

RESIDENTIAL APARTMENT BUILDINGS (COMPLIANCE AND ENFORCEMENT POWERS)
BILL 2020

Schedule of the amendments referred to in the Legislative Council's message of 4 June 2020.

No. 1 **GRNS No. 1 [c2020-068B]**

Page 2, clause 3(1). Insert after line 20—

Building Commissioner means the Building Commissioner referred to in section 60A.

No. 2 **GRNS No. 2 [c2020-068B]**

Page 4, clause 6(b), line 17. Omit "6 years". Insert instead "10 years".

No. 3 **GRNS No. 3 [c2020-068B]**

Page 4, clause 6. Insert after line 18—

- (2) The regulations may provide that a specified provision, or specified provisions, of this Act extend to other classes of buildings (within the meaning of the *Building Code of Australia*).

No. 4 **GRNS No. 4 [c2020-068B]**

Page 8, clause 11, definition of *authorised officer*, line 5. Omit all words on that line. Insert instead—

authorised officer means—

- (a) the Building Commissioner, and
- (b) any person appointed under Division 2.

No. 5 **GRNS No. 1 [c2020-083A]**

Page 18, clause 41(3), line 25. Omit "fail to comply". Insert instead "refuse or fail to comply".

No. 6 **GRNS No. 5 [c2020-068B]**

Page 24. Insert after line 31—

60A Building Commissioner

A Building Commissioner is to be employed under the *Government Sector Employment Act 2013*.

No. 7 **GRNS No. 6 [c2020-068B]**

Page 25, clause 62(a), line 13. Omit "any person". Insert instead "the Building Commissioner and any other person".

No. 8 **GRNS No. 7 [c2020-068B]**

Page 27, clause 68, lines 34-41. Omit all words on those lines. Insert instead—

68 Review of Act

- (1) The Public Accountability Committee of the Legislative Council is to review this Act-
 - (a) to consider the functions exercised or delegated by the Secretary, and
 - (b) to determine whether the policy objectives of the Act remain valid and whether the terms of the Act remain effective for securing those objectives, and
 - (c) to consider the desirability of establishing an independent NSW Building Commission to instead exercise the regulatory and oversight functions under this Act and other Acts relating to the construction of buildings.
- (2) The review is to be undertaken as soon as possible after 30 March 2022.
- (3) A report on the outcome of the review is to be tabled in the Legislative Council by 30 June 2022 (or by a later day determined by the Committee).
- (4) The Minister is to table in the Legislative Council a written response to the report within 3 months after the tabling of the report.