

**Building Amendment (Fees and Other Matters)  
Regulations 2024**

**S.R. No. xx/2024**

*RIS-Exposure Draft*

**TABLE OF PROVISIONS**

<i>Regulation</i>	<i>Page</i>
1 Objective	1
2 Authorising provisions	1
3 Commencement	1
4 Principal Regulations	1
5 Fee for an application for certificate of consent	2
6 Maximum fees for report and consent	2
7 Accreditation fees	2
8 Exemptions from certain fees	5
9 Appeal, referral and application fees	3
11 Fees for fast track appeals	4
12 Exemption from certain fees	4
13 Revocation of Part 23	6
<b>Endnotes</b>	<b>7</b>



STATUTORY RULES 2024

S.R. No. xx/2024

*Building Act 1993*

**Building Amendment (Fees and Other Matters)  
Regulations 2024**

The Governor, with the advice of the Executive Council,  
makes the following Regulations:

Dated: xx 2024

Responsible Minister:

SONYA KILKENNY  
Minister for Planning

ANGELA SMITH  
Clerk of the Executive Council

**1 Objective**

The objective of these Regulations is to amend the  
Building Regulations 2018—

- (a) to prescribe certain fees payable under the  
**Building Act 1993**; and
- (b) to provide for other matters relating to fees  
payable under the **Building Act 1993**.

**2 Authorising provisions**

These Regulations are made under sections 14, 261 and  
262 of the **Building Act 1993**.

**3 Commencement**

These Regulations come into operation on [*date to be  
inserted*] 2024.

**4 Principal Regulations**

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In these regulations, the Building Regulations 2018<sup>1</sup> are called the Principal Regulations.

#### **5 Fee for an application for certificate of consent**

In regulation 18 of the Principal Regulations for "6·9 fee units" **substitute** "14·42 fee units".

#### **6 Maximum fees for report and consent**

(1) For regulation 36(2) of the Principal Regulations **substitute—**

"(2) The maximum fee payable for the consideration by the relevant council of an application for a building permit referred to it under regulation 132(1) or 134(2) or Part 6 or 10 is 19·61 fee units.

(2A) The maximum fee payable for the consideration by the relevant council of an application for a building permit referred to it under Part 5 is 27·45 fee units."

(2) In regulation 36(4) of the Principal Regulations, for "9·77 fee units" **substitute** "14·17 fee units".

#### **7 Accreditation fees**

For regulation 244 of the Principal Regulations **substitute—**

##### **"244 Accreditation application fees**

(1) The fee for an application for an accreditation or renewal of an accreditation of a building product under this Division is 1627·27 fee units.

(2) The fee for an application to vary an accreditation of a building product under this Division is 20·75 fee units.

(3) All fees paid under this Division must be paid into the Building account of the Victorian Building Authority Fund."

**8 Appeal, referral and application fees**

- (1) In regulation 272(1)(a)(i) of the Principal Regulations, for "23·04 fee units" **substitute** "35·46 fee units".
  - (2) In regulation 272(1)(a)(ii) of the Principal Regulations, for "13·82 fee units" **substitute** "28·36 fee units".
  - (3) In regulation 272(1)(b)(i) of the Principal Regulations, for "13·82 fee units" **substitute** "36·26 fee units".
  - (4) In regulation 272(1)(b)(ii) of the Principal Regulations, for "23·04 fee units" **substitute** "40·30 fee units".
  - (5) In regulation 272(1)(c)(i) of the Principal Regulations, for "23·04 fee units" **substitute** "40·28 fee units".
  - (6) In regulation 272(1)(c)(ii) of the Principal Regulations, for "8·29 fee units" **substitute** "36·23 fee units".
  - (7) After regulation 272(1)(c)(ii) of the Principal Regulations **insert**—  
"(iia) section 160A of the Act—40·55 fee units; or".
  - (8) In regulation 272(1)(c)(iii), for "13·82 fee units" **substitute** "30·20 fee units".
  - (9) In regulation 272(2)(a)(i) of the Principal Regulations, for "46·1 fee units" **substitute** "70·95 fee units".
  - (10) In regulation 272(2)(a)(ii) of the Principal Regulations, for "23·04 fee units" **substitute** "47·28 fee units".
  - (11) In regulation 272(2)(b)(i) of the Principal Regulations, for "23·04 fee units" **substitute** "60·45 fee units".
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- (12) In regulation 272(2)(b)(ii) of the Principal Regulations, for "46·1 fee units" **substitute** "80·64 fee units".
- (13) In regulation 272(2)(c)(i) of the Principal Regulations, for "46·1 fee units" **substitute** "80·59 fee units".
- (14) In regulation 272(2)(c)(ii) of the Principal Regulations, for "18·43 fee units" **substitute** "80·55 fee units".
- (15) After regulation 272(2)(c)(ii) of the Principal Regulations **insert**—  
"(ia) section 160A of the Act—101·37 fee units; or".
- (16) In regulation 272(2)(c)(iii) of the Principal Regulations, for "23·04 fee units" **substitute** "50·35 fee units".
- (17) For regulation 272(3) of the Principal Regulations **substitute**—  
"(3) The fee for making an application to the Building Appeals Board under section 160B of the Act is 55·31 fee units."

## **9 Fees for fast track appeals**

- (1) In regulation 273(1) of the Principal Regulations for "36·88 fee units" **substitute** "75·68 fee units".
- (2) In regulation 273(2) of the Principal Regulations for "14·75 fee units" **substitute** "15·13 fee units".

## **10 New regulation 274A inserted**

After regulation 274 of the Principal Regulations **insert**—

### **“274A Exemptions to pay fees under this Part**

- (1) A person is exempt from having to pay the whole or part of a fee payable to the Building Appeals Board, which is
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prescribed under this Part, if any of the persons referred to in subregulation (2) is satisfied that payment of the whole or part of the fee will cause the person to suffer financial hardship.

- (2) For the purposes of subregulation (1), any of the following persons may decide that a person will suffer financial hardship if the person is required to pay the whole or part of a fee payable to the Building Appeals Board under this Part—
  - (a) the chairperson of the Building Appeals Board;
  - (b) the deputy chairperson of the Building Appeals Board;
  - (c) the Registrar of the Building Appeals Board."

#### **11 New regulation 281F inserted**

At the end of Part 21 of the Principal Regulations  
**insert—**

##### **"281F Exemption from certain fees payable to the Authority under these Regulations**

- (1) A person is exempt from having to pay the whole or part of a fee payable to the Authority, which is prescribed under these Regulations, if the Authority is satisfied that payment of the whole or part of the fee will cause the person to suffer financial hardship.
  - (2) For the purposes of subregulation (1), the Authority may decide that a person will suffer financial hardship if the person is required to pay the whole or
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part of a fee payable to the Authority  
under these Regulations.".

**12 Revocation of Part 23**

Part 23 of the Principal Regulations is **revoked**.

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Building Amendment (Fees and Other Matters) Regulations 2024  
S.R. No. xx/2024

Endnotes

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## Endnotes

- <sup>1</sup> Reg. 4: S.R. No. 38/2018 as amended by S.R. Nos 38/2018, 75/2018, 100/2018, 180/2018, 40/2019, 116/2019, 21/2020, 42/2020, 83/2020, 101/2020, 73/2021, 128/2021, 50/2022, 61/2022, 65/2023, 80/2023, 102/2023, 122/2023, 132/2023 and [\[xx/xxx\]](#).