Appendix ENG.DBH.0029A.1

Overview of the New Zealand Building Control System

Responsible Parties

Core Regulatory Instruments

Other Regulation

Other Interested Parties

Other Government Agencies

- DIA local govt
- MCDEM
- CERA
- Treasury
- MED
- MCH
- MfE

Administration of related legislation and regulation

Policy input through consultation

Other Stakeholders

- Designers/Architects/Engineers)
- Builders
- Research organisations (BRANZ)
- Professional bodies eg IPENZ, NZIA
- Technical societies eg NZSEE, SESOC
- Building Owners and users

Role:

- Policy and technical input through consultation and joint venture publication of some guidance material
- Professional bodies regulation of the industry

Parliament

Makes Law

Cabinet

- Makes regulation promulgated by Order in Council (Governor – General)
- Approves release of public consultation documents for Building Code and Compliance Document amendments

Department of Building and Housing

- Administers the Act
- Provides policy advice to Government
- Administers and helps develop regulations
- Issues compliance documents
- Issues s175 Guidance

Local Authorities

Territorial Authorities

- Develop local earthquake prone building policies
- Administer local earthquake prone building policies

Building Consent Authorities

- Issue Building
 Consents
- Issue Code Compliance Certificates

Building Act 2004 (the Act)

Regulations under the Act

For Example:

- Building Code (all building work must comply with the minimum standard set by the Building Code)
- Definition of "moderate earthquake" in relation to earthquake prone buildings

Compliance Documents

- Voluntary, but if complied with must be accepted as complying with the relevant provision of the Building Code
- May incorporate material published by other parties

Guidance (s175)

- Voluntary
- May incorporate material published by other parties

NZ Standards (where incorporated)

 Voluntary, but where incorporated into a compliance document and complied with, must be accepted as complying with the relevant provision of the Building Code

Other Acts:

- Construction Contracts 2002 (Department)
- Resource Management Act 1993 (MfE)
- Canterbury Earthquake Recover Act 2011 (CERA)
- Occupational Regulation (e.g. Licensed Building Practitioners, Plumbers, Gasfitters and Drainlayers etc)
- Historic Places Act 1993 (MCH)
- Local Government Acts 1974 and 2002
- Civil Defence Emergency Management Act 2002

Non - Regulatory Instruments

NZ Standards (not incorporated)

Other Industry Documents