

Building Control – Building Regulation

News Update

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MAKING OF THE BUILDING AMENDMENT REGULATIONS (NO. 2) 2009

PURPOSE

The purpose of this News Update is to advise building practitioners, industry and stakeholders of a recent minor amendment to the *Building Regulations 2004* as a result of the new post-Year 10 education and training system.

BACKGROUND

New legislation (the *Education and Training (Miscellaneous and Consequential Amendments) Act 2008*, the *Education and Training (Tasmanian Academy) Act 2008* and the *Education and Training (Tasmanian Polytechnic) Act 2008*) that came into effect on 1 January 2009 established three new education and training organisations (Tasmanian Polytechnic, Tasmanian Academy and Tasmanian Skills Institute) and abolished TAFE Tasmania. As a result of this new legislation a consequential amendment was required to regulation 43 of the *Building Regulations 2004* as it included a reference to 'secondary schools'. The intent of the amendment is to clarify the types of educational buildings that require maintenance of thermostatic mixing valves or tempering valves and to provide consistency of the definitions used in the *Building Regulations 2004* and the new education legislation.

CURRENT SITUATION

Regulation 43 (c) (iii) of the *Building Regulations 2004* (Interpretation - prescribed safety and health features and measures) was amended on 14 December 2009 as follows:

(a) by inserting the following definition before the definition of "prescribed essential safety and health feature":

"educational institution" means –

(a) a school within the meaning of the Education Act 1994; or

(b) a campus of the Tasmanian Academy established by the Education and Training (Tasmanian Academy) Act 2008; or

(c) a campus of the Tasmanian Polytechnic established by the Education and Training (Tasmanian Polytechnic) Act 2008;

(b) by omitting subparagraph (iii) from paragraph (c) of the definition of "prescribed essential safety and health feature" and substituting the following subparagraph:

(iii) a thermostatic mixing valve or tempering valve installed in a hospital, nursing home, early childhood centre, educational institution or similar facility for young, aged, sick or disabled persons.

FURTHER INFORMATION

For more details about building or plumbing legislation contact the Workplace Standards Tasmania Helpline: Phone: (in Tasmania) 1300 366 322. Phone: (outside Tasmania) (03) 6233 7657. Fax: (03) 6233 8338.
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