



Government Gazette

OF THE STATE OF
NEW SOUTH WALES

Number 91
Wednesday, 23 July 2008

Published under authority by Government Advertising

SPECIAL SUPPLEMENT

CONSTITUTION ACT, 1902

Ministerial arrangements during the absence of the Minister for Housing, and Minister for Tourism

PURSUANT to section 36 of the Constitution Act, 1902, Her Excellency the Governor, with the advice of the Executive Council, has authorised the Hon LJ Burney MP, Minister for Fair Trading, Minister for Youth, and Minister for Volunteering, to act for and on behalf of the Minister for Housing, and Minister for Tourism, as on and from 23 July 2008, with a view to her performing the duties of the Honourable MJ Brown MP, during his absence from duty.

MORRIS IEMMA, M.P.,
Premier

Department of Premier and Cabinet,
Sydney 2008.



New South Wales

Commencement Proclamation

under the

Building Professionals Amendment Act 2008 No 37

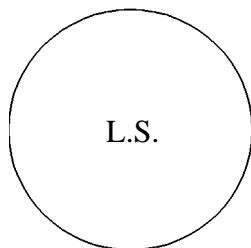
MARIE BASHIR, Governor

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Building Professionals Amendment Act 2008*, do, by this my Proclamation, appoint 1 August 2008 as the day on which the following provisions of that Act commence:

- (a) Schedule 1 [1]–[3], [10], [18], [20], [22]–[32], [35], [43] and [49]–[52],
- (b) Schedule 2 [3], [8] (except to the extent that it amends sections 46 and 65), [10] and [11].

Signed and sealed at Sydney, this 23rd day of July 2008.

By Her Excellency's Command,



FRANK SARTOR, M.P.,
Minister for Planning

GOD SAVE THE QUEEN!

Explanatory note

The object of this Proclamation is to commence certain provisions of the *Building Professionals Amendment Act 2008* that deal with the following matters:

- (a) enabling different accreditation schemes to be prepared in relation to different classes of accreditation under the *Building Professionals Act 2005* (*the Principal Act*),
- (b) enabling the Building Professionals Board to determine an application for accreditation after the Board has been taken to have refused the application because it was not dealt with within the required time,

Commencement Proclamation

Explanatory note

- (c) enabling the Board to cancel or suspend a person's certificate of accreditation if the Board is of the opinion that the person is not a fit and proper person to hold the certificate,
- (d) extending the circumstances in which the Board can take urgent action to suspend or place conditions on a certificate of accreditation,
- (e) enabling the Board to impose the same range of sanctions for professional misconduct or unsatisfactory professional conduct on the holder of a certificate of accreditation as may currently be imposed by the Administrative Decisions Tribunal,
- (f) amendments streamlining certain disciplinary procedures,
- (g) enabling regulations to be made in relation to terms that must, or must not, be included in certain contracts relating to the carrying out of certification work,
- (h) enabling the making of regulations relating to exemptions from the provisions of the Principal Act or the regulations, the adoption of publications, the creation of offences and savings and transitional matters.



New South Wales

Commencement Proclamation

under the

Environmental Planning and Assessment Amendment Act 2008
No 36

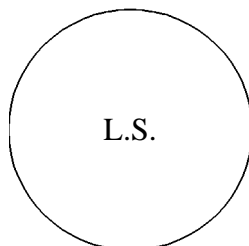
MARIE BASHIR, Governor

I, Professor Marie Bashir AC, CVO, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of section 2 of the *Environmental Planning and Assessment Amendment Act 2008*, do, by this my Proclamation, appoint 1 August 2008 as the day on which the following provisions of that Act commence:

- (a) Schedule 2.1 [5],
- (b) Schedule 2.10 [12],
- (c) Schedule 4.1 [7], [8], [12], [20]–[22], [31] and [32] (except to the extent that it inserts clause 132 of Division 5 of Part 21 of Schedule 6),
- (d) Schedule 4.2 [11],
- (e) Schedule 4.3 [2] and [3],
- (f) Schedule 4.4 [2] and [3],
- (g) Schedule 5.1 [10] and [12].

Signed and sealed at Sydney, this 23rd day of July 2008.

By Her Excellency's Command,



FRANK SARTOR, M.P.,
Minister for Planning

GOD SAVE THE QUEEN!

Commencement Proclamation

Explanatory note

Explanatory note

The object of this Proclamation is to commence certain provisions of the *Environmental Planning and Assessment Amendment Act 2008* that deal with the following:

- (a) enabling regulations to be made with respect to the procedures, and appointment and remuneration of members, of committees established under section 22 of the *Environmental Planning and Assessment Act 1979* (*the Principal Act*) and the appointment and procedures of subcommittees,
- (b) the procedures for certain bodies established under the Principal Act,
- (c) increasing the penalties for erecting a building or subdividing land without complying with specified requirements in section 81A (2) and (4) of the Principal Act,
- (d) ensuring that long service leave levy payments have been made before a council or certifying authority may issue a complying development certificate,
- (e) enabling an environmental planning instrument that authorises an accredited certifier to issue a subdivision certificate in relation to certain subdivisions to place restrictions on the issue of such certificates,
- (f) enabling regulations to be made with respect to documents to be provided to, and matters to be notified to, consent authorities, councils and certifying authorities under the Principal Act,
- (g) the limitation on the time for bringing building actions in relation to building work,
- (h) the removal of the requirement that a certifying authority is to send copies of records relating to missed inspections to the Building Professionals Board,
- (i) amendments to the *Strata Schemes (Freehold Development) Act 1973* and the *Strata Schemes (Leasehold Development) Act 1986* enabling regulations to be made in relation to the inspections that must be carried out before strata certificates may be issued under those Acts and extending the application of the *Building Professionals Act 2005* to accredited certifiers exercising functions under those Acts.

ISSN 0155-6320

Authorised to be printed
DENIS H. HELM, Government Printer.