

<b>DA</b>	<b>BUILDING ACT 2011 – LEGAL PROCEEDINGS</b>	
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<b>DIRECTORATE:</b>	Planning & Development
<b>BUSINESS UNIT:</b>	Development Services
<b>SERVICE UNIT:</b>	Building Services
<b>RESPONSIBLE OFFICER:</b>	Director Planning & Development Manager Building Services
<b>FILE NO.:</b>	086/003; 021/005
<b>DATE FIRST ADOPTED:</b>	14 February 2013
<b>DATE LAST REVIEWED:</b>	10 September 2020
<b>ATTACHMENTS:</b>	N/A
<b>VERSION NO.</b>	8

<b>Dates of Amendments / Reviews:</b>		
DAPPS Meeting:	31 January 2013	18 May 2017
	23 May 2013	24 May 2018
	22 May 2014	23 May 2019
	2 June 2015	27 August 2020
	26 May 2016	
OCM:	13 June 2013	8 June 2017
	12 June 2014	8 June 2017
	11 June 2015	13 June 2019
	9 June 2016	

**FUNCTION DELEGATED:**

To initiate a prosecution pursuant to s133(1) for non-compliance of the Building Act 2011.

**CONDITIONS/GUIDELINES:**

- (1) The City may commence a prosecution for any offences against the Building Act 2011 where deemed necessary.
- (2) All transactions utilising this delegation are to be recorded by the officer responsible for initiating the action taken, or by another officer under the direction of the initiating officer.

**AUTONOMY OF DISCRETION:**

As provided under legislation.

**LEGISLATIVE REQUIREMENTS/COUNCIL POLICY:**

To initiate a prosecution pursuant to s133 of the Building Act 2011 for an offence against this Act.

Building Act 2011, s127(6)A – Head of power

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**DELEGATE:**

CEO

**SUB-DELEGATE/S:**

Director Planning & Development  
Manager Building Services