



Australian Capital Territory

Construction Occupations (Licensing) Amendment Regulations 2004 (No 1)

Subordinate Law SL2004-44

The Australian Capital Territory Executive makes the following regulations under the *Construction Occupations (Licensing) Act 2004*.

Dated 8 September 2004.

SIMON CORBELL
Minister

KATY GALLAGHER
Minister



Australian Capital Territory

Construction Occupations (Licensing) Amendment Regulations 2004 (No 1)

Subordinate Law SL2004-44

made under the

Construction Occupations (Licensing) Act 2004

Contents

| | | Page |
|---|---|------|
| 1 | Name of regulations | 1 |
| 2 | Commencement | 1 |
| 3 | Legislation amended | 1 |
| 4 | Regulation 28 (2) | 1 |
| 5 | New regulations 52 to 55 | 2 |
| 6 | Schedule 1, part 1.1, items 2 and 3 | 3 |
| 7 | Schedule 1, part 1.4, item 9, column 3, new paragraph (e) | 4 |
| 8 | Schedule 1, part 1.6, item 2 | 4 |
| 9 | Schedule 1, part 1.6, new items 4 and 5 | 5 |

2004 094S

Authorised by the ACT Parliamentary Counsel—also accessible at www.legislation.act.gov.au

Contents

| | | |
|----|--|-----------|
| 10 | Dictionary, definition of <i>fire sprinkler work</i> | Page 5 |
|----|--|-----------|

1 Name of regulations

These regulations are the *Construction Occupations (Licensing) Amendment Regulations 2004 (No 1)*.

2 Commencement

These regulations commence on the day after their notification day.

Note The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

3 Legislation amended

These regulations amend the *Construction Occupations (Licensing) Regulations 2004*.

4 Regulation 28 (2)

substitute

- (2) The licensee may only provide a construction service in that occupation class as an employee of a licensee who—
- (a) is licensed as—
 - (i) a principal building surveyor; or
 - (ii) a general building surveyor; and
 - (b) holds insurance of a kind mentioned in regulation 17 in relation to the employee.

5 New regulations 52 to 55

insert

52 Modification of Act, pt 7, s 83—Act, s 152

The Act, section 83 is modified by inserting the following subsections:

- (3) This section does not apply to advertisements prepared or published before 1 September 2004.
- (4) The Legislation Act, section 88 (Repeal does not end effect of transitional laws etc) does not apply to subsection (3).
- (5) Subsections (3) and (4) and this subsection expire 6 months after the day this subsection commences.

53 Modification of Act, pt 13, s 137 (2)—Act, s 152

The Act, section 137 (2) is modified by substituting the following subsection:

- (2) The person is taken to hold a plumbers licence in the occupation class fire sprinkler fitter.

54 Modification of Act, pt 13—Act, s 152

The Act is modified by inserting the following sections:

151 Supervision by nominees—Act, s 28 (3) (b)

- (1) A reference in the Act, section 28 (3) (b) to a nominee being responsible for the supervision of different construction services (whether in a different construction occupation or occupation class or otherwise) provided by a corporation or partnership is, for a construction service provided by the corporation or partnership after 9 September 2004 but before 9 September 2005, taken to be a reference to the nominee being responsible for the supervision of

stated construction services provided by the corporation or partnership.

- (2) This section expires on 9 September 2005.

151A Water and Sewerage Act, s 49 (5)

A reference in the *Water and Sewerage Act 2000*, section 49 (5) to an Australian Standard includes a reference to an Australian/New Zealand Standard.

**55 Modification of Act, dictionary, definition of AS 3500—
Act, s 152**

The Act, dictionary, is modified by substituting the following definition:

AS 3500 means the following standards, as in force from time to time:

- (a) AS 3500.1.1;
- (b) AS 3500.2.1;
- (c) AS/NZS 3500.

6 Schedule 1, part 1.1, items 2 and 3

substitute

- | | | |
|---|---------|--|
| 2 | class B | <ul style="list-style-type: none"> (a) building work (other than specialist building work) in relation to a building that is 3 storeys or lower; and (b) basic building work |
|---|---------|--|

- 3 class C
- (a) building work (other than specialist building work) in relation to a building that is 2 storeys or lower and is a class 1, class 2 or class 10a building; and
 - (b) building work (other than specialist building work) in relation to a building that is a class 10b structure (other than a swimming pool or swimming pool fence) and is ancillary to a building mentioned in paragraph (a); and
 - (c) basic building work

7 Schedule 1, part 1.4, item 9, column 3, new paragraph (e)

insert

- (e) restricted—
electrotechnology systems
type B gas appliances

8 Schedule 1, part 1.6, item 2

substitute

- 2 water supply plumber water supply plumbing work including fire sprinkler work for class 1 and 2 buildings in relation to pipework of 25mm diameter or less

9 Schedule 1, part 1.6, new items 4 and 5*insert*

- | | | |
|---|----------------------------------|---|
| 4 | fire sprinkler fitter | fire sprinkler work and work on a fire hydrant or fire hose connection point |
| 5 | journeyman fire sprinkler fitter | fire sprinkler work, and work on a fire hydrant or fire hose connection point, under supervision of licensee with fire sprinkler fitter licence |

10 Dictionary, definition of *fire sprinkler work**substitute*

fire sprinkler work—see the *Water and Sewerage Act 2000*, dictionary.

Endnotes**1 Notification**

Notified under the Legislation Act on 8 September 2004.

2 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.
