



Western Australia

Building Act 2011

Building Amendment Regulations (No. 3) 2026

Building Amendment Regulations (No. 3) 2026

Contents

1.	Citation	1
2.	Commencement	1
3.	Regulations amended	1
4.	Regulation 41 amended	1
5.	Regulation 43 amended	2
6.	Part 12 inserted	2
	Part 12 — Transitional provision for <i>Building Amendment Regulations (No. 3) 2026</i>	
	73. Building permit not required for Class 10c buildings or incidental structures commenced before start day	2
7.	Schedule 4 amended	3

Building Amendment Regulations (No. 3) 2026

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Building Amendment Regulations (No. 3) 2026*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published on the WA legislation website;
- (b) the rest of the regulations — on 1 November 2026.

3. Regulations amended

These regulations amend the *Building Regulations 2012*.

4. Regulation 41 amended

- (1) In regulation 41(1)(a) and (b) delete “Class 10 building” and insert:

Class 10a or 10b building

- (2) After regulation 41(2) insert:

- (2A) A building permit is not required for building work for a Class 10c building or incidental structure that is

located, or to be located, in the Murchison local government district.

5. Regulation 43 amended

In regulation 43(b) delete “41(1)(a) or (b);” and insert:

41(1)(b);

6. Part 12 inserted

After Part 11 insert:

Part 12 — Transitional provision for *Building Amendment Regulations (No. 3) 2026*

73. Building permit not required for Class 10c buildings or incidental structures commenced before start day

(1) In this regulation —

start day means the day on which the *Building Amendment Regulations (No. 3) 2026* regulation 6 comes into operation.

(2) For the purposes of section 9(b), a building permit is not required for building work for a Class 10c building or incidental structure if —

(a) a building permit was not required for the building work under regulation 41(1) as in force immediately before start day; and

(b) either —

(i) the building work commenced before start day; or

- (ii) a contract to carry out the building work was entered into before start day.

7. Schedule 4 amended

- (1) In Schedule 4 clause 1 in the Table delete “**Class 10 building**” (each occurrence) and insert:

Class 10a or 10b building

- (2) In Schedule 4 clause 1 in the Table after the item for Trayning insert:

Upper Gascoyne	Whole district other than townsites	
----------------	-------------------------------------	--

N. HAGLEY, Clerk of the Executive Council