



New South Wales

Home Building Further Amendment (Application Fees) Regulation 2005

under the

Home Building Act 1989

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Home Building Act 1989*.

DIANE BEAMER, M.P.,
Minister for Fair Trading

Explanatory note

The object of this Regulation is to vary application fees for the restoration of contractor licences and building consultancy licences payable under the *Home Building Act 1989*.

This Regulation is one of a number of Regulations, commencing on 16 January 2006, that vary restoration application fees for authorities, licences or certificates issued under Acts administered by the Minister for Fair Trading. The overall purpose of these Regulations is to promote consistency in the method used to calculate these fees. In line with this overall purpose, the amendments in this Regulation ensure that:

- (a) the processing component of the restoration application fee is double the processing component of the renewal application fee, and
- (b) the restoration application fee is higher than the renewal application fee but lower than the application fee for a new licence.

This Regulation is made under the *Home Building Act 1989*, including section 140 (the general regulation-making power).

2005 No 833

Clause 1 Home Building Further Amendment (Application Fees) Regulation 2005

Home Building Further Amendment (Application Fees) Regulation 2005

under the

Home Building Act 1989

1 Name of Regulation

This Regulation is the *Home Building Further Amendment (Application Fees) Regulation 2005*.

2 Commencement

This Regulation commences on 16 January 2006.

3 Amendment of Home Building Regulation 2004

The *Home Building Regulation 2004* is amended as set out in Schedule 1.

Schedule 1 Amendment

(Clause 3)

Schedule 4

Omit the Schedule. Insert instead:

Schedule 4 Application fees

(Clause 42)

Column 1	Column 2	Column 3	Column 4	Column 5	
Type of application	Duration	Processing component	Fixed component	Total fee	
Contractor licence					
Building contractor or supplier of kit homes					
(Individual)	New licence	1 year	\$215	\$279	\$494
	Variation to add a category or categories referred to in clause 46 (1) (a), (b) or (d)	Not applicable	\$215	Nil	\$215
	Variation to add a category or categories referred to in clause 46 (1) (c) or (e)–(ab) or (2) (a)–(j)	Not applicable	\$89	Nil	\$89
	Renewal	1 year	\$51	\$279	\$330
	Restoration	1 year	\$102	\$279	\$381

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Schedule 1 Amendment

Column 1	Column 2	Column 3	Column 4	Column 5
Type of application	Duration	Processing component	Fixed component	Total fee
(Partnership) New licence	1 year	\$502	\$323	\$825
Variation to add a category or categories referred to in clause 46 (1) (a), (b) or (d)	Not applicable	\$215	Nil	\$215
Variation to add a category or categories referred to in clause 46 (1) (c) or (e)–(ab) or (2) (a)–(j)	Not applicable	\$89	Nil	\$89
Renewal	1 year	\$51	\$323	\$374
Restoration	1 year	\$102	\$323	\$425
(Corporation) New licence	1 year	\$547	\$443	\$990
Variation to add a category or categories referred to in clause 46 (1) (a), (b) or (d)	Not applicable	\$215	Nil	\$215
Variation to add a category or categories referred to in clause 46 (1) (c) or (e)–(ab) or (2) (a)–(j)	Not applicable	\$89	Nil	\$89

Home Building Further Amendment (Application Fees) Regulation 2005

Amendment

Schedule 1

Column 1	Column 2	Column 3	Column 4	Column 5
Type of application	Duration	Processing component	Fixed component	Total fee
Renewal	1 year	\$51	\$443	\$494
Restoration	1 year	\$102	\$443	\$545
Other construction or specialist contractor				
(Individual) New licence	1 year	\$109	\$114	\$223
Variation to add a category or categories referred to in clause 46 (1) (a), (b) or (d)	Not applicable	\$215	Nil	\$215
Variation to add a category or categories referred to in clause 46 (1) (c) or (e)–(ab) or (2) (a)–(j)	Not applicable	\$89	Nil	\$89
Renewal	1 year	\$51	\$114	\$165
Restoration	1 year	\$102	\$114	\$216
(Partnership) New licence	1 year	\$116	\$196	\$312
Variation to add a category or categories referred to in clause 46 (1) (a), (b) or (d)	Not applicable	\$502	Nil	\$502

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Schedule 1 Amendment

Column 1	Column 2	Column 3	Column 4	Column 5
Type of application	Duration	Processing component	Fixed component	Total fee
Variation to add a category or categories referred to in clause 46 (1) (c) or (e)–(ab) or (2) (a)–(j)	Not applicable	\$89	Nil	\$89
Renewal	1 year	\$51	\$196	\$247
Restoration	1 year	\$102	\$196	\$298
(Corporation) New licence	1 year	\$116	\$241	\$357
Variation to add a category or categories referred to in clause 46 (1) (a), (b) or (d)	Not applicable	\$547	Nil	\$547
Variation to add a category or categories referred to in clause 46 (1) (c) or (e)–(ab) or (2) (a)–(j)	Not applicable	\$89	Nil	\$89
Renewal	1 year	\$51	\$241	\$292
Restoration	1 year	\$102	\$241	\$343
Building consultancy licence				
(Individual) New licence	1 year	\$215	\$279	\$494
Renewal	1 year	\$51	\$279	\$330
Restoration	1 year	\$102	\$279	\$381

Column 1	Column 2	Column 3	Column 4	Column 5
Type of application	Duration	Processing component	Fixed component	Total fee
(Partnership) New licence	1 year	\$502	\$323	\$825
Renewal	1 year	\$51	\$323	\$374
Restoration	1 year	\$102	\$323	\$425
(Corporation) New licence	1 year	\$547	\$443	\$990
Renewal	1 year	\$51	\$443	\$494
Restoration	1 year	\$102	\$443	\$545
Supervisor certificate				
Building supervisor				
(Individual) New Certificate	1 year	\$62	\$116	\$178
Variation to add a category or categories referred to in clause 46	Not applicable	\$62	Nil	\$62
Renewal	1 year	Nil	Nil	Nil
Restoration	1 year	Nil	Nil	Nil
Other construction or specialist work supervisor				
(Individual) New certificate	3 years	\$62	\$100	\$162
Variation to add a category or categories referred to in clause 46	Not applicable	\$62	Nil	\$62
Renewal	3 years	Nil	Nil	Nil
Restoration	3 years	Nil	Nil	Nil

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Schedule 1 Amendment

Column 1	Column 2	Column 3	Column 4	Column 5
Type of application	Duration	Processing component	Fixed component	Total fee
Tradesperson certificate				
(Individual) New certificate	3 years	\$65	\$41	\$106
Variation to add a category or categories referred to in clause 46 (2) (a)–(j)	Not applicable	\$62	Nil	\$62
Renewal	3 years	Nil	Nil	Nil
Restoration	3 years	Nil	Nil	Nil
Owner-builder permit				
	Not applicable	\$51	\$81	\$132
Replacement contractor licence, building consultancy licence, certificate or owner-builder permit				
	Not applicable	\$37	Nil	\$37

BY AUTHORITY