



Queensland

Building and Construction Industry Payments Amendment Regulation (No. 1) 2004

Subordinate Legislation 2004 No. 203

made under the

Building and Construction Industry Payments Act 2004

Contents

		Page
1	Short title	2
2	Commencement	2
3	Regulation amended	2
4	Amendment of s 3 (Fees)	2
5	Renumbering of s 3 (Fees)	2
6	Insertion of new s 3	2
	3 Adjudication qualification—Act, s 111	2
7	Replacement of schedule (Fees)	3
	Schedule 1 Adjudication qualification	
	Schedule 2 Fees	

1 Short title

This regulation may be cited as the *Building and Construction Industry Payments Amendment Regulation (No. 1) 2004*.

2 Commencement

This regulation commences on 1 October 2004.

3 Regulation amended

This regulation amends the *Building and Construction Industry Payments Regulation 2004*.

4 Amendment of s 3 (Fees)

Section 3, ‘the schedule’—
omit, insert—
‘schedule 2’.

5 Renumbering of s 3 (Fees)

Section 3—
renumber as section 4.

6 Insertion of new s 3

After section 2—
insert—

‘3 Adjudication qualification—Act, s 111

‘For section 111(2)(b) of the Act, the following are prescribed for an adjudication qualification—

- (a) the name of the qualification is Certificate in Adjudication;
- (b) a body mentioned in schedule 1, part 1 may issue the qualification;

- (c) the name of the adjudication competency to be achieved is Building and Construction Industry Payments Adjudication;
- (d) the elements that must be successfully completed are the elements mentioned in schedule 1, part 2.’.

7 Replacement of schedule (Fees)

Schedule—

omit, insert—

‘Schedule 1 Adjudication qualification

section 3(b) and (d)

‘Part 1 Bodies that may issue certificate in adjudication

Name of body

- 1 Adjudicate Today Pty Limited ACN 109 605 021
- 2 Australian Solutions Centre Pty Ltd ACN 085 917 219
- 3 The Institute of Arbitrators & Mediators Australia ACN 008 520 045
- 4 LEADR ACN 008 651 232

‘Part 2 Elements for building and construction industry payments adjudication

Element code

Name of element

- 1 BCIPA-01 The object of the *Building and Construction Industry Payments Act 2004*

- 2 BCIPA-02 How does the Act compare with the NSW *Building and Construction Industry Security of Payments Act 1999*
- 3 BCIPA-03 Relationship between an Adjudicator, Authorised Nominating Authority and Adjudication Registry
- 4 BCIPA-04 Relationship between Authorised Nominating Authorities and Adjudicators
- 5 BCIPA-05 Role and functions of an Authorised Nominating Authority
- 6 BCIPA-06 Registration, suspension, cancellation or conditions of registration relevant for an Authorised Nominating Authority
- 7 BCIPA-07 Role and functions of an Adjudicator
- 8 BCIPA-08 Registration, suspension, cancellation or conditions of registration relevant for an Adjudicator
- 9 BCIPA-09 Language of adjudication
- 10 BCIPA-10 Analysis of the Act
- 11 BCIPA-11 Appointment of the Adjudicator/relevant issues
- 12 BCIPA-12 Conduct of the adjudication by Adjudicator
- 13 BCIPA-13 The NSW experience (significant Supreme Court considerations)
- 14 BCIPA-14 How an Adjudicator writes a decision
- 15 BCIPA-15 After Adjudicator makes decision
- 16 BCIPA-16 Adjudication certificates
- 17 BCIPA-17 Assessment–Examination
- 18 BCIPA-18 Assessment 2–Assignment

‘Schedule 2 Fees

section 4

\$

- | | | |
|---|---|----------|
| 1 | Application for registration as an authorised nominating authority | 1 000.00 |
| 2 | Application for registration as an adjudicator | 500.00 |
| 3 | Application for renewal of registration as an authorised nominating authority | 1 000.00 |
| 4 | Application for renewal of registration as an adjudicator | 500.00’. |

ENDNOTES

- 1 Made by the Governor in Council on 30 September 2004.
- 2 Notified in the gazette on 1 October 2004.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Housing.