



Moreland
City Council

Instrument of Delegation and Authorisation

by

The Municipal Building Surveyor

28 September 2021



Instrument of Delegation and Authorisation

In exercise of the powers conferred by ss 216B and 228A of the *Building Act 1993 (Act)*, by **this Instrument of Delegation and Authorisation, I, as Municipal Building Surveyor of Moreland City Council –**

1. delegate each duty and/or function and/or power described in column 1 of the Schedule (and summarised in column 2 of the Schedule) to the member of Council staff, or person engaged by Council described opposite each such duty and/or function and/or power in column 3 of the Schedule;
2. record that a reference in the Schedule to:

BI	means	Building Inspector
CSO	means	Customer Support Officer
SBS	means	Senior Building Surveyor
SPI	means	Swimming Pool Inspector
TLBS	means	Team Leader Building Services
UMBSEH	means	Unit Manager Building Services and Environmental Health
3. appoint the following persons to be authorised persons for the purposes of exercising the powers of the municipal building surveyor under Division 2 of Part 13 of the Act:
 - 3.1 Jana Brown
 - 3.2 Marija Muhvic
 - 3.3 Andrew Ridsdale
 - 3.4 Joseph Spehar
 - 3.5 Sergio Martins
 - 3.6 Wendy Gray
 - 3.7 Berkay Genc
4. record that on the coming into force of this Instrument of Delegation and Authorisation each delegation under the Instrument of Delegation dated 30 March 2020 and executed by Paul Ransom is revoked;
5. declare that this Instrument of Delegation and Authorisation –
 - 5.1 comes into force immediately upon its execution;
 - 5.2 must be exercised in accordance with any guidelines or policies which Council from time to time adopts; and
 - 5.3 is subject any conditions and limitations set out in the Schedules.

Dated: 28 September 2021

Signed by Paul Ransom 	Witnessed by Naomi Ellis: 
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SCHEDULE

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BUILDING ACT 1993			
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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 10(2)	Power to be satisfied and to certify in writing that substantial progress was made on the design of a building before a building regulation or amendment commenced	TLBS, SBS, BI	
s 10(4)	Power to agree with owner of building or land that a building regulation or amendment is to apply	TLBS, SBS, BI	
s 17	Function of receiving application for a building permit	TLBS, SBS, BI	
s 18A(2)	Duty to provide to Development Victoria without delay notice setting out information in s 18A(2)(a) and a copy of any relevant planning permit, in certain circumstances where s 18A(1) is satisfied	Not applicable	
s 18B(2)	Duty to give notice of an application which satisfies s 18B(1), to the Commissioner of State Revenue	Not applicable	
s 18D(2)	Duty to, within 14 days after receiving an application, give to the Secretary to the Department of Environment, Land, Water and Planning a notice of the application, a copy of the application and any documents that accompany the application	TLBS, SBS	Where the municipal building surveyor is the relevant building surveyor

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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 19	Duty to decide application for building permit by either issuing permit, issuing permit with conditions or refusing permit	TLBS, SBS, BI	
s 21(1)	Duty to specify in building permit whether occupancy permit is required under s 21(2) for the whole or part of the building	TLBS, SBS, BI	
s 21(2)	Duty to consider whether building work is minor or does not compromise the suitability of the building for occupation	TLBS, SBS, BI	
s 23	Duty to notify the reporting authority of permit and give the reporting authority a copy of the permit, where issues a building permit which differs from or fails to implement the recommendations in the reporting authority's report under Schedule 2 on the application for the permit	TLBS, SBS, BI	<p>Does not apply to classes of buildings set out in r 1805 of the <i>Building Regulations 2018</i></p> <p><i>which refers to various classes of buildings (including residential care, remand centres and prisons) affected by:</i></p> <ul style="list-style-type: none"> • the <i>Children and Young Persons Act 1989</i>; • the <i>Corrections Act 1986</i>; • the <i>Intellectually Disabled Person's Services Act 1986</i>; and

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Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
			<ul style="list-style-type: none"> the Mental Health Act 1986.
s 24(1)	Duty to not issue building permit unless satisfied of matters set out in s 24(1), subject to s 24A	TLBS, SBS, BI	Note – the matters include compliance with the Act and regulations, and necessary consents and the issue of a planning permit (if required).
s 24(2)	Duty to not issue building permit that imposes on the applicant lesser or greater standards or requirements than those prescribed by this Act or building regulations, unless permitted to do so by this Act or the building regulations	TLBS, SBS, BI	
s 24(3)	Duty to not issue building permit if notice is required to be given to the Development Victoria under s 18A unless the Victorian Building Authority (VBA) has notified the relevant building surveyor under s 51ZA of the <i>Development Victoria Act 2003</i> that, either charges are not payable, or if charges are payable, that they have been paid or an agreement has been entered into.	Not applicable	
s 24(4)	Duty to not issue a building permit for the carrying out of building work on land in respect of which there is a GAIC recording (within the meaning of Part 9B of the	Not applicable	Note – refers to growth areas infrastructure contributions.

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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	<i>Planning and Environment Act 1987</i>), unless the applicant produces a certificate relating to that liability as set out in (a) – (d)		
s 24(4A)	Duty to not issue a building permit for the carrying out of building work on land in respect of which there is a levy recording (within the meaning of the <i>Melbourne Strategic Assessment (Environment Mitigation Levy) Act 2020 (Vic)</i>) unless the applicant produces any of the certificates set out in s 24(4A)(a) – (c) issued by the Secretary to the Department of Environment, Land, Water and Planning under that Act	TLBS, SBS, BI	
s 24(5)	Duty to not issue building permit in respect of building work unless satisfied that any community infrastructure levy payable under Part 3B of the <i>Planning and Environment Act 1987</i> has been paid to the relevant agency or an agreement has been entered for payment	TLBS, SBS, BI	
s 24(6)	Duty not to issue a building permit in relation to building work unless satisfied by the applicant of the criteria set out in s 24(6)(a) and (b)	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor Subject to r 269 of the <i>Building Regulations</i>

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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
			2018
s 24(7)	Duty not to issue a building permit in relation to building work unless satisfied by the applicant of the criteria set out in s 24(7)(a) and (b)	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor Subject to r 269 of the <i>Building Regulations 2018</i>
s 24A(1)	Power to consider whether satisfied of the matters set out in s 24A(1)(a) – (d)	TLBS, SBS, BI	Note – the matters relate to the registration of the proposed building practitioner and the requirement that any architect engaged in the building work is insured.
s 24A(3)	Power to consider application for a building permit for domestic building work where cost of the work exceeds the prescribed amount and the work is not to be carried out under a major domestic building contract, subject to duty to not issue the permit unless satisfied of matters in s 24A(3)	Not delegated	Note – the matters relate to the registration of the proposed building practitioner under Part 11 of the Act, the requirement that any architect engaged in the building work is registered under the <i>Architects Act 1991</i> and that the applicant has been issued with a certificate of consent for the work. For applications accepted on or before 4 July 2016, this applies to work which exceeds \$12,000, rather than the

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			prescribed amount
s 25	Duty to notify applicant for a permit in writing without delay of refusal of permit and reasons refusal	TLBS, SBS, BI	Note – The delegate must not exercise this delegation unless unlimited.
s 25AA(1)	Function of receiving notification that the person is the new owner of the land	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
s 25A	Function of receiving notice of changes to the engagement of a building practitioner, an endorsed building engineer or an architect	TLBS, SBS, BI	Note: this amendment is not yet in force and will commence on 1 July 2021, unless proclaimed earlier
s 28(1)	Power to issue building permit for carrying out of building work that does not comply with building regulations if the work is to be carried out on, or in connection with a building included on the Heritage Register, subject to s 24	TLBS, SBS, BI	
s 28(3)	Duty to take into account certain matters in deciding application for a building permit in respect of a building to which s 28(1) applies	TLBS, SBS, BI	
s 29(1)	Power to refuse to issue building permit for construction of a building in certain circumstances	TLBS, SBS, BI	Note – relates to land part of which may be disposed of without proceeding under the Subdivision Act 1988 where the building to

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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
			<i>be constructed would not comply.</i>
s 29(2)	Duty to not refuse to issue building permit on the sole ground that the owner may without notice to the Council dispose of the land to the Crown or a public statutory body	TLBS, SBS, BI	
s 29B(1) and (3)	Function of receiving notice from the responsible authority	TLBS, SBS, BI	
s 29B(2)	Duty to suspend consideration of application for building permit upon receipt of notice under s 29B(1)	TLBS, SBS, BI	Note – section 29B (1) refers to pending consents and some subdivisional matters.
s 29B(5)	Duty, in making decision under s 24, to consider the requirements of the relevant planning scheme as amended when given notice of amendment under s 29B(3)(c)	TLBS, SBS, BI	
s 30(1)	Duty to give Council a copy of permit, plans and other documents lodged with permit application	TLBS, SBS, BI	
s 30(1A)	Duty to give a copy of any other prescribed documents, relating to the application for the building permit or the permit, to the relevant council	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor

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s 30B(a)	Duty to certify documents and lodgement fees paid on approved checklist	TLBS, SBS, BI	Only applies to building permits issued on or after 4 July 2016
s 30B(b)	Duty to give certified checklist to Council at same time as giving documents required under s 30	TLBS, SBS, BI	Only applies to building permits issued on or after 4 July 2016
s 33(1)	Function of being notified after completion of each mandatory notification stage of building work for which a permit has been issued under Part 3	TLBS, SBS, BI	
s 33(2)	Power to direct person to stop carrying out work after completion of mandatory notification stage	TLBS, SBS, BI	
s 34	Duty to cause building work to be inspected in person upon being notified of completion of mandatory notification stage of building work for which a building permit has been issued under Part 3	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
s 35	Power to cause building work for which permit issued under Part 3 to be inspected at any time, whether or not mandatory notification stage completed	TLBS, SBS, BI	
s 35A(1)	Duty to ensure that a record of the inspection is made upon completion of an inspection under ss 34 or 35	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor

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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 35A(2)	Duty to give a copy of the record made under s 35A(1) upon written request	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
s 35A(2)(b)	Function to request and receive a copy of a record made under s 35A(1)	TLBS, SBS, BI	Where the municipal building surveyor is the municipal building surveyor for the municipal district in which the building work was inspected
s 35B	Duty not to cause a person to carry out an inspection under ss 34 or 35 unless the criteria in ss 35B(a) or 35B(b) is met	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
s 37A(2)	Duty to give a direction to fix building work to relevant person where reasonable belief that building work fails to comply with this Act, building regulations or building permit	TLBS, SBS, BI	
s 37A(3)	Power to authorise building surveyor or relevant building inspector to give oral direction to fix building work to relevant person	TLBS, SBS, BI	
s 37D(2)	Duty to give written direction to fix building work where not satisfied at the end of prescribed period following an oral direction that building work complies	TLBS, SBS, BI	

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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	with this Act, building regulations or building permit		
s 37G(1)	Function of receiving request to extend period to comply with building direction	TLBS, SBS, BI	
s 37G(3)	Power to grant extension of period for compliance with direction to fix building work received under s 37G(2)	TLBS, SBS, BI	
s 37G(4)	Duty to give written notice of extension of time granted under s 37G(3) to builder	TLBS, SBS, BI	
s 37HA	Power to stay operation of a direction to fix building work where subject of conciliation	TLBS, SBS, BI	
s 37I(1)	Power to revoke direction to fix building work	TLBS, SBS, BI	
s 37I(2)	Duty to give written notice of revocation of direction to fix building work	TLBS, SBS, BI	
s 37J	Duty to give prescribed documents in relation to direction to fix building work to relevant owner and any other prescribed person	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
s 37J	Function of receiving documents	TLBS, SBS, BI	Where the municipal building surveyor is

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			the relevant building surveyor and in turn a prescribed person
s 37K(1)	Duty to give written notice to VBA of failure to comply with a written direction to fix building work within 7 days of failure to comply	TLBS, SBS, BI	
s 38(1)	Duty to issue notice of final inspection following inspection of final mandatory notification stage, if occupancy permit not required and all directions complied with	TLBS, SBS, BI	
s 41	Function of receiving application for occupancy permit	TLBS, SBS, BI	
s 43	Duty to decide application for occupancy permit under Division 1 of Part 5 by either issuing permit, issuing permit with conditions or refusing permit	TLBS, SBS, BI	
s 44	Duty to not issue occupancy permit in certain circumstances	TLBS, SBS, BI	
s 47	Duty to notify the reporting authority without delay and give copy of permit to the reporting authority, if issues occupancy permit which differs from or fails to implement recommendations in the reporting	TLBS, SBS, BI	Does not apply to classes of building set out in r 1805 of the <i>Building Regulations 2018</i> which refers to various classes of buildings

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	authority's report under Schedule 2		<p>(including residential care, remand centres and prisons) affected by:</p> <ul style="list-style-type: none"> • the Children and Young Persons Act 1989; • the Corrections Act 1986; • the Intellectually Disabled Person's Services Act 1986; and • the Mental Health Act 1986.
s 48	Duty to notify applicant of refusal of permit under Division 1 of Part 5 and reasons for refusal	TLBS, SBS, BI	
s 53	Function of receiving application for an occupancy permit	TLBS, SBS, BI	
s 55	Duty to not issue occupancy permit under Division 2 of Part 5 unless the place to which the permit applies is suitable for occupation for the public entertainment or class of public entertainment for which the permit is sought	TLBS, SBS, BI	
s 56	Duty to decide application for occupancy permit under Division 2 of Part 5 by either issuing permit, issuing permit with conditions or refusing permit	TLBS, SBS, BI	

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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 57(1)(a)	Power to approve the siting of a temporary structure	TLBS, SBS, BI	
s 59	Power to issue combined occupancy permit if requirements of Division 1 and Division 2 of Part 5 are satisfied	TLBS, SBS, BI	
s 60	Duty to notify the reporting authority without delay and give copy of permit to the reporting authority, if issues occupancy permit which differs from or fails to implement recommendations in the reporting authority's report under Schedule 2	TLBS, SBS, BI	
s 62	Duty to notify applicant of refusal of permit under Division 2 of Part 5 and reasons for refusal	TLBS, SBS, BI	
s 63	Power to cause any place of public entertainment for which an occupancy permit has been issued under Division 2 of Part 5 to be inspected from time to time to determine whether or not the permit is being complied with	TLBS, SBS, BI	
s 64	Power to approve occupation on a temporary basis of a building for which there is not or could not be issued an occupancy permit appropriate to the use of the	TLBS, SBS, BI	

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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	building		
s 66	Power to approve form of application under Division 3 of Part 5	TLBS, SBS, BI	
s 67	Duty to decide application for approval to occupy a building on a temporary basis by either issuing approval, issuing approval with conditions or refusing approval	TLBS, SBS, BI	
s 69	Duty to notify applicant in writing of refusal and reason for refusal of approval to occupy building on temporary basis	TLBS, SBS, BI	
s 70	Power to amend a permit or approval issued under Part 5, on an application by the owner of the building or land or if the amendment is necessary in the public interest	TLBS, SBS, BI	
s 71	Power to cancel a permit or approval if obtained by fraud or misrepresentation	TLBS, SBS, BI	
s 72	Power to cancel occupancy permit issued under Division 1 of Part 5 in certain situations	TLBS, SBS, BI	

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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 73(1)	Duty to give Council a copy of permit, approval, amendment, plans or other documents lodged with application	TLBS, SBS, BI	
s 73(1A)	Duty to give Council a copy of other prescribed documents relating to application	TLBS, SBS, BI	
s 81(4)	Duty to not complete the first private building surveyor's functions in respect of the building work without the written consent of the VBA, where the appointment of a private building surveyor is terminated under s 81(3)	TLBS, SBS, BI	
s 82	Duty to comply with direction of the VBA where appointment of private building surveyor is terminated and the MBS is to complete the private building surveyor's functions	TLBS, SBS, BI	
s 83T(2)	Function of receiving information from manager appointed by the VBA under s 83B	TLBS, SBS, BI	
s 84(1)	Function of receiving notification of proposed building work where owner is required to undertake protection work in respect of an adjoining property before or	TLBS, SBS, BI	

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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	during the carrying out of building work for which a building permit is required must		
s 85(1)(b)	Function of receiving notice from adjoining building owner regarding proposed protection works	TLBS, SBS, BI	
s 87(1)	Duty to examine the proposal for protection work and determine the appropriateness or otherwise of the work upon receipt of notice under s 85(1)(b)	TLBS, SBS, BI	
s 87(2)(a)	Power, in the case of notice under s 85(b)(ii), to ask owner for more information before making determination under s 87(1)	TLBS, SBS, BI	
s 87(2)(b)	Duty to make copy of information available to adjoining owner	TLBS, SBS, BI	
s 87(3)	Power make any inquiries and not to give any person a hearing	TLBS, SBS, BI	
s 87(4)	Duty to give notice of determination under s 87	TLBS, SBS, BI	
s 92	Duty to make available to adjoining owner, on request, for inspection, without charge, plans, drawings and specifications of proposed building	TLBS, SBS, BI	

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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	work at any time after notice of intention to commence building work is given under Part 7		
s 101(1)	Function of receiving plans showing protection work	TLBS, SBS, BI	
s 101(2)	Duty to give a copy of documents to Council	TLBS, SBS, BI	
s 102	Power to make an emergency order under Division 1 of Part 8 if the MBS is of the opinion that the order is necessary because of danger arising out of the condition or use or proposed use of a building, land on which building work is carried out or a place of public entertainment	TLBS, SBS, BI	
s 103(2)	Power to permit any person to enter, use or occupy a building, land or a place of public entertainment	TLBS, SBS, BI	
s 104(5)	Function of receiving the results of the destructive testing of the building product or material from an owner or builder referred to in s 104(4)	TLBS, SBS, BI	
s 105(2)	Duty to cause an emergency order to be served on the person to whom it is directed without delay after it is made	TLBS, SBS, BI	

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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 105(3)	Duty to give a copy of an emergency order to any private building surveyor appointed to perform a function in relation to a building, land or place to which the order relates	TLBS, SBS, BI	
s 105B	Power to cancel an emergency order in some circumstances, by giving a written notice to the person to whom the notice was directed	TLBS, SBS, BI	
s 106	Power to cause a building notice to be served on an owner of a building, land or place of public entertainment if believes that one of the circumstances specified in s 106(a) – (d) exists	TLBS, SBS, BI	s 118A: must only cause building notice to be served if direction to fix building work not complied with, or satisfied it is not possible or appropriate to give a direction to fix the building work
s 110	Power to cancel building notice after considering any representations made by owner under s 109	TLBS, SBS, BI	
s 111(1)	Power to make building order under s 111 after the end of the time allowed by the building notice for making representations	TLBS, SBS, BI	s 118A: must only make building order if direction to fix building work not complied with, or satisfied it is not possible or appropriate to give a direction to fix the building work

BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 111(2)	Duty to consider any representations made by the owner concerned before making an order	TLBS, SBS, BI	
s 111(4)	Power to permit a person entering, using or occupying a building, land or place of public entertainment	TLBS, SBS, BI	
s 111(9)	Function of receiving the results of the destructive testing of the building product or materials from the owner or builder referred to in s 111(8)	TLBS, SBS, BI	
s 112(1)	Power to make a building order that requires an owner or other person to stop building work	TLBS, SBS, BI	Subject to s 107
s 112(6)	Power to exempt any part of the building work from a building order under s 112, if the relevant building surveyor considers that it is necessary for the building work to be carried out in accordance with s 112(6)(a)-(c)	TLBS, SBS, BI	
s 113	Power to make a building order requiring the owner of a building, land on which building work is being or is proposed to be carried out or a place of public entertainment, to carry out work without first serving	TLBS, SBS, BI	Subject to s 107

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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	a building notice, if it is believed that the work required to be carried out is of a minor nature		
s 114(2)	Duty to cause building order to be served on person to whom it is directed without delay	TLBS, SBS, BI	
s 116(2)	Power to amend or cancel a building order or refuse to amend or cancel a building order after considering request under s 116(1)	TLBS, SBS, BI	
s 116(4)	Duty to inform the owner in writing, without delay, of the relevant building surveyor's decision under s 116(2)	TLBS, SBS, BI	
s 119	Power to direct a person to obtain a building permit, or to comply with the Regulations, when carrying out work in accordance with an emergency order or building order in force under Part 8 of the Act	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
s 120(2)	Duty to inspect work notified as completed under s 120(1) and either report to Council that emergency order or building order has been fully complied with or require that order be fully complied with	TLBS, SBS, BI	
s 121	Power to cause work to be carried out if an owner	TLBS, SBS, BI	

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Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	fails to carry out work as required by an emergency order or building order		
s 122	Duty to take necessary action if required by Minister	Not delegated	The duty remains with the MBS.
s 124	Power to request assistance of a police officer, to evacuate a building, land or place of entertainment in accordance with emergency order, or in removing persons from building, land or place in which work is being carried out in accordance with emergency order	TLBS, SBS, BI	
s 125(1)	Duty to give a copy of notice or order to Council	TLBS, SBS, BI	
s 125(2)	Duty to give a written notice of the compliance, amendment or cancellation to Council	TLBS, SBS, BI	
s 150	Power to refer to Building Appeals Board any dispute with owner about exercise of powers under s 228D(6)(ab)	TLBS, SBS, BI	
s 156	Power to refer to Building Appeals Board any dispute about estimate of costs of work	TLBS, SBS, BI	
s 157	Power to refer to Building Appeals Board a dispute about a building, building work or proposed building	TLBS, SBS, BI	

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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	work which concerns the application or effect of any provision of the building regulations or whether any provision of the building regulations is or has been complied with		
s 160	Power to make application to the Building Appeals Board for a determination that a provision of the building regulations does not apply or applies with the modifications or variations specified in the application	TLBS, SBS, BI	
s 160A	Power to make application to the Building Appeals Board for a determination that a particular design of a building or an element of a building complies with this Act, the building regulations or any document applied, adopted or incorporated in the building regulations	TLBS, SBS, BI	
s 162(1)(a)(iii) and (c)	Function of being consulted by Building Appeals Board	TLBS, SBS, BI	
s 176A(g)	Power to request that a registered building practitioner or, in the case of a registered body corporate, the nominee director of the registered building practitioner, produce their certificate of registration for inspection	TLBS, SBS, BI	

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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 187O	Power to request a licensed building employee to produce their licence certificate for inspection	TLBS, SBS, BI	
s 188AA(3)	Duty to comply with any relevant direction issued under s 188AA(1) in carrying out a function under the <i>Building Act 1993</i> and <i>Building Regulations 2018</i>	TLBS, SBS, BI	
s 205HA	Duty to refuse building permit application if the circumstances described in s 205HA(a) and (b) apply	TLBS, SBS, BI	
s 205I(1)	Duty to estimate the cost of the building work and without delay give the VBA and applicant written notice of the estimate	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
s 205I(2)	Duty to estimate the cost of the whole of the building work, estimate the cost of the stage of the building work and, without delay, give the VBA and applicant written notice of the matters specified in s 205I(3)	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
s 205J(1)	Duty to keep certain records, make those records available, forward the amounts received to the VBA and give periodic returns to the VBA	TLBS, SBS, BI	
s 205M	Duty to follow a direction given by the VBA	TLBS, SBS, BI	

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PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
s 205M(4)	Power to make submissions to the VBA about the proposed direction or recommendation	TLBS, SBS, BI	
s 205M(5)	Function of receiving a copy of a direction or recommendation from the VBA	TLBS, SBS, BI	
s 216C(1)(a)	Function of issuing building permits where appointed for land outside the municipal district	Not applicable	
s 216C(1)(b)	Function of carrying out inspections of buildings and building work under Part 4 where appointed for land outside the municipal district	Not applicable	
s 216C(1)(c)	Function of issuing occupancy permits and temporary approvals under Part 5 where appointed for land outside the municipal district	Not applicable	
s 216(3)	Power to use the title of municipal building surveyor in carrying out functions under s 216 of the Act	Not applicable	Power of a MBS appointed under s 216C(1) of the Act in respect of land outside the municipal district
s 216C(2) & (4)	Power to carry out outside the municipal district any function, other than those specified in s 216C(1), conferred on a private building surveyor by this Act or	Not applicable	Power of a MBS appointed under s 216C(1) of the Act in respect of land outside the municipal district

BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	the regulations		
s 225(d)	Duty to assist the Minister and obey all directions given by the Minister in the exercise of any of the powers of the Minister under s 224	Not applicable	
s 227E(1)	Power to inspect, either separately or jointly with chief officer, any safety or emergency installations, equipment or services or any records or reports relating to the operation and maintenance of any safety or emergency installations, equipment or services	TLBS, SBS, BI	
s 227E(2)	Function of receiving from chief officer a report of an inspection by the chief officer under s 227E(1)	TLBS, SBS, BI	
s 227E(3)	Duty to ensure that owner of building or place of public entertainment that has been inspected under s 227E(1) is provided with inspection report signed by the MBS, within 10 business days of inspection	TLBS, SBS, BI	
s 228A(1)	Power to authorise a person to exercise all or any of the powers under Part 13 Division 2 where satisfied that the person to be authorised is appropriately qualified or has successfully completed appropriate	Not delegated	

BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	training		
s 228A(3)	Power to authorise a person to exercise all or any of the powers under Part 13 Division 2 Subdivision 4 where satisfied that the person to be authorised is appropriately qualified or has successfully completed appropriate training	Not delegated	
s 228B(1)	Duty to issue documentation that complies with s 228B(4) to a person authorised by the MBS under s 228A	Not delegated	
s 234E(2)	Power to apply for an injunction	UMBSEH	
s 236(7)	Function of providing consent to remove or deface an order or notice put up under ss 236(4) or 236(4A)	TLBS	
s 238(1)	Power to rely on certificate by a registered building practitioner in a prescribed category, class of practitioners or an endorsed building engineer that building work or proposed building work of a prescribed class complies with any provision of the <i>Building Act 1993</i> or the regulations	TLBS, SBS, BI	Note: this amendment is not yet in force and will commence on 1 July 2021, unless proclaimed earlier
sch 2, cl 2(1)	Power to require applicant to provide additional	TLBS, SBS, BI	

BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	information or documents or to amend application before dealing with or dealing further with application		
sch 2, cl 3(1)	Power to refuse application if additional information or document or amended application is not supplied within the time specified	TLBS, SBS, BI	
sch 2, cl 3(2)	Duty to give applicant 30 days notice in writing of intention to refuse application	TLBS, SBS, BI	
sch 2, cl 4(1)	Duty to not decide an application that is required by this Act or regulations to be reported on or consented to, without obtaining report or consent from the reporting authority	TLBS, SBS, BI	
sch 2, cl 4(2)	Duty to give copy of application to each reporting authority within prescribed time	TLBS, SBS, BI	
sch 2, cl 4(3)	Duty to forward to a reporting authority with the copy of an application, any fees paid to the building surveyor under clause 1(e)	TLBS, SBS, BI	
sch 2, cl 5(3)	Power not to obtain a report or consent from a reporting authority if the applicant notifies that they have applied for or intends to apply for that report or	TLBS, SBS, BI	

BUILDING ACT 1993			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	consent, or supplies a copy of the report made in the last 12 months or of the consent		
sch 2, cl 6(1)	Power to proceed to decide an application without a report being obtained if a copy of the report is not supplied by the reporting authority (other than a Council or an officer of a Council) within the prescribed time	TLBS, SBS, BI	
sch 2, cl 6A(2)	Power to proceed to decide an application without a report being obtained if a copy of the report is not supplied by a responsible authority under the <i>Planning and Environment Act 1987</i> within the prescribed time	TLBS, SBS, BI	
sch 2, cl 7(1)	Duty to consider any report of a reporting authority supplied under Schedule 2 before deciding the relevant application for a permit	TLBS, SBS, BI	
sch 2, cl 7(2)	Duty to implement recommendations of a prescribed reporting authority in relation to a prescribed matter, in deciding application	TLBS, SBS, BI	
sch 2, cl 7(3)	Power to not implement any of the recommendations in a report by a reporting authority, except as	TLBS, SBS, BI	

BUILDING ACT 1993

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
	provided under cl 7(2)		

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 13(1)	Duty to determine the classification of a building when performing a function under the Act or the Regulations	SBS, TLBS, UMBSEH	Where the municipal building surveyor is the relevant building surveyor
r 13(2)	Duty to classify the building as belonging to the class it most closely resembles	SBS, TLBS, UMBSEH	Where the municipal building surveyor is the relevant building surveyor
r 25(3)	Power to reasonably require additional copies of documents set out in r 25(1)	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 26(2)	Power to reasonably require additional copies of documents set out in r 26(1)	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 27	Power to exempt an application for a building permit in respect of building work from any requirement under r 25 or 26	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 29	Power to request additional information to accompany application for permit	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 36A	Power to examine an extract of the major domestic building contract and a copy of the certificate of insurance	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 37(3)	Duty to include the things specified in r 37(3)(a) and 37(3)(b) on the building permit	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor

BUILDING REGULATIONS 2018

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 38	Duty to document determination of performance solution	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 39	Duty to provide copy of building permit	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 42	Function of being notified of changes by the owner of a building or land to which a building permit relates	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 43	Function of being notified of any change in the name or address of the building practitioner specified in the permit	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 47	Duty to provide information to the VBA in the approved form within 7 days after the end of each month	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 56	Duty to give notice of an imminent lapse of building permit – commencement of work	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 57	Duty to give notice of an imminent lapse of building permit – completion of work	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 58	Duty to cause a copy of the notice of imminent lapse of building permit to be provided	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 59(1)	Function of receiving an application for an extension of the commencement date or the completion date of building work	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor

BUILDING REGULATIONS 2018

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 59(3)	Power to extend the commencement date or completion date of the building work	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 59(4)	Duty to notify the applicant if an extension is granted under r 59(3) without delay	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 60(1)	Function of receiving an application	TLBS, SBS, BI, CSO	Where the municipal building surveyor is appointed by the relevant Council
r 62	Power to request more information	TLBS, SBS, BI	
r 63(1)	Power to refuse an application if information not provided	TLBS, SBS, BI	
r 63(2)	Duty, before refusing an application under r 63(1) to give the applicant 30 days notice in writing of the municipal building surveyor's intention to refuse the application	TLBS, SBS, BI	
r 64(1)	Power to determine or refuse to determine that a combined allotment can be treated as one allotment for the purposes of the <i>Building Act 1993</i> and the Regulations	TLBS, SBS, BI	On receiving an application under r 60(1)
r 64(4)	Duty to give a copy of the determination to the applicant	TLBS, SBS, BI	
r 64(5)	Duty to notify the applicant of refusal to make a determination	TLBS, SBS, BI	

BUILDING REGULATIONS 2018

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 66(1)	Power to revoke a determination	TLBS, SBS, BI	
r 66(2)	Duty to give each owner of land in the combined allotment written notice of the revocation	TLBS, SBS, BI	
r 111(1)	Power to determine if protection work is required	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 111(2)	Duty to determine whether protection work is required when deciding an application for a building permit in relation to proposed building work	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 111(3)	Power to, at any time, determine that protection work is required	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 111(5)	Duty to provide a copy of the determination within 7 days after making a determination under r 111	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 112	Duty to have regard to the items in r 112(a) – 112(i) when determining if protection work is required	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 116(1)	Power to require precautions to be taken before and during building work to protect the safety of the public	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 116(2)	Duty to approve the precautions made under r 116(1)	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 117(1)(a)	Power to inspect and approve precautionary measures	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 117(1)(b)	Power to direct the hours during which any external wall on or within 3 m of a street alignment may be pulled down	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 117(1)(c)	Power to require protective outriggers to be installed	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 117(2)	Power to exempt minor demolition work from the requirements of r 117(1)	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 118(2)	Power to exempt requirement that all water be removed or diverted from excavations before the laying of footings	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 119(1)	Power to require the owner of an allotment to provide retaining walls or other means of maintaining the stability of the soil	TLBS, SBS, BI	
r 120(1)	Power to require that the owner or builder carrying out building work, for which a building permit has been issued, arrange for the testing of any material used in the building work	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor

BUILDING REGULATIONS 2018

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 120(2)	Power to, as a result of the tests, prohibit the use of any material which meets the criteria in r 120(2)(a) and 120(2)(b)	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 121	Duty not to determine that a performance solution complies with a fire performance requirement of the BCA unless the municipal building surveyor meets the criteria in r 121(a) – 121(h)	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 124(2)	Function of receiving a copy of the record prepared under r 124(1) from a registered building practitioner	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 127(b)	Function of inspecting the records of all pile-driving operations	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 127(c)	Function of receiving the complete records of the pile-driving operations	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 128(2)(d)	Power to determine if used timber is suitable to be used for structural purposes	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 129(3)	Duty to forward details of the installation of fire sprinklers to the chief officer when a building permit is issued which involves the installation of fire sprinklers and the installation does not meet the deemed-to-satisfy provisions of the BCA	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 131	Power to require a report from the relevant electricity supply authority as to whether an electricity sub-station is necessary on the allotment and, if so, the size and location of the sub-station	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor If an application is made for a building permit for the construction of a building
r 133	Power to approve the design of every stormwater drainage system to the point of discharge from an allotment	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 147Y(1)	Duty to issue a certificate of pool and spa barrier compliance and give the certificate to the owner of the land in which the swimming pool or spa is located if satisfied that the barrier complies with the applicable barrier standard	TLBS, SBS, BI, SPI	Where the municipal building surveyor is the relevant building surveyor
r 147Y(3)	Power to issue a certificate of pool and spa barrier compliance under r 147Y at any time	TLBS, SBS, BI, SPI	Where the municipal building surveyor is carrying out functions under Part 8 or acting as an authorised person under s 228 of the <i>Building Act 1993</i>
r 147ZB(1)	Duty, on the completion of the building work, to inspect the barrier and determine if the barrier complies with the applicable barrier standard	TLBS, SBS, BI, SPI	Where the municipal building surveyor is the relevant building surveyor

BUILDING REGULATIONS 2018

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 147ZB(2)	Duty to issue a certificate of pool and spa barrier compliance in the form of Form 23 and give the certificate to the owner of the land on which the swimming pool or spa is located	TLBS, SBS, BI, SPI	Where the municipal building surveyor is the relevant building surveyor
r 147ZK(1)	Power to serve a barrier improvement notice in accordance with r 147ZK(2) on the owner of the land on which the swimming pool or spa is located	TLBS, SBS, BI, SPI	
r 156	Duty to accept the bushfire attack level in the planning scheme or site assessment for planning permit	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 157	Duty to accept bushfire attack level of 12.5	Not applicable	Where the municipal building surveyor is the relevant building surveyor
r 165	Duty not to determine that a performance solution complies with performance requirement P2.7.6 of the BCA Volume Two unless the relevant building surveyor relies on one of the items set out in r 165(a) – 165(d)	Not applicable	Where the municipal building surveyor is the relevant building surveyor
r 166E	Power to inspect an emergency accommodation building	TLBS, SBS, BI	
r 166G(2)(a)	Power to notify the owner of the building that building does not comply with a requirement under r 166F(1)(a)	TLBS, SBS, BI	

BUILDING REGULATIONS 2018			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 166G(3)	Duty to give written notice to the owner of the building containing the matters set out in r 166G(3)(a) – (c)	TLBS, SBS, BI	
r 166G(4)	Function of receiving request to extend period of time	TLBS, SBS, BI	
r 166G(5)	Duty to notify owner of building of extended period of time	TLBS, SBS, BI	
r 170	Power to omit a mandatory notification stage set out in r 167 for building work if that stage is not relevant to the building work	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 171	Duty to specify the mandatory notification stages for building work determined under r 167, 168, 169 and 170 in the building permit issued for that building work	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 172(1)	Duty to cause to be inspected the building work in each storey of a Class 2, 3 or 4 building	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 172(2)	Duty to cause to be inspected at least one of each type of fire protection method for each type of service penetration to any building element that is required to resist the spread of fire or smoke on each storey of a Class 2, 3, 4, 9a or 9c building	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor

BUILDING REGULATIONS 2018

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 175	Duty to keep and make available directions to fix building work	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 191	Duty to decide an application to amend an occupancy permit within the time periods set out in r 191(a) and 191(b)	TLBS, SBS, BI	
r 193	Duty to provide copy of an occupancy permit to the applicant within 7 days after issuing the permit	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 194(1)	Duty to ensure that an occupancy permit issued in relation to a building or place of public entertainment specifies the items set out in r 194(1)(a) – 194(1)(c)	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 194(1)(b)	Power to determine the level of performance that each essential safety measure must achieve to fulfil its purpose	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 194(2)	Duty to specify the provision of the Regulations with which the installation and operation of the essential safety measure must comply, which sets out the frequency and type of inspection, testing and maintenance required for the essential safety measure	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
s 198(1)	Duty to ensure that a location approved within a building, for the purposes of r 197, is in a prominent position and is accessible to the occupants of the building	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor Subject to r 198(3)

BUILDING REGULATIONS 2018

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 198(2)	Duty to ensure that a location approved within a place of public entertainment for the purposes of r 197 is in a prominent position and is accessible to the public	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 199(2)	Power to request a copy of any current occupancy permit	TLBS, SBS, BI	
r 201(1)	Duty to notify the chief officer within 10 days after issuing the certificate of the items set out in r 201(1)(a) and 201(1)(b)	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 201(2)	Duty to notify the chief officer of the issue of the certificate within 10 days after issuing the certificate	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 205	Duty to supply information to Council	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 211(2)	Duty to have regard to the qualifications published under r 211(1)	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 214(b)	Power to designate an item as an essential safety measure	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 215(2)	Duty to determine and specify in the determination the items set out in r 215(2)(a) – 215(2)(c)	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 218(2)	Duty to prepare or update a maintenance schedule so that it complies with r 222	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor

BUILDING REGULATIONS 2018

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 218(3)	Power to request documents, from the owner of a building or place of public entertainment, when preparing or updating a maintenance schedule under r 218(2)	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 219(1)	Function of receiving an application for the preparation of a maintenance schedule that complies with r 222	TLBS, SBS, BI	
r 219(2)	Function of receiving all documents referred to in r 225 relating to essential safety measures for the building or place	TLBS, SBS, BI	
r 220	Power to prepare a maintenance schedule in relation to a building or place of public entertainment that complies with r 222	TLBS, SBS, BI	If the owner of the building or place has applied in accordance with r 219 for such a maintenance schedule to be prepared
r 221	Duty to provide a copy of the maintenance schedule to the owner of the building or place without delay	TLBS, SBS, BI	
r 225	Power to request documents relating to essential safety measures	TLBS, SBS, BI	
r 229(2)	Power to exempt a building or place of public entertainment from compliance with any of these Regulations applicable to the new use	TLBS, SBS, BI	

BUILDING REGULATIONS 2018

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 229(3)	Duty, when deciding whether to grant an exemption under r 229(2), to take into account the criteria set out in r 229(3)(a) and 229(3)(b)	TLBS, SBS, BI	
r 231(2)	Power to exempt a building from all or any of the requirements of r 231(2)	TLBS, SBS, BI	
r 231(3)	Duty, when deciding whether to grant an exemption under r 231(2), to take into account the criteria set out in r 231(3)(a) and 231(3)(b)	TLBS, SBS, BI	
r 233(3)	Power to consent to partial compliance of building work or an existing building with r 233(1) or 233(2)	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor Subject to r 233(6)
r 233(6)	Power to only consent to partial compliance in respect of the extension if the floor area of the extension is not greater than the lesser of those in r 233(6)(a) and 233(6)(b)	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor
r 234(2)	Power to consent to partial compliance of a building with r 234(1)	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor

BUILDING REGULATIONS 2018

Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS & LIMITATIONS
r 268	Power, when issuing a permit for building work referred to in s 24B(3) of the <i>Building Act 1993</i> , not to be required to be satisfied that the building work is to be carried out by a builder who is a registered building practitioner	TLBS, SBS, BI	Where the municipal building surveyor is the relevant building surveyor If the building work is to be carried out by a builder who is solely engaged in the business of constructing Class 10 buildings other than a Class 10b structure constructed for the purpose of displaying a sign