

APPLICATION FOR CONSIDERATION OF SUBSTANTIAL PROGRESS SECTION 10(2) OF THE BUILDING ACT 1993

Property details

Number: Street/road City/suburb/town:

Lot/s: LP/PS: Municipal District:

I/We [REDACTED] owner(s) of the above property are seeking consideration under Section 10 of the Building Act 1993 for the proposed building to be constructed under NCC 2019 Amendment 1 on the basis that substantial progress has been made on the design prior to the commencement of NCC 2022 (which forms part of the building regulations) as evidence by the following information indicating that substantial progress was made prior to:

- *1 May 2023 (seeking dispensation from all or parts of NCC 2022 including those that will come into operation on 1 May 2024)

Note: this could include designs using previous versions of Australian standards reference in NCC 2019 or will not meet the one or more of the new deemed to satisfy requirements within the NCC)

- *1 May 2024 (seeking dispensation from the liveable housing, energy efficiency and condensation provisions.)

*Strike out which is not relevant

Supporting evidence for consideration.

1. The following architectural / structural plans were well progressed before the amendment or new regulation made.
 - Architectural plans No. [REDACTED] Date drawn: [REDACTED]
 - Structural plans No. [REDACTED] Date drawn: [REDACTED]
 - Address of property [REDACTED]
2. Payment received for a completed stage of design development: [provide details of completed stage and date paid]
3. Copy of signed contract for building design to be constructed on the above allotment before the amendment or new regulation made.
4. Receipt of a deposit paid for the construction of a building of [specify design type] on the above allotment before the amendment or new regulation made.
5. Planning Permit application submitted to Council for the following design [Insert design] date submitted to council: (include any other correspondence from planning department or local council)
6. Change of Builder due to insolvency of builder and a contract has been signed for a design on the above allotment
7. Change of builder where a building permit has been issued for building work on the above allotment and the builder named on the building permit is being replaced.

Signature of owner(s)

Date