

CONSTRUCTION SAFETY ACT 1912—REGULATION

(Relating to fees for inspection of lifts etc.)

NEW SOUTH WALES



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HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Construction Safety Act 1912, has been pleased to make the Regulation set forth hereunder.

John Fahey
Minister for Industrial Relations,
Minister for Further Education,
Training and Employment.

Commencement

1. This Regulation commences on 22 February 1991.

Amendments

2. The Construction Safety Regulations 1950 are amended:
 - (a) by omitting Tables 1 and 2 to Regulation 17A and by inserting instead the following Tables:

TABLE 1

Erection of lifts, escalators and moving walks

<i>Type of lift, escalator or moving walk</i>	<i>Fee</i>
(a) Manually powered or inclined passenger lift for private use only	\$70

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(b) Any other inclined passenger lift	\$225
(c) Service lift	\$250 plus \$75 for each 15 m (or part of 15 m) of travel beyond the first 15 m
(d) Any other lift	\$900 plus \$100 for each 15 m (or part of 15 m) of travel beyond the first 15 m
(e) Any escalator or moving walk	\$900

TABLE 2

Alteration of lifts, escalators and moving walks

<i>Type of lift, escalator or moving walk</i>	<i>Fee</i>
(a) Inclined passenger lift	\$70
(b) Lift (other than inclined passenger lift), escalator or moving walk, where the cost of the alteration, based on a reasonable estimate:	Nil
(i) will not exceed \$1,000	
(ii) will exceed \$1,000 but will not exceed \$40,000	\$340 plus \$14 for each \$1,000 (or part of \$1,000) of the cost of alteration
(iii) will exceed \$40,000	\$900
(b) by omitting Regulation 17B (2) and by inserting instead the following paragraphs:	

(2) If permission is not given for the use of the lift, escalator or moving walk after it is initially inspected and tested, the person erecting or altering the lift, escalator or moving walk may apply (in or to the effect of Form 4 in the Second Schedule) to the Chief Inspector for re-inspection or re-testing.

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(2A) Any such application must be accompanied by the following fees for re-inspection and re-testing:

- (a) for re-inspection or re-testing in connection with a permit for erection of:
 - (i) a service lift or inclined passenger lift..... \$150
 - (ii) any other lift or any escalator or moving walk \$400
- (b) for re-inspection or re-testing in connection with a permit for alteration of:
 - (i) a service lift or inclined passenger lift..... \$50
 - (ii) any other lift or any escalator or moving walk \$100

(2B) If an initial inspection and testing of the lift, escalator or moving walk:

- (a) was cancelled by the person erecting or altering the lift, escalator or moving walk without reasonable notice or excuse being given to the Chief Inspector; or
- (b) was not able to be carried out by the Inspector because of the failure by the person to provide clear access to the lift, escalator or moving walk,

the Chief Inspector may charge an additional amount for the re-inspection or re-testing (not exceeding the amount of the fee prescribed by paragraph (2A)) to meet any additional costs incurred in relation to the matter.

(2C) A fee of \$2,700 (instead of the fee prescribed by paragraph (2A)) is payable to the Chief Inspector for any re-inspection or re-testing (other than in respect of a service lift or inclined passenger lift) which the applicant requests to be carried out on a high priority basis.

(2D) Despite anything to the contrary in this Regulation, any passenger lift that has been permitted by an Inspector to be used in connection with the construction of the building concerned (but not permitted to be used for carrying passengers) must, before the lift is used for carrying passengers, be re-inspected and re-tested by an Inspector and be permitted by the Inspector to be used for carrying passengers.

(2E) A fee of \$400 is payable to the Chief Inspector for a re-inspection and re-testing referred to in paragraph (2D).

(c) by inserting after Regulation 17B the following Regulation:

Fees for reviewing designs of new lifts etc.

17C. (1) A person may apply to the Chief Inspector for a review of the design and description of a new lift, escalator or moving walk otherwise than in connection with an application for a permit to erect or alter the lift, escalator or moving walk.

(2) Any such application:

(a) is to be in writing; and

(b) is to be accompanied by a description of the plans of the lift, escalator or moving walk; and

(c) is to be accompanied by a fee of \$1,500.

(3) However, if the review requires more than 8 hours to be carried out, and the person applying for the review agrees to the review exceeding 8 hours, an additional fee of \$96 may be charged by the Chief Inspector for each hour (or part of an hour) that the review exceeds 8 hours.

(4) The Chief Inspector may charge a fee of \$96 per hour for a review of the design and description of a lift, escalator or moving walk, or any equipment used in connection with the lift, escalator or moving walk, not being a review referred to in paragraph (1) or a review in connection with a permit.

(d) by inserting after Regulation 121D the following Regulation:

Fees for reviewing designs of hoists

121E. (1) A person may apply to the Chief Inspector for a review of the design and description of a new hoist.

(2) The application:

(a) is to be in writing; and

(b) is to be accompanied by a description and the plans of the hoist; and

(c) is to be accompanied by a fee of \$1,500.

(3) However, if the review requires more than 8 hours to be carried out, and the person applying for the review agrees to the review exceeding 8 hours, an additional fee of \$96 may be charged by the Chief Inspector for each hour (or part of an hour) that the review exceeds 8 hours.

(4) The Chief Inspector may charge a fee of \$96 per hour for a review of the design and description of a hoist, not being a review

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referred to in paragraph (1).

- (e) by inserting in Form 4 in the Second Schedule after paragraph (b) the following words:

I request that the re-inspection/re-testing be dealt with on a high priority basis and enclose the fee of \$2,700 (*delete if inapplicable*).

EXPLANATORY NOTE

The object of this Regulation is to amend the Construction Safety Regulations 1950:

- (a) to increase the fees to be paid in respect of applications for permits to erect or alter lifts, escalators or moving walks; and
 - (b) to increase the fees to be paid in respect of the inspection and testing of lifts, escalators or moving walks before they are used; and
 - (c) to provide for the payment of fees for reviewing the designs or descriptions of lifts, escalators, moving walks or hoists otherwise than in respect of applications for permits.
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