



Northern Territory of Australia

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Northern Territory of Australia

*Building Amendment (Occupancy Certification) Act 2016*

Commencement Notice

I, John Laurence Hardy, Administrator of the Northern Territory, under section 2 of the *Building Amendment (Occupancy Certification) Act 2016* (No. 6 of 2016), fix 1 May 2016 as the day on which that Act commences.

Dated 21 April 2016

J. L. Hardy  
Administrator

Northern Territory of Australia

*Building Act*

Declarations Relating to Application of Act and Regulations and Occupancy Certification

I, David William Tollner, Minister for Lands and Planning, with effect on and from 1 May 2016:

- (a) under section 6(2) and 6(3) of the *Building Act* and with reference to section 43 of the *Interpretation Act*, revoke the notice entitled "Application of Act and Regulations" dated 31 August 2015 and published in *Gazette* No. G37 dated 16 September 2015; and
- (b) under section 6(2) of the *Building Act*, make the declaration in Schedule 1, Part 2; and
- (c) under section 6(3) of the Act, make the declaration in Schedule 1, Part 3; and
- (d) under section 65(1A)(b) of the Act and with reference to section 8(1) of the *Interpretation Act*, make the declaration in Schedule 1, Part 4.

Dated 20 April 2016

D. W. Tollner  
Minister for Lands and Planning

## Schedule 1

### **Part 1 Preliminary matters**

1 In this notice:

**Class**, of a building, means a Class of building specified in the Building Code of Australia published by or on behalf of the Australian Building Codes Board, as amended from time to time.

### **Part 2 Application of Act**

2 Parts 4 to 13 of the Act apply in and in relation to:

- (a) the parts of the Territory specified in Schedule 2, Part 1; and
- (b) the parts of the Territory specified in Schedule 2, Part 2 for the following:
  - (i) Class 1a attached dwellings;
  - (ii) Class 1b buildings;
  - (iii) Class 2 to 9 buildings;
  - (iv) Class 10 buildings attached to, and constructed at the same time as, a Class 1a attached dwelling or Class 1b or Class 2 building;
  - (v) retaining walls not attached to a Class 1a attached dwelling or Class 1b or Class 2 building but on which the structural integrity of the dwelling or building depends.

3 In addition, except as specified in Parts 3 and 4 of this Schedule, Parts 4 to 7, section 65, Part 8, Divisions 2A, 3, 4 and 5 and Parts 9 to 13 of the Act apply in and in relation to the parts of the Territory specified in Schedule 2, Part 2 for the following:

- (a) Class 1a detached houses;

- (b) Class 10 buildings, other than those attached to, and constructed at the same time as, a Class 1a attached dwelling or Class 2 building.

**Part 3                      Application of Regulations**

4 Regulation 15A of the *Building Regulations* does not apply to the parts of the Territory specified in Schedule 2, Part 2 for the following:

- (a) Class 1a detached houses;
- (b) Class 10 buildings, other than those attached to, and constructed at the same time as, a Class 1a attached dwelling or Class 2 building.

**Part 4                      Occupancy certification and application of regulation 20C**

5 Occupancy certification is not required and regulation 20C applies in relation to building work in the parts of the Territory specified in Schedule 2, Part 2 for the following:

- (a) Class 1a detached houses;
- (b) Class 10 buildings, other than those attached to, and constructed at the same time as, a Class 1a attached dwelling or Class 2 building.

## Schedule 2

### Part 1

#### **Alice Springs (Greater Area) Building Area (Compiled Plan 4955)**

All that area of land near Alice Springs in the Northern Territory of Australia as depicted on Compiled Plan 4955 held in the Office of the Surveyor-General, Darwin.

#### **Darwin (Greater Area) Building Area (Compiled Plan 4959)**

All that area of land near Darwin in the Northern Territory of Australia as depicted on Compiled Plan 4959 held in the office of the Surveyor-General, Darwin.

#### **Lake Bennett area (Compiled Plan 4966)**

All that area of land near Lake Bennett in the Hundred of Howard, Northern Territory of Australia as depicted on Compiled Plan 4966 held in the Office of the Surveyor-General, Darwin.

### Part 2

#### **Adelaide River Building Area (Compiled Plan 4954)**

All that area of land at Adelaide River in the Northern Territory of Australia as depicted on Compiled Plan 4954 held in the Office of the Surveyor-General, Darwin.

#### **Batchelor Building Area (Compiled Plan 4956)**

All that area of land at Batchelor in the Northern Territory of Australia shown on Compiled Plan 4956 held in the Office of the Surveyor-General, Darwin.

#### **Borroloola Building Area (Compiled Plan 4957)**

All that area of land at Borroloola in the Northern Territory of Australia as depicted on Compiled Plan 4957 held in the Office of the Surveyor-General, Darwin.

#### **Brewer Estate Building Area (Compiled Plan 4958)**

All that area of land near Alice Springs in the Northern Territory of Australia as depicted on Compiled Plan 4958 held in the Office of the Surveyor-General, Darwin.

#### **Elliot Building Area (Compiled Plan 4960)**

All that area of land at Elliott in the Northern Territory of Australia as depicted on Compiled Plan 4960 held in the Office of the Surveyor-General, Darwin.

**Jabiru Building Area (Compiled Plan 4962)**

All that area of land at Jabiru in the Northern Territory of Australia as depicted on Compiled Plan 4962 held in the Office of the Surveyor-General, Darwin.

**Katherine Building Area (Compiled Plan 4963)**

All that area of land near Katherine in the Northern Territory of Australia as depicted on Compiled Plan 4963 held in the Office of the Surveyor-General, Darwin.

**Kings Canyon Building Area (Compiled Plan 4965)**

All that area of land near Kings Canyon in the Northern Territory of Australia as depicted on Compiled Plan 4965 held in the Office of the Surveyor-General, Darwin.

**Larrimah Building Area (Compiled Plan 4967)**

All that area of land at Larrimah in the Northern Territory of Australia as depicted on Compiled Plan 4967 held in the Office of the Surveyor-General, Darwin.

**Mataranka Building Area (Compiled Plan 4968)**

All that area of land at Mataranka in the Northern Territory of Australia as depicted on Compiled Plan 4968 held in the Office of the Surveyor-General, Darwin.

**Namarada Building Area (Compiled Plan 4969)**

All that area of land near Dundee Beach in the Hundred of Glyde, Northern Territory of Australia as depicted on Compiled Plan 4969 held in the Office of the Surveyor-General, Darwin.

**Nitmiluk (Katherine Gorge) National Park Building Area (Compiled Plan 4964)**

All that area of land near Katherine Gorge in the Northern Territory of Australia as depicted on Compiled Plan 4964 held in the Office of the Surveyor-General, Darwin.

**Pine Creek Building Area (Compiled Plan 4970)**

All that area of land at Pine Creek in the Northern Territory of Australia as depicted on Compiled Plan 4970 held in the Office of the Surveyor-General, Darwin.

**Tennant Creek Building Area (Compiled Plan 4971)**

All that area of land at Tennant Creek in the Northern Territory of Australia as depicted on Compiled Plan 4971 held in the Office of the Surveyor-General, Darwin.

**Ti Tree Building Area (Compiled Plan 4972)**

All that area of land at Ti Tree in the Northern Territory of Australia as depicted on Compiled Plan 4972 held in the Office of the Surveyor-General, Darwin.

**Timber Creek Building Area (Compiled Plan 4973)**

All that area of land at Timber Creek in the Northern Territory of Australia as depicted on Compiled Plan 4973 held in the Office of the Surveyor-General, Darwin.

**Yulara Building Area (Compiled Plan 4974)**

All that area of land at Yulara in the Northern Territory of Australia as depicted on Compiled Plan 4974 held in the Office of the Surveyor-General, Darwin.

*Note for Schedule 2*

*The compiled plans for the building areas are held in the Office of the Surveyor-General, Darwin and copies are available for inspection at the Department of Lands, Planning and the Environment, Building Advisory Services offices in Darwin, Katherine, Tennant Creek and Alice Springs.*