



Queensland

Building Amendment Regulation (No. 3) 2012

Subordinate Legislation 2012 No. 151

made under the

Building Act 1975

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1 Short title

This regulation may be cited as the *Building Amendment Regulation (No. 3) 2012*.

2 Commencement

This regulation commences on 1 September 2012.

3 Regulation amended

This regulation amends the *Building Regulation 2006*.

4 Amendment of s 16DA (Inspection of particular prescribed work)

Section 16DA(2), after ‘schedule’—

insert—

‘2B or’.

5 Insertion of new pt 4, div 2A

Part 4, after section 16DA—

insert—

‘Division 2A Continuing professional development

‘16DB Application of div 2A

‘This division prescribes the continuing professional development for the Act, sections 246BN(3)(e) and 246BR(2)(c)(v).

‘16DC Definitions for div 2A

‘In this division—

activities—

[s 5]

- (a) include courses, seminars, workshops and conferences; but
- (b) do not include work experience, unless the work experience is gained while employed by the State or a local government.

CPD activities mean activities approved by the PSC under section 16DE(1).

‘16DD Continuing professional development

- ‘(1) A person must accumulate the following number of points (***CPD points***)—
 - (a) if the person is a building certifier—4 CPD points;
 - (b) otherwise—6 CPD points.
- ‘(2) A person accumulates CPD points by—
 - (a) completing CPD activities; or
 - (b) holding membership of a body mentioned in section 16DE(5).

‘16DE CPD activities and points

- ‘(1) The PSC may approve activities as CPD activities if the PSC considers the activities are relevant to pool safety inspection functions or matters incidental to those functions.
- ‘(2) The PSC must publish on the department’s website a list of CPD activities and the number of CPD points awarded for completion of each CPD activity.

Editor’s note—

The department’s website is at <www.hpw.qld.gov.au>.

- ‘(3) The PSC must allow 1 CPD point to be accumulated for each CPD activity a person undertakes.
- ‘(4) The PSC may allow additional CPD points to be completed for each hour or part of an hour a person undertakes a CPD activity, having regard to the following—
 - (a) the quality of the CPD activity;

- (b) the topics covered by the CPD activity;
 - (c) the extent to which the CPD activity is relevant to pool safety inspection functions or matters incidental to those functions.
- ‘(5) A person holding membership of a body mentioned in schedule 2D, column 1 accumulates the CPD points mentioned in schedule 2D, column 2 shown opposite the body if the person holds the membership at the time the person applies for renewal or restoration of the person’s licence.’.

6 Insertion of new pt 10

After section 59—

insert—

‘Part 10 Transitional provisions for Building Amendment Regulation (No. 3) 2012

‘60 No continuing professional development prescribed for applications made before 1 December 2012

‘Part 4, division 2A does not apply to an application to renew or restore a pool safety inspector’s licence if the application is made on or after 1 September 2012 and before 1 December 2012.

‘61 Completion of 2 CPD points prescribed for applications made on or after 1 December 2012 and before 1 January 2013

‘Part 4, division 2A applies to an application to renew or restore a pool safety inspector’s licence made on or after 1 December 2012 and before 1 January 2013 as if—

- (a) a reference in section 16DD(1)(a) to 4 CPD points was a reference to 2 CPD points; and
- (b) a reference in section 16DD(1)(b) to 6 CPD points was a reference to 2 CPD points.

[s 7]

‘62 Completion of 4 CPD points prescribed for particular applications made on or after 1 January 2013 and before 1 February 2013

- ‘(1) This section applies if—
- (a) a person makes an application to renew or restore a pool safety inspector’s licence on or after 1 January 2013 and before 1 February 2013; and
 - (b) the person making the application is not a building certifier.
- ‘(2) Part 4, division 2A applies to the person’s application as if a reference in section 16DD(1)(b) to 6 CPD points was a reference to 4 CPD points.’.

7 Insertion of new sch 2D

After schedule 2C—

insert—

‘Schedule 2D Bodies and CPD points for membership for continuing professional development

section 16DE(5)

Column 1 Body	Column 2 CPD points
Australian Institute of Building Surveyors ACN 004 540 836	2
RICS Australasia Pty Ltd ACN 089 873 067	2
Swimming Pool & Spa Association of Queensland Inc ABN 13 935 751 789	2’.

8 Amendment of sch 4 (Dictionary)

Schedule 4—

insert—

‘activities, for part 4, division 2A, see section 16DC.

CPD activities, for part 4, division 2A, see section 16DC.

CPD points see section 16DD(1).’.

ENDNOTES

- 1 Made by the Governor in Council on 30 August 2012.
- 2 Notified in the gazette on 31 August 2012.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Housing and Public Works.

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