

c2018-173A
CDP--Christian Democratic Party (Fred Nile Group)

LEGISLATIVE COUNCIL

Building and Construction Industry Security of Payment Amendment Bill 2018

First print

Proposed amendments

No. 1 **Exempt residential construction contracts**

Page 3, Schedule 1 [1], lines 5–8. Omit all words on those lines. Insert instead:

Insert in alphabetical order:

exempt residential construction contract means:

- (a) a construction contract that is connected with an owner occupier construction contract, or
- (b) any other type of construction contract for the carrying out of residential building work that is prescribed by the regulations for the purposes of this definition.

owner occupier construction contract means a construction contract for the carrying out of residential building work within the meaning of the *Home Building Act 1989* on such part of any premises as the party for whom the work is carried out resides or proposes to reside in.

No. 2 **Exempt residential construction contracts**

Page 3, Schedule 1 [2], lines 9 and 10. Omit all words on those lines. Insert instead:

[2] Section 4 (2)

Omit the subsection. Insert instead:

- (2) A reference in this Act to a contract that is connected with an owner occupier construction contract is a reference to a construction contract to carry out construction work or supply related goods and services as part of or incidental to the work or goods and services carried out or supplied under the owner occupier construction contract.

No. 3 **Exempt residential construction contracts**

Page 3, Schedule 1. Insert after line 20:

[6] Section 11 (1B) and (1C)

Omit “a construction contract that is connected with” wherever occurring.