



Queensland

Building and Construction Industry Payments Amendment Regulation (No. 1) 2014

Subordinate Legislation 2014 No. 311

made under the

Building and Construction Industry Payments Act 2004

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[s 1]

1 Short title

This regulation may be cited as the *Building and Construction Industry Payments Amendment Regulation (No. 1) 2014*.

2 Commencement

This regulation commences on 15 December 2014.

3 Regulation amended

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

4 Insertion of new s 2A

After section 2—

insert—

2A Approval of board's policy—Act, s 101(2)

For section 101(2) of the Act, the Adjudicator Grading and Selection Criteria for Nomination of Adjudicators Policy 2014, made by the board on 17 October 2014, is approved.

5 Omission of s 3 (Adjudication qualification—Act, s 111)

Section 3—

omit.

6 Insertion of new s 3A

After section 3—

insert—

3A Lodgement of adjudication applications—Act, s 111(2)(c)(i)

- (1) For section 111(2)(c)(i) of the Act, an adjudication application must be lodged between 8a.m. and 5p.m. on a business day.

- (2) An application lodged after 5p.m. is taken to be lodged on the following business day.

7 Insertion of new s 5

After section 4—

insert—

5 Transitional provision for Building and Construction Industry Payments Amendment Regulation (No. 1) 2014

- (1) Despite their repeal by the amending regulation, section 3 and schedule 1, as in force immediately before the commencement, continue to apply in relation to a current adjudication qualification.
- (2) In this section—

amending regulation means the *Building and Construction Industry Payments Amendment Regulation (No. 1) 2014*.

current adjudication qualification means a certificate that—

- (a) is held by an individual; and
- (b) was issued to the individual before the commencement; and
- (c) was, immediately before the commencement, an adjudication qualification.

8 Omission of sch 1 (Adjudication qualification)

Schedule 1—

omit.

9 Replacement of sch 2 (Fees)

Schedule 2—

omit, insert—

[s 9]

Schedule 2 Fees

section 4

		\$
1	Adjudication application (Act, s 21(3)(e))—	
	(a) if the claimed amount is \$10,000 or less	50.00
	(b) if the claimed amount is more than \$10,000 but not more than \$50,000	150.00
	(c) if the claimed amount is more than \$50,000 but not more than \$100,000	250.00
	(d) if the claimed amount is more than \$100,000 but not more than \$250,000	350.00
	(e) if the claimed amount is more than \$250,000 but not more than \$500,000	450.00
	(f) if the claimed amount is more than \$500,000 but not more than \$750,000	550.00
	(g) if the claimed amount is more than \$750,000 but not more than \$1,000,000	650.00
	(h) if the claimed amount is more than \$1,000,000	0.07% of the claimed amount but not more than 5000.00
2	Application for registration as an adjudicator (Act, s 56(2)(c))	694.35
3	Application for renewal of registration as an adjudicator (Act, s 70(2)(c))	694.35
4	Issue of an adjudication certificate—	
	(a) if the claimed amount is \$25,000 or less	50.00
	(b) if the claimed amount is more than \$25,000	100.00

ENDNOTES

- 1 Made by the Governor in Council on 11 December 2014.
- 2 Notified on the Queensland legislation website on 12 December 2014.
- 3 The administering agency is the Department of Housing and Public Works.

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