



Australian Capital Territory

Building (Bushfire Emergency) Regulation 2004

SL2004-35

made under the

Building Act 2004

Republication No 2

Effective: 2 November 2004 – 30 March 2008

Republication date: 2 November 2004

Regulation not amended
(replication includes editorial amendments
under Legislation Act)

Authorised by the ACT Parliamentary Counsel

About this republication

The republished law

This is a republication of the *Building (Bushfire Emergency) Regulation 2004*, made under the *Building Act 2004* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 2 November 2004. It also includes any commencement, repeal or expiry affecting the republished law.

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):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

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

Editorial amendments

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 includes amendments made under part 11.3 (see endnote 1).

Uncommenced provisions and amendments

If a provision of the republished law has not commenced or is affected by an uncommenced amendment, the symbol **U** appears immediately before the provision heading. The text of the uncommenced provision or amendment appears only in the last endnote.

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 *Legislation Act 2001*, section 95.

Penalties

The value of a penalty unit for an offence against this republished law at the republication date is—

- (a) if the person charged is an individual—\$100; or
- (b) if the person charged is a corporation—\$500.



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made under the

Building Act 2004

Contents

	Page
1 Name of regulation	2
2 Notes	2
3 Some building work approved	2

Endnotes

1 About the endnotes	3
2 Abbreviation key	3
3 Legislation history	4
4 Amendment history	4
5 Earlier republications	4

R2
02/11/04

Building (Bushfire Emergency) Regulation 2004
Effective: 02/11/04-30/03/08

contents 1



Australian Capital Territory

Building (Bushfire Emergency) Regulation 2004

made under the

Building Act 2004

R2
02/11/04

Building (Bushfire Emergency) Regulation 2004
Effective: 02/11/04-30/03/08

page 1

1 Name of regulation

This regulation is the *Building (Bushfire Emergency) Regulation 2004*.

2 Notes

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

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

3 Some building work approved

(1) In this section:

prescribed building means a building for which there is a plan of works endorsed under the *Land (Planning and Environment) (Bushfire Emergency) Regulation 2003*, section 9 (Endorsement of plans).

(2) Building work on a prescribed building is taken to be approved if the work—

(a) is work mentioned in the endorsed plan of works; and

(b) is a development to which, under the *Land (Planning and Environment) (Bushfire Emergency) Regulation 2003*, section 7 (Certain developments exempted from Act, div 6.2), the *Land (Planning and Environment) Act 1991*, division 6.2 (Approvals) does not apply.

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 and expiries are listed in the legislation history and the amendment history. These details are underlined. Uncommenced provisions and amendments are not included in the republished law but are set out in the last endnote.

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

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

Endnotes

3 Legislation history

3 Legislation history

This regulation was made as part of the *Building Act 2004* (see A2004-11, s 178 and sch 2) as the *Building (Bushfire Emergency) Regulations 2004*. It was renamed under the *Legislation Act 2001*.

Building (Bushfire Emergency) Regulation 2004 SL2004-35

taken to have been notified LR 26 March 2004 (A2004-11, s 178 (3) (a))

s 1 taken to have commenced 26 March 2004 (LA s 75 (1))

remainder commenced 1 September 2004 (A2004-11, s 178 (3) (b))

4 Amendment history

Name of regulation

s 1 am R2 LA

5 Earlier republications

Some earlier republications 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 republications have also been published in printed format. These republications are marked with an asterisk (*) in column 1. Except for the footer, electronic and printed versions of an authorised republication are identical.

Republication No and date	Effective	Last amendment made by	Republication for
R1 1 Sept 2004	1 Sept 2004– 1 November 2004	not amended	new regulation

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