

Building (Fees) Determination 2004 (No 1)*

Disallowable Instrument DI 2004 —101

made under the

Building Act 1972, Section 108 - Determination of Fees

1. Pursuant to section 108 of the **Building Act 1972** (the Act) I **REVOKE** the Determination No DI 2003 - 162 notified on the ACT Government Legislation Register and I **DETERMINE** that the fees payable for the purposes of the Act shall be in accordance with the Schedule.
2. The fees for services provided are specified in the Schedule hereunder in Column 2 and prices for 2004-2005 are specified in Column 4 opposite, in relation to that service. Where applicable, GST inclusive fees are marked with a double asterisk (**).
3. This determination does not apply to the lodging with the building controller, under the *Building Act 1972*, section 34 (Issue of building approvals), of a copy of plans relating to:
 - (a) a parcel of land on which a building or structure was destroyed or damaged by fire, or in the course of fighting fire, associated with the bushfire emergency that began on 18 January 2003 and ended on 28 January 2003; and
 - (b) the erection or alteration of a building or structure that:
 - (i) replaces a building or structure of the same kind that was located on the land immediately before the beginning of the bushfire emergency and was damaged during the bushfire emergency; and
 - (ii) would not result in an increase in the number of dwellings on the land.
4. This determination:
 - (a) does not apply if, at the time the plans are lodged, the person who was the lessee of the land at the beginning of the bushfire emergency is no longer the lessee of the land; but

*Name amended under Legislation Act, s 60

- (b) if before the beginning of the bushfire emergency, a person had entered into an agreement with the lessee of the land giving the person a right to the transfer of the lease, but no transfer had been registered under the Land Titles Act 1925 in accordance with the agreement, the person is taken to be the lessee of the land at the beginning of the emergency.
5. Explanatory notes (including the previous year's fee) are included in the Schedule. Explanatory notes are included at the end of the Schedule, where applicable. Headings and explanatory notes in the Schedule do not form part of the determination. (For example: where new fees for 2004-05 are denoted by an "N/A" in 2003-04, if included in the schedule, would not form part of the determination).
6. This Instrument commences on 1 July 2004.

Simon Corbell
Minister for Planning
31 May 2004

Section 15	Builders' Licences		
	(a) Where an applicant is not the holder of a builder's licence, an applicant who is the holder of a builder's licence applies for a different class of licence and for renewal of an expired licence	N/A	237.00
	(i) if the applicant is a company of 2 or more persons carrying on a business		
Section 15	(ii) if the applicant is an individual	160.00	163.00
	(b) (i) Application for renewal of licence within 10 days of expiry of another licence of the same kind		
Section 15	(ii) Application for renewal of licence after 10 days but within 60 days of expiry of another licence of the same kind	72.00	73.40
Section 17	Issue of a licence for a period of—		
	(i) 1 year or less	348.00	354.00
Section 17	(ii) 2 years	597.00	608.00
Section 17	(iii) 3 years	879.00	896.00
Section 17	(iv) extension of an existing licence - per month (maximum period 3 years)	36.60	37.30
Section 23A	Application for Owner Builders' Licence where application does not contain satisfactory eligibility endorsement	161.00	164.00
Section 23A	Application for Owner Builders' Licence where application contains a satisfactory eligibility endorsement	67.50	68.80

Section 34	Building re-registration of work that has not been completed within the statutory time frame	50% of the calculated building levy for the value of work (or minimum \$64) at the time of registration with Building Controller	50% of the calculated building levy for the value of work (or minimum \$65) at the time of registration with Building Controller
Section 34	Building Levy – (a) Building levy applies to all Building plans lodged by Private certifiers (including electrical) (b) \$0 to \$10,240	65.00	66.00
Section 34	\$10,241 to \$20,000	65.60 plus 0.625% of the amount in excess of \$10,240	66.90 plus 0.625% of the amount in excess of \$10,240
Section 34	\$20,001 to \$150,000	128.00 plus 0.5% of the amount in excess of \$20,000	130.00 plus 0.5% of the amount in excess of \$20,000
Section 34	\$150,001 to \$250,000	794.00 plus 0.45% of the amount in excess of \$150,000	809.00 plus 0.45% of the amount in excess of \$150,000
Section 34	\$250,001 to \$500,000	1,255.00 plus 0.4% of the amount in excess of \$250,000	1,280.00 plus 0.4% of the amount in excess of \$250,000

Section 34	\$500,001 to \$1,000,000	2,280.00 plus 0.35% of the amount in excess of \$500,000	2,325.00 plus 0.35% of the amount in excess of \$500,000
Section 34	\$1,000,001 to \$10,000,000	4,074.00 plus 0.2% of the amount in excess of \$1,000,000	4,155.00 plus 0.2% of the amount in excess of \$1,000,000
Section 34	more than \$10,000,000	22,524.00 plus 0.1% of the amount in excess of \$10,000,000	22,974.00 plus 0.1% of the amount in excess of \$10,000,000
Section 33, Section 34	Registration of amended plans to already registered building plans Building Levy for Commercial and residential building work within a local centre – Building levy for commercial and residential building work within a local centre as defined by the Territory Plan as Local Centre (Commercial ‘D’), if there is in respect of that development a declaration under regulation 18 of the <i>Land (Planning and Environment) regualtions</i>	13.80	14.00
		Nil	Nil

Minister’s Initials _____

Section 34	Certificate of Regularisation – A certificate of regularisation authorises the continuing occupation of a building that was constructed by the Commonwealth or ACT Government without requiring approval or a certificate of occupation under section 53 of the Act and has now been sold, or is to be sold. The amount depends on the value of the work and is the same as that determined as payable for a certificate of occupation \$0 to \$10,240	65.60	66.90
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