



COVERSHEET

Minister	Hon Poto Williams	Portfolio	Building and Construction
Title of Cabinet paper	<i>Building Regulations: Proposed Amendments to Minimise Unnecessary Regulatory Impacts on the Building and Construction Sector</i>	Date to be published	30 November 2021

List of documents that have been proactively released

Date	Title	Author
7 July 2021	<i>Building Regulations: Proposed Amendments to Minimise Unnecessary Regulatory Impacts on the Building and Construction Sector</i>	Office of the Minister of Building and Construction
7 July 2021	Cabinet Minute: DEV-21-MIN-0152	Cabinet Office

Information redacted

YES

Any information redacted in this document is redacted in accordance with MBIE's policy on Proactive Release and is labelled with the reason for redaction. This may include information that would be redacted if this information was requested under Official Information Act 1982. Where this is the case, the reasons for withholding information are listed below. Where information has been withheld, no public interest has been identified that would outweigh the reasons for withholding it.

Some information has been withheld to maintain the constitutional convention protecting the confidentiality of advice tendered by Ministers and officials.



Cabinet Economic Development 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 Regulations: Proposed Amendments to Minimise Unnecessary Regulatory Impacts on the Building and Construction Sector

Portfolio Building and Construction

On 7 July 2021, the Cabinet Economic Development Committee:

Amending the commencement date of the general competency regulation

- 1 **noted** that the Building (Product Certification) Amendment Regulations 2019 (the 2019 Regulations) were intended to improve the competency and quality of product certification bodies in the product certification scheme;
- 2 **noted** that unnecessary regulatory impacts have been identified in complying with the general competency regulation, whereby product certification bodies may only accept product test reports from laboratories that are accredited for those tests;
- 3 **agreed** to amend the 2019 Regulations by extending their commencement date by 12 months, from 1 November 2021 to 1 November 2022;
- 4 **noted** that extending the commencement date provides certainty and regulatory continuity while new CodeMark regulations are made;
- 5 **noted** that officials are undertaking work, as part of the Building System Legislation Reform Programme, to strengthen the product certification scheme and provide more confidence in the quality of certificates issued by product certification bodies;
- 6 **noted** that the Minister for Building and Construction intends to seek agreement to policy proposals for new CodeMark regulations in October 2021, and to bring the final regulations to Cabinet for approval in Confidential advice to Government

Removing references to method for payment of infringement fees

- 7 **noted** that the Building (Infringement Offences, Fees, and Forms) Regulations 2007 (the 2007 Regulations) require enforcement authorities to accept payment by cheque or money order for the payment of infringement fees;
- 8 **noted** that by mid-2021, most major banks will no longer accept cheques as a form of payment;
- 9 **agreed** to amend the 2007 Regulations to remove references to method for payment of infringement fees;

Legislative implications

- 10 **invited** the Minister for Building and Construction to issue drafting instructions to the Parliamentary Counsel Office to give effect to the above paragraphs;
- 11 **authorised** the Minister for Building and Construction to make minor or technical amendments, consistent with the policy decisions relating to the paper under DEV-21-SUB-0152.

Janine Harvey
Committee Secretary

Present:

Hon Grant Robertson (Chair)
Hon Dr Megan Woods
Hon David Parker
Hon Poto Williams
Hon Damien O'Connor (via zoom)
Hon Stuart Nash
Hon Michael Wood
Hon Dr David Clark
Hon Dr Ayesha Verrall
Hon Phil Twyford
Hon Meka Whaitiri
Rino Tirikatene MP
Dr Deborah Russell MP

Officials present from:

Office of the Prime Minister
Officials Committee for DEV