



New South Wales

Home Building Amendment (Register) Regulation 2006

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 amend the *Home Building Regulation 2004* in relation to the information to be recorded on the register of licences and other authorities granted under the *Home Building Act 1989*. The Regulation will make it unnecessary to include the results of the following determinations and prosecutions on the register:

- (a) determinations under Part 4 of the *Home Building Act 1989* that no further action be taken,
- (b) prosecutions which do not result in a person being found guilty of an offence.

This Regulation is made under the *Home Building Act 1989*, including sections 120 (3) and 140 (the general regulation-making power).

2006 No 740

Clause 1 Home Building Amendment (Register) Regulation 2006

Home Building Amendment (Register) Regulation 2006

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Home Building Act 1989

1 Name of Regulation

This Regulation is the *Home Building Amendment (Register) Regulation 2006*.

2 Amendment of Home Building Regulation 2004

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

Schedule 1 Amendments

(Clause 2)

[1] Clause 80 Register

Omit “any relevant determination under Part 4 of the Act” wherever occurring in clause 80 (a) (xii), (b) (ix), (c) (vii) and (d) (vi).

Insert instead “any relevant determination under Part 4 of the Act (other than any determination that no further action be taken)”.

[2] Clause 80 (a) (xiii), (c) (viii) and (d) (vii)

Omit “any prosecutions against the holder under the Act” wherever occurring.

Insert instead “any prosecutions against the holder under the Act (other than any prosecution which does not result in the holder being found guilty of an offence under the Act)”.

[3] Clause 80 (b) (x)

Omit “any prosecution against the holder under the Act”.

Insert instead “any prosecutions against the holder under the Act (other than any prosecution which does not result in the holder being found guilty of an offence under the Act)”.