

# THE CONSTRUCTION PRACTITIONERS REGISTRATION ACT 1998

## CODE OF PRACTICE TO BE OBSERVED BY REGISTERED CONSTRUCTION PRACTITIONERS

### EXPLANATORY STATEMENT

NO. 289 of 2001

#### Outline

The *Construction Practitioners Registration Act 1998* (subsection 12 (1)) provides that the Chief Executive may make a code of ethics to be observed by registered construction practitioners.

Paragraph 20(e) of that Act provides that the Chief Executive may cause a notice in writing to be served on a registered construction practitioner requiring him or her to show cause why disciplinary action should not be taken in relation to the practitioner on grounds that he or she has failed to comply with a provision of the code.

Section 22 of that Act provides procedures to be followed after serving such a notice. Part of that procedure (subsection 22(6)) provides that where the Chief Executive is satisfied that the above mentioned ground exists he or she shall:

- cancel the registration;
- cancel the registration in relation to a specified category of registration;
- suspend the registration for a specified period;
- suspend the registration for a specified period in relation to a specified category of registration;
- impose or vary a condition on the registration;
- require the registered construction practitioner to undertake a specified course of training and provide evidence of its satisfactory completion;
- require the registered construction practitioner to provide to the Chief Executive such information as the Chief Executive may require in relation to activities undertaken by the practitioner as a certifier, being activities that are specified in the notice; or
- reprimand the registered construction practitioner.

The objective of the code is to ensure safe and healthy building work and plumbing and drainage work by requiring commitment to compliance with relevant legislation and encouraging an acceptable standard of professional and ethical behaviour. It sets out the minimum requirements of behaviour for registered construction practitioners.

The code is a disallowable instrument for the purposes of the *Legislation Act 2001* and will be published in the *ACT Government Gazette*. The Chief Executive may amend and revoke the code by instrument. Such an Instrument is a disallowable instrument.