



Australian Capital Territory

Magistrates Court (Construction Occupations Infringement Notices) Amendment Regulation 2005 (No 1)

Subordinate Law SL2005-12

The Australian Capital Territory Executive makes the following regulation under the *Magistrates Court Act 1930*.

Dated 27 June 2005.

KATY GALLAGHER
Minister

JOHN HARGREAVES
Minister



Australian Capital Territory

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1 Name of regulation

This regulation is the *Magistrates Court (Construction Occupations Infringement Notices) Amendment Regulation 2005 (No 1)*.

2 Commencement

This regulation commences on the day after its notification day.

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

3 Legislation amended

This regulation amends the *Magistrates Court (Construction Occupations Infringement Notices) Regulation 2004*.

4 Sections 10 and 11

substitute

10 Contents of infringement notices—identifying authorised person

An infringement notice served on a person by an authorised person for an infringement notice offence against the construction occupations legislation must identify the authorised person by—

- (a) the authorised person's full name, or surname and initials; or
- (b) any unique number given, for this regulation, to the authorised person by the administering authority.

11 Contents of reminder notices—identifying authorised person

A reminder notice served on a person by an authorised person for an infringement notice offence against the construction occupations legislation must identify the authorised person by—

- (a) the authorised person’s full name, or surname and initials; or
- (b) any unique number given, for this regulation, to the authorised person by the administering authority.

12 Authorised people for infringement notice offences

- (1) An inspector may serve—
 - (a) an infringement notice for an infringement notice offence against the construction occupations legislation; and
 - (b) a reminder notice for an infringement notice offence against the construction occupations legislation.

- (2) In this section:

inspector means—

- (a) a building inspector under the *Building Act 2004*; or
- (b) a compliance auditor under the *Construction Occupations (Licensing) Act 2004*; or
- (c) an inspector under the *Electricity Safety Act 1971*; or
- (d) an inspector under the *Gas Safety Act 2000*; or
- (e) a technical inspector under the *Utilities Act 2000*; or
- (f) an inspector under the *Water and Sewerage Act 2000*.

Note Deputy registrars under the *Construction Occupations (Licensing) Act 2004* may exercise the functions of the construction occupations registrar in relation to the construction occupation for which the deputy is appointed (see *Construction Occupations (Licensing) Act 2004*,

s 106), including the function of serving infringement notices and reminder notices (see *Magistrates Court Act 1930*, s 134A (3)).

5 Schedule 1

substitute

Schedule 1 Construction occupations legislation infringement notice offences and penalties

(see s 7 and s 8)

column 1 item	column 2 offence provision	column 3 offence penalty (pu)	column 4 infringement penalty (\$)
1	81	50	1 250
2	83	5	125
3	84	50	1 250

Endnotes

1 Notification

Notified under the Legislation Act on 27 June 2005.

2 Republications of amended laws

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

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