prohibited articles**

s 28 orig s 28 renum as s 57 and then s 60  
(prev s 12) renum as s 28 and then s 27  
(prev s 13) am [Ord1972-27](#) s 3; [A1994-52](#) s 12, sch  
renum as s 29 [A1994-52](#) s 48  
am [A1994-81](#) sch  
renum as s 28 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.25  
pres s 28 (prev s 80) ins [A2000-69](#) s 23  
am [A2001-44](#) amdt 1.1446, amdt 1.1447  
renum as s 82 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.41  
renum as s 28 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2009-20](#) amdt 3.65; [A2012-21](#) amdt 3.63; [A2014-10](#)  
s 41; [A2015-33](#) amdt 1.65

#### **Sale or installation of prohibited articles**

s 29 orig s 29 renum as s 58 and then s 61  
(prev s 13) renum as s 29 and then s 28  
(prev s 13A) ins [A1994-52](#) s 13

## Endnotes

### 4 Amendment history

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renum as s 30 [A1994-52](#) s 48  
am [A1998-54](#) sch  
renum as s 29 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.25  
pres s 29 (prev s 81) ins [A2000-69](#) s 23  
renum as s 83 R4 LA (see [A2000-69](#) s 29)  
renum as s 29 R10 LA (see [A2004-13](#) amdt 2.43)  
sub [A2005-54](#) amdt 1.122

#### Directions about unsafe articles

s 30 orig s 30 renum as s 59 and then s 62  
(prev s 13A) renum as s 30 and then s 29  
(prev s 13B) ins [A1994-52](#) s 13  
renum as s 31 [A1994-52](#) s 48  
am [A1998-54](#) sch  
renum as s 30 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.25  
pres s 30 (prev s 82) ins [A2000-69](#) s 23  
renum as s 84 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.41, amdt 2.42  
renum as s 30 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2005-54](#) amdt 1.123; [A2012-21](#) amdt 3.64; ;  
[A2014-10](#) s 34, s 41

#### Publication of safety warnings

s 31 orig s 31 am [Ord1985-67](#) sch pt 1  
om [A1994-52](#) s 30  
(prev s 13B) renum as s 31 and then s 30  
(prev s 13C) ins [A1994-52](#) s 13  
renum as s 32 [A1994-52](#) s 48  
am [A1998-54](#) sch  
renum as s 31 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.25  
pres s 31 (prev s 83) ins [A2000-69](#) s 23  
renum as s 85 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.41  
renum as s 31 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2007-39](#) amdt 3.35; [A2014-10](#) s 41

#### Serious electrical accidents

pt 6 hdg orig pt 6 hdg om [A1994-52](#) s 30  
prev pt 6 hdg (prev pt 5 hdg) am [A1994-52](#) s 24  
renum [A1994-52](#) s 48  
om [A2004-13](#) amdt 2.30  
pres pt 6 hdg (prev pt 7C hdg) ins [A2000-69](#) s 23  
renum as pt 10 hdg R4 LA (see [A2000-69](#) s 29)  
renum as pt 6 hdg R10 LA (see [A2004-13](#) amdt 2.43)

#### Definitions for pt 6

s 32 orig s 32 renum as s 60 and then s 63  
(prev s 13C) renum as s 32 and then s 31  
(prev s 14) renum as s 33 and then s 32 and then s 4  
pres s 32 (prev s 84) ins [A2000-69](#) s 23  
renum as s 86 R4 LA (see [A2000-69](#) s 29)  
renum as s 32 R10 LA (see [A2004-13](#) amdt 2.43)

**Application of part**

s 32A renum as s 61

**Declaration of corresponding law**

s 32B renum as s 62 and then s 64 and then s 10

**Prohibition of sale, installation or regulation of articles of electrical equipment**

s 32C renum as s 63

**Prescribed articles of electrical equipment**

s 32D renum as s 64 and then s 65 and then s 11

**Sale, installation etc of prescribed articles**

s 32E renum as s 65 and then s 66 and then s 12

**Sale etc of articles not complying with standards**

s 32F renum as s 66 and then s 67 and then s 13

**Registration as approved first seller**

s 32G renum as s 67 and then s 68 and then s 14

**Application for registration of declaration of compliance**

s 32H renum as s 68 and then s 69 and then s 15

**Registration of declaration of compliance**

s 32J renum as s 69 and then s 70 and then s 16

**Suspension or cancellation of registration of declaration of compliance**

s 32K renum as s 70 and then s 71 and then s 17

**Transfer of registration of declaration of compliance**

s 32L renum as s 71 and then s 72 and then s 18

**Safety registration mark**

s 32M renum as s 72 and then s 73 and then s 19

**Approved testing laboratories**

s 32N renum as s 73 and then s 74 and then s 20

**Registers**

s 32P renum as s 74 and then s 75 and then s 21

**Examination and testing of articles**

s 32Q renum as s 75 and then s 76 and then s 22

## Endnotes

4 Amendment history

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### Unsafe articles

s 32R renum as s 76

### Public statements by authority

s 32S renum as s 77

### Inspectors

s 32T renum as s 78

### Return of identity card

s 32U renum as s 79

### Powers of inspectors

s 32V renum as s 80

### Interpretation

s 32W renum as s 81

### Entry and search etc

s 32X renum as s 82

### Publication of safety warnings

s 32XA renum as s 83

### Search warrants

s 32Y renum as s 84

### Search warrants may be granted by telephone

s 32Z ins [Ord1985-20](#) s 4  
om [Ord1987-5](#) s 14

### Entry etc in emergencies

32ZA ins [Ord1985-20](#) s 4  
om [Ord1987-5](#) s 14

### Obstruction of inspectors

s 32ZB renum as s 85

### Review of inspector's direction

s 32ZC renum as s 86

### Review by administrative appeals tribunal

s 32ZD ins [Ord1985-20](#) s 4  
am [Ord1987-5](#) s 16  
om [A1994-52](#) s 32

### Notifications of decisions

s 32ZE ins [Ord1985-20](#) s 4  
am [Ord1989-38](#) sch 1  
om [A1994-52](#) s 32

### False representation

s 32ZF renum as s 87 and then s 76 and then s 77 and then s 23

**Evidence of registration of declaration of compliance**

s 32ZG renum as s 88 and then s 77 and then s 78 and then s 24

**Service of documents**

s 32ZH renum as s 89

**Determination of fees**

s 32ZJ ins [Ord1985-20](#) s 4  
om [A1994-52](#) s 32

**Reporting by occupiers and electrical contractors**

s 33 orig s 33 renum as s 90  
(prev s 14) renum as s 33 and then s 32 and then s 4  
(prev s 33A) renum as s 33 and then s 5  
pres s 33 (prev s 85) ins [A2000-69](#) s 23  
renum as s 87 R4 LA (see [A2000-69](#) s 29)  
renum as s 33 R10 LA (see [A2004-13](#) amdt 2.43)  
sub [A2005-54](#) amdt 1.124

**Compliance with Australian Standard 3000**

s 33A renum as s 33 and then s 5

**Testing and reporting of electrical work**

s 33B renum as s 34 and then s 6

**Exemption from s 33 and s 34**

s 33C renum as s 35 and then s 7

**Directions to rectify unsafe installations**

s 33D renum as s 36 and then s 8

**Reporting by electricity distributor**

s 34 orig s 34 renum as s 91  
(prev s 15) renum as s 34 and then s 37  
(prev s 33B) renum as s 34 and then s 6  
pres s 34 (prev s 86) ins [A2000-69](#) s 23  
renum as s 88 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.39  
renum as s 34 R10 LA (see [A2004-13](#) amdt 2.43)  
sub [A2005-54](#) amdt 1.124  
am [A2013-31](#) s 75

**Interference with site of serious electrical accident**

s 35 orig s 35 renum as s 92  
(prev s 16) renum as s 35 and then s 38  
(prev s 33C) renum as s 35 and then s 7  
pres s 35 (prev s 87) ins [A2000-69](#) s 23  
renum as s 89 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.39  
renum as s 35 R10 LA (see [A2004-13](#) amdt 2.43)  
sub [A2005-54](#) amdt 1.124

## Endnotes

### 4 Amendment history

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am [A2012-21](#) amdt 3.65; [A2016-33](#) amdt 1.17

#### **Publication of report of serious electrical accident**

s 36 orig s 36 renum as s 93  
(prev s 16A) renum as s 36 and then s 39  
(prev s 33D) renum as s 36 and then s 8  
pres s 36 (prev s 88) ins [A2000-69](#) s 23  
renum as s 90 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.41  
renum as s 36 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2007-39](#) amdt 3.36; [A2014-10](#) s 41

#### **Review of decisions**

s 36AA renum as s 94 and then s 119 and then s 61

#### **Notifications of decisions**

s 36AB renum as s 95 and then s 120 and then s 62

#### **Conduct of directors, servants and agents**

s 36A renum as s 96 and then s 121

#### **Enforcement**

pt 7 hdg orig pt 7 hdg renum as pt 3 hdg  
(prev pt 7D hdg) ins [A2000-69](#) s 23  
renum as pt 11 hdg R4 LA (see [A2000-69](#) s 29)  
renum as pt 7 hdg R10 LA (see [A2004-13](#) amdt 2.43)

#### **General**

div 7.1 hdg prev div 7.1 hdg renum as div 3.1 hdg  
(prev pt 7D div 1 hdg) ins [A2000-69](#) s 23  
renum as div 11.1 hdg R4 LA (see [A2000-69](#) s 29)  
renum as div 7.1 hdg R10 LA (see [A2004-13](#) amdt 2.43)

#### **Definition of *business premises***

s 37 orig s 37 renum as s 97 and then s 122  
(prev s 16B) renum as s 37 and then s 40  
(prev s 15) am [Ord1972-27](#) s 4  
sub [A1994-52](#) s 15  
renum as s 34 [A1994-52](#) s 48  
am [A2000-69](#) sch 1  
renum as s 37 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.30  
pres s 37 (prev s 89) ins [A2000-69](#) s 23  
renum as s 91 R4 LA (see [A2000-69](#) s 29)  
renum as s 37 R10 LA (see [A2004-13](#) amdt 2.43)

**Things connected with offences**

s 38 orig s 38 renum as s 98 and then s 123  
 (prev s 16C) renum as s 38 and then s 41  
 (prev s 16) sub [A1994-52](#) s 15  
 renum as s 35 [A1994-52](#) s 48  
 renum as s 38 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.30  
 pres s 38 (prev s 89A) ins [A2000-69](#) s 23  
 renum as s 92 R4 LA (see [A2000-69](#) s 29)  
 renum as s 38 R10 LA (see [A2004-13](#) amdt 2.43)

**Construction occupations registrar may require information and documents**

s 39 hdg (prev s 93 hdg) am [A2004-13](#) amdt 2.41  
 renum as s 39 hdg R10 LA (see [A2004-13](#) amdt 2.43)  
 am [A2014-10](#) s 41

s 39 orig s 39 renum as s 99 and then s 124  
 (prev s 17) renum as s 39 and then s 42  
 (prev s 16A) ins [A1994-52](#) s 15  
 renum as s 36 [A1994-52](#) s 48  
 renum as s 39 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.30  
 pres s 39 (prev s 89B) ins [A2000-69](#) s 23  
 renum as s 93 R4 LA (see [A2000-69](#) s 29)  
 am [A2004-13](#) amdt 2.41, amdt 2.42  
 renum as s 39 R10 LA (see [A2004-13](#) amdt 2.43)  
 am [A2014-10](#) s 35, s 41

**Contravention of requirement by construction occupations registrar**

s 40 hdg (prev s 94 hdg) am [A2004-13](#) amdt 2.41  
 renum as s 40 hdg R10 LA (see [A2004-13](#) amdt 2.43)  
 am [A2014-10](#) s 41

s 40 orig s 40 renum as s 100 and then s 125  
 (prev s 18) renum as s 40 and then s 43  
 (prev s 16B) ins [A1994-52](#) s 15  
 renum as s 37 [A1994-52](#) s 48  
 renum as s 40 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.30  
 pres s 40 (prev s 89C) ins [A2000-69](#) s 23  
 renum as s 94 R4 LA (see [A2000-69](#) s 29)  
 renum as s 40 R10 LA (see [A2004-13](#) amdt 2.43)  
 sub [A2005-54](#) amdt 1.125  
 am [A2014-10](#) s 41

## Endnotes

### 4 Amendment history

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#### **Appointment of inspectors**

s 41 orig s 41 renum as s 101 and then s 126  
(prev s 19) renum as s 41 and then s 44  
(prev s 16C) ins [A1994-52](#) s 15  
renum as s 38 [A1994-52](#) s 48  
renum as s 41 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.30  
pres s 41 (prev s 89D) ins [A2000-69](#) s 23  
am [A2001-44](#) amdt 1.448  
renum as s 95 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.39, amdt 2.40  
renum as s 41 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2007-39](#) amdt 3.37

#### **Identity cards**

s 42 orig s 42 renum as s 102 and then s 127  
(prev s 20) renum as s 42 and then s 45  
(prev s 17) am [A1994-52](#) s 16, sch  
renum as s 39 [A1994-52](#) s 48  
renum as s 42 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.30  
pres s 42 (prev s 89E) ins [A2000-69](#) s 23  
renum as s 96 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.39  
renum as s 42 R10 LA (see [A2004-13](#) amdt 2.43)  
sub [A2005-54](#) amdt 1.126  
(5)-(7) exp 24 November 2005 (s 42 (7))

#### **Inspectors' powers**

div 7.2 hdg prev div 7.2 hdg renum as div 3.2 hdg  
(prev pt 7D div 2 hdg) ins [A2000-69](#) s 23  
renum as div 11.2 hdg R4 LA (see [A2000-69](#) s 29)  
renum as div 7.2 hdg R10 LA (see [A2004-13](#) amdt 2.43)

#### **General power to enter premises**

s 43 orig s 43 renum as s 103  
(prev s 20A) renum as s 43 and then s 46  
(prev s 18) am [Ord1978-46](#) sch 2; [A1994-52](#) sch  
renum as s 40 [A1994-52](#) s 48  
sub [A2000-69](#) s 10  
renum as s 43 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.30  
pres s 43 (prev s 89F) ins [A2000-69](#) s 23  
renum as s 97 R4 LA (see [A2000-69](#) s 29)  
renum as s 43 R10 LA (see [A2004-13](#) amdt 2.43)

#### **Approved forms**

s 43AA renum as s 104 and then s 129 and then s 65

**Payment of fees**

s 43A renum as s 105

**Production of identity card**

s 44 orig s 44 renum as s 106  
 (prev s 20B) renum as s 44 and then s 47  
 (prev s 19) sub [A1994-52](#) s 17  
 renum as s 41 [A1994-52](#) s 48  
 renum as s 44 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.30  
 pres s 44 (prev s 89G) ins [A2000-69](#) s 23  
 renum as s 98 R4 LA (see [A2000-69](#) s 29)  
 renum as s 44 R10 LA (see [A2004-13](#) amdt 2.43)

**Consent to entry**

s 45 (prev s 20C) renum as s 45 and then s 48  
 (prev s 20) sub [A1994-52](#) s 17  
 renum as s 42 [A1994-52](#) s 48  
 renum as s 45 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.30  
 pres s 45 (prev s 89H) ins [A2000-69](#) s 23  
 renum as s 99 R4 LA (see [A2000-69](#) s 29)  
 renum as s 45 R10 LA (see [A2004-13](#) amdt 2.43)

**Warrants**

s 46 (prev s 20D) renum as s 46 and then s 49  
 (prev s 20A) ins [A1994-52](#) s 17  
 renum as s 43 [A1994-52](#) s 48  
 am [A2000-69](#) sch 1  
 renum as s 46 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.30  
 pres s 46 (prev s 89J) ins [A2000-69](#) s 23  
 renum as s 100 R4 LA (see [A2000-69](#) s 29)  
 renum as s 46 R10 LA (see [A2004-13](#) amdt 2.43)

**Warrants—application made other than in person**

s 47 (prev s 21) renum as s 47 and then s 50  
 (prev s 20B) ins [A1994-52](#) s 17  
 renum as s 44 [A1994-52](#) s 48  
 renum as s 47 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.30  
 pres s 47 (prev s 89K) ins [A2000-69](#) s 23  
 renum as s 101 R4 LA (see [A2000-69](#) s 29)  
 renum as s 47 R10 LA (see [A2004-13](#) amdt 2.43)  
 am [A2018-33](#) amdt 1.21, amdt 1.22

## Endnotes

### 4 Amendment history

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#### **Powers on entry to premises**

s 48 (prev s 22) renum as s 48 and then s 51  
(prev s 20C) ins [A1994-52](#) s 17  
renum as s 45 [A1994-52](#) s 48  
sub [A2001-44](#) amdt 1.1414  
renum as s 48 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.30  
pres s 48 (prev s 89L) ins [A2000-69](#) s 23  
renum as s 102 R4 LA (see [A2000-69](#) s 29)  
renum as s 48 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2005-54](#) amdt 1.127

#### **Powers in relation to serious electrical accidents**

s 49 (prev s 22A) renum as s 49 and then s 52  
(prev s 20D) ins [A1994-52](#) s 17  
renum as s 46 [A1994-52](#) s 48  
renum as s 49 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.30  
pres s 49 (prev s 89M) ins [A2000-69](#) s 23  
renum as s 103 R4 LA (see [A2000-69](#) s 29)  
renum as s 49 R10 LA (see [A2004-13](#) amdt 2.43)

#### **Powers in relation to unsafe articles of electrical equipment**

s 50 (prev s 22B) renum as s 50 and then s 53  
(prev s 21) am [A1994-52](#) sch  
renum as s 47 [A1994-52](#) s 48  
am [A1994-81](#) sch  
renum as s 50 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.30  
pres s 50 (prev s 89N) ins [A2000-69](#) s 23  
sub [A2001-44](#) amdt 1.1451  
renum as s 104 R4 LA (see [A2000-69](#) s 29)  
renum as s 50 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2005-54](#) amdt 1.128

#### **Powers in relation to dangerous electrical equipment and installations**

s 51 hdg (prev s 105 hdg) sub [A2004-13](#) amdt 2.32  
renum as s 51 hdg R10 LA (see [A2004-13](#) amdt 2.43)  
s 51 (prev s 22C) renum as s 51 and then s 54  
(prev s 22) am [A1994-52](#) s 18, sch  
renum as s 48 [A1994-52](#) s 48  
renum as s 51 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.30  
pres s 51 (prev s 89P) ins [A2000-69](#) s 23  
renum as s 105 R4 LA (see [A2000-69](#) s 29)  
renum as s 51 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2005-54](#) amdt 1.129  
sub [A2023-55](#) s 53

**Power to require name and address**

s 52 (prev s 24) renum as s 52 and then s 55  
 (prev s 22A) ins [A1994-52](#) s 19  
 renum as s 49 [A1994-52](#) s 48  
 renum as s 52 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.30  
 pres s 52 (prev s 89Q) ins [A2000-69](#) s 23  
 renum as s 106 R4 LA (see [A2000-69](#) s 29)  
 renum as s 52 R10 LA (see [A2004-13](#) amdt 2.43)  
 sub [A2005-54](#) amdt 1.130  
 am [A2009-49](#) amdt 3.55

**Power to seize evidence**

s 53 (prev s 25) renum as s 53 and then s 56  
 (prev s 22B) ins [A1994-52](#) s 19  
 renum as s 50 [A1994-52](#) s 48  
 renum as s 53 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.30  
 pres s 53 (prev s 89R) ins [A2000-69](#) s 23  
 renum as s 107 R4 LA (see [A2000-69](#) s 29)  
 am R10 LA (see [A2004-13](#) amdt 2.39)  
 renum as s 53 R10 LA (see [A2004-13](#) amdt 2.43)  
 am [A2005-54](#) amdt 1.131

**Receipt for things seized**

s 54 (prev s 26) renum as s 54 and then s 57  
 (prev s 22C) ins [A1994-52](#) s 19  
 renum as s 51 [A1994-52](#) s 48  
 renum as s 54 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.30  
 pres s 54 (prev s 89S) ins [A2000-69](#) s 23  
 renum as s 108 R4 LA (see [A2000-69](#) s 29)  
 renum as s 54 R10 LA (see [A2004-13](#) amdt 2.43)

**Access to things seized**

s 55 (prev s 27) renum as s 55 and then s 58  
 (prev s 24) am [Ord1978-46](#) sch 2  
 sub [A1994-52](#) s 21  
 renum as s 52 [A1994-52](#) s 48  
 am [A2001-44](#) amdts 1.1415-1.1418  
 renum as s 55 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.30  
 pres s 55 (prev s 89T) ins [A2000-69](#) s 23  
 renum as s 109 R4 LA (see [A2000-69](#) s 29)  
 renum as s 55 R10 LA (see [A2004-13](#) amdt 2.43)

## Endnotes

### 4 Amendment history

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#### **Return of things seized**

s 56 (prev s 27A) renum as s 56 and then s 59  
(prev s 25) am [A1994-52](#) s 22  
renum as s 53 [A1994-52](#) s 48  
renum as s 56 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.30  
pres s 56 (prev s 89U) ins [A2000-69](#) s 23  
renum as s 110 R4 LA (see [A2000-69](#) s 29)  
am [A2004-13](#) amdt 2.39  
renum as s 56 R10 LA (see [A2004-13](#) amdt 2.43)

#### **Power to inspect electrical wiring work**

s 57 (prev s 28) renum as s 57 and then s 60  
(prev s 26) am [A1994-52](#) s 23  
renum as s 54 [A1994-52](#) s 48  
am [A2001-44](#) amdt 1.1419  
renum as s 57 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.30  
pres s 57 (prev s 89V) ins [A2000-69](#) s 23  
renum as s 111 R4 LA (see [A2000-69](#) s 29)  
renum as s 57 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2014-2](#) s 26

#### **Miscellaneous**

div 7.3 hdg orig pt 7 div 3 hdg ins [Ord1985-20](#) s 4  
om [A2000-69](#) s 19  
prev div 7.3 hdg (prev div 7.4 hdg) renum as div 3.3 hdg  
(prev pt 7D div 3 hdg) ins [A2000-69](#) s 23  
renum as div 11.3 hdg R4 LA (see [A2000-69](#) s 29)  
renum as div 7.3 hdg R10 LA (see [A2004-13](#) amdt 2.43)

#### **Self-incrimination etc**

s 58 (prev s 29) renum as s 58 and then s 61  
(prev s 27) am [Ord1972-27](#) s 5; [Ord1988-31](#) sch;  
[A1994-52](#) s 25, sch  
renum as s 55 [A1994-52](#) s 48  
am [A1997-96](#) sch 1; [A2000-69](#) sch 1; [A2000-66](#) sch 1  
pt 4  
renum as s 58 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.30  
pres s 58 (prev s 89W) ins [A2000-69](#) s 23  
renum as s 112 R4 LA (see [A2000-69](#) s 29)  
am [A2002-11](#) amdt 2.37; [A2002-51](#) amdt 1.19  
renum as s 58 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2023-4](#) amdt 1.6

**Damage etc to be minimised**

s 59 (prev s 30) renum as s 59 and then s 62  
 (prev s 27A) ins [A1994-52](#) s 26  
 renum as s 56 [A1994-52](#) s 48  
 renum as s 59 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.30  
 pres s 59 (prev s 89ZB) ins [A2000-69](#) s 23  
 renum as s 117 R4 LA (see [A2000-69](#) s 29)  
 renum as s 59 R10 LA (see [A2004-13](#) amdt 2.43)

**Compensation**

s 60 (prev s 32) renum as s 60 and then s 63  
 (prev s 28) am [A1991-3](#) sch; [A1994-52](#) s 27, sch  
 renum as s 57 [A1994-52](#) s 48  
 renum as s 60 R4 LA (see [A2000-69](#) s 29)  
 om [A2004-13](#) amdt 2.30  
 pres s 60 (prev s 89ZC) ins [A2000-69](#) s 23  
 renum as s 118 R4 LA (see [A2000-69](#) s 29)  
 renum as s 60 R10 LA (see [A2004-13](#) amdt 2.43)

**Non-prescribed articles of electrical equipment**

pt 7A hdg renum as pt 8 hdg and then pt 4 hdg

**Defective articles of electrical equipment**

pt 7B hdg renum as pt 9 hdg and then pt 5 hdg

**Serious electrical accidents**

pt 7C hdg renum as pt 10 hdg and then pt 6 hdg

**Enforcement**

pt 7D hdg renum as pt 11 hdg and then pt 7 hdg

**General**

pt 7D div 1 hdg renum as div 11.1 hdg and then div 7.1 hdg

**Inspectors' powers**

pt 7D div 2 hdg renum as div 11.2 hdg and then div 7.2 hdg

**Miscellaneous**

pt 7D div 3 hdg renum as div 11.3 hdg and then div 7.3 hdg

**Appeals**

pt 8 hdg orig pt 8 hdg om [A2000-66](#) sch 1 pt 4  
 (prev pt 7A hdg) renum as pt 8 hdg and then pt 4 hdg  
 (prev pt 8A hdg) ins [A1994-52](#) s 34  
 renum as pt 9 hdg [A1994-52](#) s 48  
 renum as pt 12 hdg R4 LA (see [A2000-69](#) s 29)  
 renum as pt 8 hdg R10 LA (see [A2004-13](#) amdt 2.43)  
 sub [A2008-37](#) amdt 1.154

## Endnotes

### 4 Amendment history

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#### Meaning of *reviewable decision*—pt 8

s 61 (prev s 32A) ins [Ord1985-20](#) s 4  
renum as s 61 [A1994-52](#) s 48  
om [A2000-69](#) s 13  
(prev s 29) am [A1994-52](#) s 28, sch  
renum as s 58 [A1994-52](#) s 48  
renum as s 61 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.30  
pres s 61 (prev s 36AA) ins [A1994-52](#) s 34  
renum as s 94 [A1994-52](#) s 48  
am [A2000-66](#) sch 1 pt 4; [A2000-69](#) s 25  
renum as s 119 R4 LA (see [A2000-69](#) s 29)  
sub [A2004-13](#) amdt 2.33  
renum as s 61 R10 LA (see [A2004-13](#) amdt 2.43)  
am [A2006-15](#) amdt 1.27  
sub [A2008-37](#) amdt 1.154

#### Reviewable decision notices

s 62 (prev s 32B) renum as s 62 and then s 64 and then s 10  
(prev s 30) am [A1994-52](#) s 29, sch  
renum as s 59 [A1994-52](#) s 48  
renum as s 62 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.30  
pres s 62 (prev s 36AB) ins [A1994-52](#) s 34  
renum as s 95 [A1994-52](#) s 48  
am [A1994-60](#) sch 1; [A2000-66](#) sch 1 pt 4; [A2000-69](#) s 26  
renum as s 120 R4 LA (see [A2000-69](#) s 29)  
renum as s 62 R10 LA (see [A2004-13](#) amdt 2.43)  
sub [A2008-37](#) amdt 1.154

#### Applications for review

s 62A ins [A2008-37](#) amdt 1.154

#### Appeals

pt 8A hdg renum as pt 9 hdg and then pt 12 hdg and then pt 8 hdg

#### Miscellaneous

pt 9 hdg (prev pt 8A hdg) renum as pt 9 hdg and then pt 12 hdg  
and then pt 8 hdg  
(prev pt 7B hdg) renum as pt 9 hdg and then pt 5 hdg  
pres pt 9 hdg (prev pt 9 hdg) renum as pt 10 hdg  
[A1994-52](#) s 48  
renum as pt 13 hdg R4 LA (see [A2000-69](#) s 29)  
renum as pt 9 hdg R10 LA (see [A2004-13](#) amdt 2.43)

#### Minister may exempt regulated utility

s 62B ins [A2023-4](#) s 12

**Evidence**

s 63 (prev s 32C) ins [Ord1985-20](#) s 4  
 am [Ord1987-5](#) s 3, sch  
 renum as s 63 [A1994-52](#) s 48  
 am [A1994-81](#) sch  
 om [A2000-69](#) s 15  
 (prev s 32) renum as s 60 and then s 63 and then s 9  
 pres s 63 (prev s 41) am [Ord1988-31](#) sch; [A1994-52](#)  
 s 39, sch  
 renum as s 101 [A1994-52](#) s 48  
 am [A2000-69](#) sch 1  
 renum as s 126 R4 LA (see [A2000-69](#) s 29)  
 am [A2004-13](#) amdt 2.35, amdt 2.39  
 renum as s 63 R10 LA (see [A2004-13](#) amdt 2.43)  
 am [A2012-21](#) amdt 3.66; [A2018-4](#) s 11

**Determination of fees**

s 64 (prev s 32D) renum as s 64 and then s 65 and then s 11  
 (prev s 32B) renum as s 62 and then s 64 and then s 10  
 (prev s 103) ins [A2001-44](#) amdt 1.1451  
 renum as s 128 R4 LA (see [A2000-69](#) s 29)  
 renum as s 64 R10 LA (see [A2004-13](#) amdt 2.43)  
 am [A2007-39](#) amdt 3.38

**Approved forms**

s 65 (prev s 32E) renum as s 65 and then s 66 and then s 12  
 (prev s 32D) renum as s 64 and then s 65 and then s 11  
 (prev s 43AA) ins [A1994-52](#) s 41  
 renum as s 104 [A1994-52](#) s 48  
 sub [A2001-44](#) amdt 1.1451  
 renum as s 129 R4 LA (see [A2000-69](#) s 29)  
 am [A2004-13](#) amdt 2.39  
 renum as s 65 R10 LA (see [A2004-13](#) amdt 2.43)  
 am [A2007-39](#) amdt 3.38, amdt 3.39

**Regulation-making power**

s 66 (prev s 32F) renum as s 66 and then s 67 and then s 13  
 (prev s 32E) renum as s 65 and then s 66 and then s 12  
 (prev s 105) ins [A2001-44](#) amdt 1.1451  
 renum as s 130 R4 LA (see [A2000-69](#) s 29)  
 renum as s 66 R10 LA (see [A2004-13](#) amdt 2.43)  
 am [A2014-2](#) s 27; [A2014-10](#) s 37; [A2017-19](#) s 4

**New regulations**

s 67 (prev s 32G) renum as s 67 and then s 68 and then s 14  
 (prev s 32F) renum as s 66 and then s 67 and then s 13  
 (prev s 131) ins [A2004-13](#) amdt 2.37  
 renum as s 67 R10 LA (see [A2004-13](#) amdt 2.43)  
 exp 1 September 2004 (s 67 (5))

## Endnotes

### 4 Amendment history

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#### **Registration as approved first seller**

s 68 (prev s 32H) renum as s 68 and then s 69 and then s 15  
(prev s 32G) renum as s 67 and then s 68 and then s 14

#### **Application for registration of declaration of compliance**

s 69 (prev s 32J) renum as s 69 and then s 70 and then s 16  
(prev s 32H) renum as s 68 and then s 69 and then s 15

#### **Registration of declaration of compliance**

s 70 (prev s 32K) renum as s 70 and then s 71 and then s 17  
(prev s 32J) renum as s 69 and then s 70 and then s 16

#### **Suspension or cancellation of registration of declaration of compliance**

s 71 (prev s 32L) renum as s 71 and then s 72 and then s 18  
(prev s 32K) renum as s 70 and then s 71 and then s 17

#### **Transfer of registration of declaration of compliance**

s 72 (prev s 32M) renum as s 72 and then s 73 and then s 19  
(prev s 32L) renum as s 71 and then s 72 and then s 18

#### **Safety registration mark**

s 73 (prev s 32N) renum as s 73 and then s 74 and then s 20  
(prev s 32M) renum as s 72 and then s 73 and then s 19

#### **Approved testing laboratories**

s 74 (prev s 32P) renum as s 74 and then s 75 and then s 21  
(prev s 32N) renum as s 73 and then s 74 and then s 20

#### **Registers**

s 75 (prev s 32Q) renum as s 75 and then s 76 and then s 22  
(prev s 32P) renum as s 74 and then s 75 and then s 21

#### **Examination and testing of articles**

s 76 (prev s 32R) ins [Ord1985-20](#) s 4  
am [Ord1987-5](#) s 9, sch  
renum as s 76 [A1994-52](#) s 48  
am [A1994-81](#) sch  
om [A2000-69](#) s 18  
(prev s 32ZF) renum as s 87 and then s 76 and then s 77  
and then s 23  
(prev s 32Q) renum as s 75 and then s 76 and then s 22

#### **False representation**

s 77 (prev s 32S) ins [Ord1985-20](#) s 4  
renum as s 77 [A1994-52](#) s 48  
om [A2000-69](#) s 18  
(prev s 32ZG) renum as s 88 and then s 77 and then s 78  
and then s 24  
(prev s 32ZF) renum as s 87 and then s 76 and then s 77  
and then s 23

**Evidence of registration of declaration of compliance**

s 78 (prev s 32T) ins [Ord1985-20](#) s 4  
 am [Ord1988-31](#) sch  
 renum as s 78 [A1994-52](#) s 48  
 om [A2000-69](#) s 19  
 ins [A2000-69](#) s 23  
 renum as s 79  
 (prev s 32ZG) renum as s 88 and then s 77 and then s 78  
 and then s 24

**Articles to which pt 8 applies**

s 79 (prev s 32U) ins [Ord1985-20](#) s 4  
 am [Ord1987-5](#) sch  
 renum as s 79 [A1994-52](#) s 48  
 am [A1994-81](#) sch  
 om [A2000-69](#) s 19  
 (prev s 78) renum as s 79 and then s 25

**Energy efficiency requirements**

s 79A renum as s 81 and then s 27

**Minimum safety standards**

s 80 (prev s 32V) ins [Ord1985-20](#) s 4  
 am [Ord1987-5](#) s 10, sch  
 renum as s 80 [A1994-52](#) s 48  
 am [A1994-81](#) sch  
 om [A2000-69](#) s 19  
 (prev s 79) renum as s 80 and then s 26

**Energy efficiency requirements**

s 81 (prev s 32W) ins [Ord1985-20](#) s 4  
 renum as s 81 [A1994-52](#) s 48  
 om [A2000-69](#) s 19  
 (prev s 79A) renum as s 81 and then s 27

**Prohibited articles**

s 82 (prev s 32X) ins [Ord1985-20](#) s 4  
 am [Ord1987-5](#) s 11  
 renum as s 82 [A1994-52](#) s 48  
 om [A2000-69](#) s 19  
 (prev s 80) renum as s 82 and then s 28

**Sale or installation of prohibited articles**

s 83 (prev s 32XA) ins [Ord1987-5](#) s 12  
 renum as s 83 [A1994-52](#) s 48  
 om [A2000-69](#) s 19  
 (prev s 81) renum as s 83 and then s 29

## Endnotes

### 4 Amendment history

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#### **Directions about unsafe articles**

s 84 (prev s 32Y) ins [Ord1985-20](#) s 4  
am [Ord1987-5](#) s 13  
renum as s 84 [A1994-52](#) s 48  
om [A2000-69](#) s 19  
(prev s 82) renum as s 84 and then s 30

#### **Publication of safety warnings**

s 85 (prev s 32ZB) ins [Ord1985-20](#) s 4  
sub [Ord1987-5](#) s 15  
renum as s 85 [A1994-52](#) s 48  
am [A1994-81](#) sch  
om [A2000-69](#) s 19  
(prev s 83) renum as s 85 and then s 31

#### **Serious electrical accidents**

pt 10 hdg (prev pt 9 hdg) renum as pt 10 hdg and then pt 13 hdg  
and then pt 9 hdg  
prev pt 10 hdg (prev pt 7C hdg) renum as pt 6 hdg

#### **Definitions for pt 10**

s 86 (prev s 32ZC) ins [Ord1985-20](#) s 4  
renum as s 86 [A1994-52](#) s 48  
am [A2000-66](#) sch 1 pt 4  
om [A2000-69](#) s 19  
(prev s 84) renum as s 86 and then s 32

#### **Reporting by occupiers and electrical contractors**

s 87 (prev s 32ZF) renum as s 87 and then s 76 and then s 77  
and then s 23  
(prev s 85) renum as s 87 and then s 33

#### **Reporting by electricity distributor**

s 88 (prev s 32ZG) renum as s 88 and then s 77 and then s 78  
and then s 24  
(prev s 86) renum as s 88 and then s 34

#### **Interference with site of serious electrical accident**

s 89 (prev s 32ZH) ins [Ord1985-20](#) s 4  
renum as s 89 [A1994-52](#) s 48  
om [A2000-69](#) s 22  
(prev s 87) renum as s 89 and then s 35

#### **Things connected with offences**

s 89A renum as s 92 and then s 38

#### **Chief executive may require information and documents**

s 89B renum as s 93 and then s 39

#### **Contravention of requirement by chief executive**

s 89C renum as s 94 and then s 40

**Appointment of inspectors**

s 89D renum as s 95 and then s 41

**Identity cards**

s 89E renum as s 96 and then s 42

**General power to enter premises**

s 89F renum as s 97 and then s 43

**Production of identity card**

s 89G renum as s 98 and then s 44

**Consent to entry**

s 89H renum as s 99 and then s 45

**Warrants**

s 89J renum as s 100 and then s 46

**Warrants—application made other than in person**

s 89K renum as s 101 and then s 47

**Powers on entry to premises**

s 89L renum as s 102 and then s 48

**Powers in relation to serious electrical accidents**

s 89M renum as s 103 and then s 49

**Powers in relation to unsafe articles of electrical equipment**

s 89N renum as s 104 and then s 50

**Labelling defective electrical equipment**

s 89P renum as s 105 and then s 51

**Power to require name and address**

s 89Q renum as s 106 and then s 52

**Power to seize evidence**

s 89R renum as s 107 and then s 53

**Receipt for things seized**

s 89S renum as s 108 and then s 54

**Access to things seized**

s 89T renum as s 109 and then s 55

**Return of things seized**

s 89U renum as s 110 and then s 56

**Power to inspect electrical wiring work**

s 89V renum as s 111 and then s 57

**Self-incrimination etc**

s 89W renum as s 112 and then s 58

## Endnotes

### 4 Amendment history

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#### **Legal professional privilege**

s 89X renum as s 113

#### **Providing false or misleading information**

s 89Y renum as s 114

#### **Providing false or misleading documents**

s 89Z renum as s 115

#### **Obstruction of inspectors**

s 89ZA renum as s 116

#### **Damage etc to be minimised**

s 89ZB renum as s 117 and then s 59

#### **Compensation**

s 89ZC renum as s 118 and then s 60

#### **Publication of report of serious electrical accident**

s 90 (prev s 33) am [Ord1972-27](#) s 6; [Ord1982-61](#) s 2;  
[Ord1985-67](#) sch pt 1; [Ord1989-38](#) sch 1; [A1994-52](#) s 33,  
sch  
renum as s 90 [A1994-52](#) s 48  
am [A1994-81](#) sch; [A2000-69](#) sch 1  
om [A2000-66](#) sch 1 pt 4  
(prev s 88) renum as s 90 and then s 36

#### **Enforcement**

pt 11 hdg orig pt 11 hdg ins [A2000-69](#) s 27  
exp 20 June 2001 (s 108)  
(prev pt 7D hdg) renum as pt 11 hdg and then pt 7 hdg

#### **General**

div 11.1 hdg (prev pt 7D div 1 hdg) renum as div 11.1 hdg and then  
div 7.1 hdg

#### **Definition of *business premises***

s 91 (prev s 34) am [Ord1988-31](#) sch; [A1994-52](#) sch  
renum as s 91 [A1994-52](#) s 48  
am [A1994-81](#) sch; [A1998-51](#) s 6  
om [A2000-69](#) s 24  
(prev s 89) renum as s 91 and then s 37

#### **Things connected with offences**

s 92 (prev s 35) am [A1994-52](#) sch  
renum as s 92 [A1994-52](#) s 48  
am [A1994-81](#) sch  
om [A2000-69](#) s 24  
(prev s 89A) renum as s 92 and then s 38

**Planning and land authority may require information and documents**

s 93 (prev s 36) am [A1994-52](#) sch  
 renum as s 93 [A1994-52](#) s 48  
 am [A1994-81](#) sch; [A2000-69](#) sch 1  
 om [A2000-66](#) sch 1 pt 4  
 (prev s 89B) renum as s 93 and then s 39

**Contravention of requirement by planning and land authority**

s 94 (prev s 36AA) renum as s 94 and then s 119 and then  
 s 61  
 (prev s 89C) renum as s 94 and then s 40

**Appointment of inspectors**

s 95 (prev s 36AB) renum as s 95 and then s 120 and then  
 s 62  
 (prev s 89D) renum as s 95 and then s 41

**Identity cards**

s 96 (prev s 36A) renum as s 96 and then s 121  
 (prev s 89E) renum as s 96 and then s 42

**Inspectors' powers**

div 11.2 hdg (prev pt 7D div 2 hdg) renum as div 11.2 hdg and then  
 div 7.2 hdg

**General power to enter premises**

s 97 (prev s 37) renum as s 97 and then s 122  
 (prev s 89F) renum as s 97 and then s 43

**Production of identity card**

s 98 (prev s 38) renum as s 98 and then s 123  
 (prev s 89G) renum as s 98 and then s 44

**Consent to entry**

s 99 (prev s 39) renum as s 99 and then s 124  
 (prev s 89H) renum as s 99 and then s 45

**Warrants**

s 100 (prev s 40) renum as s 100 and then s 125  
 (prev s 89J) renum as s 100 and then s 46

**Warrants—application made other than in person**

s 101 (prev s 41) renum as s 101 and then s 126 and then s 63  
 (prev s 89K) renum as s 101 and then s 47

**Powers on entry to premises**

s 102 (prev s 42) renum as s 102 and then s 127  
 (prev s 89L) renum as s 102 and then s 48

## Endnotes

### 4 Amendment history

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#### **Powers in relation to serious electrical accidents**

s 103 (prev s 43) am [A1994-52](#) sch  
renum as s 103 [A1994-52](#) s 48  
om [A2000-69](#) sch 1  
ins [A2001-44](#) amdt 1.1451  
renum as s 128  
(prev s 89M) renum as s 103 and then s 49

#### **Powers in relation to unsafe articles of electrical equipment**

s 104 (prev s 43AA) renum as s 104 and then s 129 and then  
s 65  
(prev s 89N) renum as s 104 and then s 50

#### **Disconnecting etc dangerous electrical equipment and installations**

s 105 (prev s 43A) ins [Ord1988-31](#) sch  
renum as s 105 [A1994-52](#) s 48  
om [A2000-69](#) sch 1  
(prev s 89P) renum as s 105 and then s 51

#### **Power to require name and address**

s 106 (prev s 44) am [Ord1989-38](#) sch 1  
renum as s 106 [A1994-52](#) s 48  
om [A2001-44](#) amdt 1.1451  
(prev s 89Q) renum as s 106 and then s 52

#### **Power to seize evidence**

s 107 orig s 107 ins [A2000-69](#) s 27  
exp 20 June 2001 (s 108)  
(prev s 89R) renum as s 107 and then s 53

#### **Receipt for things seized**

s 108 orig s 108 ins [A2000-69](#) s 27  
exp 20 June 2001 (s 108)  
(prev s 89S) renum as s 108 and then s 54

#### **Access to things seized**

s 109 (prev s 89T) renum as s 109 and then s 55

#### **Return of things seized**

s 110 (prev s 89U) renum as s 110 and then s 56

#### **Power to inspect electrical wiring work**

s 111 (prev s 89V) renum as s 111 and then s 57

#### **Miscellaneous**

div 11.3 hdg (prev pt 7D div 3 hdg) renum as div 11.3 hdg and then  
div 7.3 hdg

#### **Self-incrimination etc**

s 112 (prev s 89W) renum as s 112 and then s 58

**Legal professional privilege**

s 113 (prev s 89X) ins [A2000-69](#) s 23  
renum as s 113 R4 LA (see [A2000-69](#) s 29)  
om [A2002-11](#) amdt 2.38

**Providing false or misleading information**

s 114 (prev s 89Y) ins [A2000-69](#) s 23  
renum as s 114 R4 LA (see [A2000-69](#) s 29)  
om [A2004-15](#) amdt 2.67

**Providing false or misleading documents**

s 115 (prev s 89Z) ins [A2000-69](#) s 23  
renum as s 115 R4 LA (see [A2000-69](#) s 29)  
om [A2004-15](#) amdt 2.67

**Obstruction of inspectors**

s 116 (prev s 89ZA) ins [A2000-69](#) s 23  
renum as s 116 R4 LA (see [A2000-69](#) s 29)  
om [A2004-15](#) amdt 2.67

**Damage etc to be minimised**

s 117 (prev s 89ZB) renum as s 117 and then s 59

**Compensation**

s 118 (prev s 89ZC) renum as s 118 and then s 60

**Appeals**

pt 12 hdg (prev pt 8A hdg) renum as pt 9 hdg and then pt 12 hdg  
and then pt 8 hdg

**Review of decisions**

s 119 (prev s 36AA) renum as s 94 and then s 119 and then  
s 61

**Notifications of decisions**

s 120 (prev s 36AB) renum as s 95 and then s 120 and then  
s 62

**Miscellaneous**

pt 13 hdg (prev pt 9 hdg) renum as pt 10 hdg and then pt 13 hdg  
and then pt 9 hdg

**Conduct of directors, servants and agents**

s 121 (prev s 36A) ins [Ord1987-5](#) s 17  
renum as s 96 [A1994-52](#) s 48  
renum as s 121 R4 LA (see [A2000-69](#) s 29)  
om [A2004-15](#) amdt 1.13

## Endnotes

### 4 Amendment history

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#### **Production of licence or permit for inspection**

s 122 (prev s 37) am [A1994-52](#) s 35, sch  
renum as s 97 [A1994-52](#) s 48  
am [A1994-81](#) sch; [A2000-69](#) sch 1  
renum as s 122 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.34

#### **Change of name or address**

s 123 (prev s 38) am [A1994-52](#) s 36, sch  
renum as s 98 [A1994-52](#) s 48  
am [A1994-81](#) sch  
renum as s 123 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.34

#### **Loss etc of licence or permit**

s 124 (prev s 39) am [A1994-52](#) s 37, sch  
renum as s 99 [A1994-52](#) s 48  
am [A2001-44](#) amdt 1. 1449, amdt 1.1450  
renum as s 124 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.34

#### **Expired licences or permits**

s 125 (prev s 40) am [A1994-52](#) s 38, sch  
renum as s 100 [A1994-52](#) s 48  
am [A1994-81](#) sch  
renum as s 125 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.34

#### **Evidence**

s 126 (prev s 41) renum as s 101 and then s 126 and then s 63

#### **Service of notices**

s 127 (prev s 42) am [A1994-52](#) s 40  
renum as s 102 [A1994-52](#) s 48  
renum as s 127 R4 LA (see [A2000-69](#) s 29)  
om [A2004-13](#) amdt 2.36

#### **Determination of fees**

s 128 (prev s 103) renum as s 128 and then s 64

#### **Approved forms**

s 129 (prev s 43AA) renum as s 104 and then s 129 and then  
s 65

#### **Regulation-making power**

s 130 (prev s 105) renum as s 130 and then s 66

#### **New regulations**

s 131 renum as s 67

**Reviewable decisions**

sch 1 ins [A2008-37](#) amdt 1.155  
am [A2014-10](#) s 38; items renum R24 LA; [A2023-55](#) s 54

**Dictionary**

dict ins [A2004-13](#) amdt 2.38  
am [A2006-15](#) amdt 1.28; [A2007-39](#) amdt 3.40; [A2008-37](#) amdt 1.156; [A2009-20](#) amdt 3.66; [A2009-49](#) amdt 3.56; [A2012-21](#) amdt 3.67; [A2014-10](#) s 39, s 40; [A2015-33](#) amdt 1.66  
def **approved first seller** ins [A2007-39](#) amdt 3.41  
def **article of electrical equipment** ins [A2004-13](#) amdt 2.38  
am [A2007-39](#) amdt 3.42  
def **AS/NZS 3000** ins [A2004-13](#) amdt 2.38  
def **AS/NZS 3017** ins [A2004-13](#) amdt 2.38  
def **AS/NZS 3820** ins [A2004-13](#) amdt 2.38  
def **business premises** ins [A2007-39](#) amdt 3.43  
def **connected with** ins [A2007-39](#) amdt 3.43  
def **corresponding law** ins [A2007-39](#) amdt 3.43  
def **declaration of compliance** ins [A2007-39](#) amdt 3.43  
def **electrical installation** ins [A2004-13](#) amdt 2.38  
sub [A2011-23](#) s 9  
def **electrical wiring rules** ins [A2018-4](#) s 12  
def **electrical wiring work** ins [A2004-13](#) amdt 2.38  
def **electricity distributor** ins [A2004-13](#) amdt 2.38  
def **electricity network** ins [A2004-13](#) amdt 2.38  
def **engage in conduct** ins [A2005-54](#) amdt 1.132  
def **generator** ins [A2011-23](#) s 10  
def **inspector** ins [A2004-13](#) amdt 2.38  
sub [A2007-39](#) amdt 3.44  
def **occupier** ins [A2004-13](#) amdt 2.38  
def **offence** ins [A2007-39](#) amdt 3.45  
def **premises** ins [A2004-13](#) amdt 2.38  
def **prescribed article of electrical equipment** ins [A2004-13](#) amdt 2.38  
sub [A2006-15](#) amdt 1.29  
def **prohibited** ins [A2004-13](#) amdt 2.38  
sub [A2007-39](#) amdt 3.46  
def **regulatory authority** ins [A2004-13](#) amdt 2.38  
sub [A2013-31](#) s 76  
def **relevant distributor** ins [A2007-39](#) amdt 3.47  
def **relevant safety standard** ins [A2007-39](#) amdt 3.47  
def **relevant standard** ins [A2004-13](#) amdt 2.38

## Endnotes

### 4 Amendment history

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def **reviewable decision** ins [A2008-37](#) amdt 1.157  
def **sell** ins [A2004-13](#) amdt 2.38  
def **serious electrical accident** ins [A2004-13](#) amdt 2.38  
om R15 LA  
ins [A2007-39](#) amdt 3.47

## 5 Earlier replications

Some earlier replications were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised replications have also been published in printed format. These replications are marked with an asterisk (\*) in column 1. Electronic and printed versions of an authorised republication are identical.

Replication No	Amendments to	Replication date
1	<a href="#">A1991-3</a>	31 January 1993
2	<a href="#">A1994-81</a>	31 January 1995
3	<a href="#">A1997-96</a>	1 June 1998
4	<a href="#">A2001-44</a>	12 September 2001
5	<a href="#">A2001-44</a>	9 May 2002
6*	<a href="#">A2002-11</a>	29 May 2002
7	<a href="#">A2002-51</a>	1 January 2003
7 (RI)	<a href="#">A2002-51</a> ‡	10 February 2003
8	<a href="#">A2003-37</a>	1 November 2003
9	<a href="#">A2004-15</a>	9 April 2004
10	<a href="#">A2004-15</a>	1 September 2004
11	<a href="#">A2004-15</a>	2 September 2004
12	<a href="#">A2005-54</a>	24 November 2005
13	<a href="#">A2005-54</a>	25 November 2005
14	<a href="#">A2006-15</a>	1 September 2006
15	<a href="#">A2007-39</a>	27 December 2007
16	<a href="#">A2008-37</a>	2 February 2009
17*	<a href="#">A2009-20</a>	22 September 2009
18	<a href="#">A2009-49</a>	17 December 2009
19	<a href="#">A2011-23</a>	7 July 2011
20	<a href="#">A2012-21</a>	5 June 2012
21	<a href="#">A2012-32</a>	1 July 2012

## Endnotes

### 6 Renumbered provisions

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Republication No	Amendments to	Republication date
22	<a href="#">A2013-31</a>	27 August 2013
23	<a href="#">A2014-2</a>	6 March 2014
24	<a href="#">A2014-10</a>	18 April 2014
25	<a href="#">A2015-33</a>	14 October 2015
26	<a href="#">A2016-24</a>	12 May 2016
27	<a href="#">A2016-33</a>	21 June 2016
28	<a href="#">A2017-19</a>	16 June 2017
29	<a href="#">A2018-4</a>	2 March 2018
30	<a href="#">A2018-33</a>	23 October 2018
31	<a href="#">A2023-4</a>	16 February 2023
32	<a href="#">A2023-55</a>	12 December 2023

‡ includes retrospective amendments by [A2002-49](#)

## 6 Renumbered provisions

This Act was renumbered by [Electricity \(Amendment\) Act 1994](#) A1994-52 s 48 and [Electricity Amendment Act 2000](#) A2000-69 s 29. Details of the renumbered provisions are shown in endnote 4 (Amendment history) and endnote 6 (Renumbered provisions) in R4. It was also renumbered under the [Legislation Act 2001](#), in R10 (see [Construction Occupations Legislation Amendment Act 2004](#) A2004-13 amdt 2.43). For a table showing the renumbered provisions, see R13.

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