

CM301\*

Building Services (Registration) Act 2011

## **Building Services (Registration) Amendment Regulations (No. 5) 2012**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Building Services (Registration) Amendment Regulations (No. 5) 2012*.

**2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

**3. Regulations amended**

These regulations amend the *Building Services (Registration) Regulations 2011*.

**4. Regulation 16 amended**

Delete regulation 16(2) and insert:

- (2) For the purposes of section 17(1)(b) the qualifications and experience for the renewal of the registration of a building practitioner are the qualifications (if any) and the experience that entitled the person to be registered as evidenced by such registration.
- (3) For the purposes of section 17(1)(b) the qualifications and experience for registration as a building practitioner for an eligible person are the qualifications (if any) and the experience that entitled the eligible person to be previously registered as evidenced by such registration.
- (4) In subregulation (3) —
  - eligible person*** means a person —
    - (a) who was previously registered at any time in the period of 3 years ending on the day on which an application for registration as a building practitioner is made; and
    - (b) whose registration expired or was suspended or cancelled at the request of the person;
  - previously registered*** means —
    - (a) registered as a building practitioner; or
    - (b) registered under the *Builders' Registration Act 1939* section 9A(1) or 10(1).

**5. Regulation 28D amended**

- (1) In regulation 28D(1):
  - (a) in paragraph (b)(ii) delete “2013.” and insert:  
  
2013; and

(b) after paragraph (b)(ii) insert:

- (iii) the registration of a building surveying practitioner level 1 who is an eligible person.

(c) in the Table delete sets 2 and 3 and insert:

Set 2	Building Surveyors Certificate of Qualification issued under the <i>Local Government (Qualifications of Municipal Officers) Regulations 1984</i> regulation 12(1) or (2)	periods totalling at least the equivalent of 5 years full-time unrestricted experience as a building surveyor including at least the equivalent of 4 years full-time experience with a local government in Western Australia in the period since 1 July 1998
Set 3	CPC60108 Advanced Diploma in Building Surveying as described in CPC08: Construction, Plumbing and Services Training Package published by Training.gov.au	periods totalling at least the equivalent of 5 years full-time unrestricted experience as a building surveyor including at least the equivalent of 4 years full-time experience with a local government in Western Australia in the period since 1 July 1998

(2) After regulation 28D(1) insert:

(2A) In subregulation (1) —

***eligible person*** means a person —

- (a) who was registered as a building surveying practitioner level 1 at any time in the period of 3 years ending on the day on which an application for registration as a building surveying practitioner level 1 is made; and

- (b) whose registration expired or was suspended or cancelled at the request of the person.

(3) In regulation 28D(2):

- (a) in paragraph (b)(ii) delete “2013.” and insert:

2013; and

- (b) after paragraph (b)(ii) insert:

- (iii) the registration of a building surveying practitioner level 2 who is an eligible person.

- (c) in the Table delete set 3 and insert:

Set 3		periods totalling at least the equivalent of 6 years full-time unrestricted experience as a building surveyor including at least the equivalent of 4 years full-time experience with a local government in Western Australia in the period since 1 July 1998
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(4) After regulation 28D(2) insert:

(3A) In subregulation (2) —

**eligible person** means a person —

- (a) who was registered as a building surveying practitioner level 2 at any time in the period of 3 years ending on the day on which an application for registration as a building surveying practitioner level 2 is made; and
- (b) whose registration expired or was suspended or cancelled at the request of the person.

(5) In regulation 28D(3):

- (a) in paragraph (b)(ii) delete “30 June 2013.” and insert:

30 March 2015; and

(b) after paragraph (b)(ii) insert:

- (iii) the registration of a building surveying practitioner technician who is an eligible person.

(6) After regulation 28D(3) insert:

(4) In subregulation (3) —

***eligible person*** means a person —

- (a) who was registered as a building surveying practitioner technician at any time in the period of 3 years ending on the day on which an application for registration as a building surveying practitioner technician is made; and
- (b) whose registration expired or was suspended or cancelled at the request of the person.

**6. Regulation 31 amended**

Delete regulation 31(2) and insert:

(2) For the purposes of section 17(1)(b) the qualifications and experience for the renewal of the registration of a painting practitioner are the qualifications (if any) and the experience that entitled the person to be registered as evidenced by such registration.

(3) For the purposes of section 17(1)(b) the qualifications and experience for registration as a painting practitioner for an eligible person are the qualifications (if any) and the experience that entitled the eligible person to be previously registered as evidenced by such registration.

(4) In subregulation (3) —

***eligible person*** means a person —

- (a) who was previously registered at any time in the period of 3 years ending on the day on which an application for registration as a painting practitioner is made; and
- (b) whose registration expired or was suspended or cancelled at the request of the person.

***previously registered*** means —

- (a) registered as a painting practitioner; or
- (b) registered under the *Painters' Registration Act 1961* section 12(1) or (2).

By Command of the Governor,

G. MOORE, Clerk of the Executive Council.