



COVERSHEET

Minister	Hon Jenny Salesa	Portfolio	Building and Construction
Title of Cabinet paper	Building (Specified Systems, Change the Use, and Earthquake-prone Buildings) Amendment Regulations 2019	Date to be published	18 December 2019

List of documents that have been proactively released

Date	Title	Author
7/10/2019	<i>Cabinet Paper: Building (Specified Systems, Change the Use, and Earthquake-prone Buildings) Amendment Regulations 2019</i>	<i>Office of the Minister for Building and Construction</i>
5/11/2019	<i>Minute of Decision - Building (Specified Systems, Change the Use, and Earthquake-prone Buildings) Amendment Regulations 2019 [LEG-19-MIN-0162]</i>	<i>Cabinet Legislation Committee</i>

Information redacted

NO

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Cabinet Legislation Committee

Minute of Decision

This document contains information for the New Zealand Cabinet. It must be treated in confidence and handled in accordance with any security classification, or other endorsement. The information can only be released, including under the Official Information Act 1982, by persons with the appropriate authority.

Building (Specified Systems, Change the Use, and Earthquake-prone Buildings) Amendment Regulations 2019

Portfolio Building and Construction

On 5 November 2019, the Cabinet Legislation Committee:

- 1 **noted** that on 26 June 2019, the Cabinet Economic Development Committee:
 - 1.1 noted that if a ‘substantial’ alteration is carried out to an earthquake-prone building (EPB), owners must do the required seismic strengthening work at the same time;
 - 1.2 noted that a ‘substantial’ alteration to an EPB is [defined in the regulations](#) under the Building Act 2004 as building work (other than seismic strengthening) that has an estimated value of at least 25 per cent of the building’s value, aggregated as the total value of the alterations over the preceding two year period;
 - 1.3 noted that current EPB regulations are capturing work that is not ‘substantial’ due to low building values, and are having a disproportionate impact on provincial and small towns where there are many low value buildings;
 - 1.4 agreed to add a minimum dollar value of \$150,000 to the existing threshold defining a ‘substantial’ alteration to an EPB, i.e. a ‘substantial’ alteration is an alteration (other than seismic work) that is more than 25 per cent of the building’s value, but only if the value of the building work is greater than \$150,000;

[DEV-19-MIN-0171]

- 2 **noted** that the Building (Specified Systems, Change the Use, and Earthquake-prone Buildings) Amendment Regulations 2019 give effect to the above decision;
- 3 **authorised** the submission to the Executive Council of the Building (Specified Systems, Change the Use, and Earthquake-prone Buildings) Amendment Regulations 2019 [PCO 22318/7.0];
- 4 **noted** that the Amendment Regulations 2019 come into force on 16 December 2019.

Gerrard Carter
Committee Secretary

Hard-copy distribution: (see over)

Present:

Hon Chris Hipkins (Chair)
Hon Stuart Nash
Hon Iain Lees-Galloway
Hon Tracey Martin
Hon Julie Anne Genter
Hon Eugenie Sage
Hon Michael Wood (Senior Government Whip)

Officials present from:

Office of the Prime Minister
Officials Committee for LEG

Hard-copy distribution:

Minister for Building and Construction

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