

Form 7- Protection Work Notice

Building Act 1993

Building Regulations 2018 - Regulation 113

To

Adjoining Owner: _____

Postal Address: _____

Relevant Building Surveyor: Peter Truong

Postal Address: PO Box 200 DANDENONG VIC Postcode: 3175

Contact Person: _____ Telephone: (03) 8571 1515

Adjoining Owner's Property Details *(the adjoining property)*

Number: _____ Street / Road: _____

Suburb: _____ Postcode: _____

Lot/s: _____ LP/PS: _____ Vol: _____ Fol: _____

From

Owner / Agent: _____ ACN / ARBN: _____

Postal Address: _____

Suburb: _____ Postcode: _____

Contact Person: _____ Telephone: _____

Owner's Property Details

Number: _____ Street / Road: _____

Suburb: _____ Postcode: _____

Lot/s: _____ LP/PS: _____ Vol: _____ Fol: _____

Name of Agent: _____ ACN / ARBN: _____

Postal Address: _____

Suburb: _____ Postcode: _____

Contact Person: _____ Telephone: _____

Notice:

In accordance with section 84 of the **Building Act 1993**, I give notice of my intention to carry out the following building work on my property and request your agreement to the proposed protection work which affects your adjoining property.

Details of Proposed Building Work

Details including details about damage etc. that may be cause to adjoining property:

Details of Proposed Protection Work

Nature, location time and duration of proposed protection works, including the extent to which access to the adjoining property will be required for the purpose of undertaking the proposed protection work:

Information about protection of an adjoining owner under the Building Act 1993 in relation to proposed protection work

In accordance with section 92 of the **Building Act 1993**, at any time after this notice is given to the adjoining owner, the relevant building surveyor must make available to the adjoining owner, on request, for inspection, without charge, any plans, drawing and specifications of the proposed building work in the possession or control of the relevant building surveyor. The relevant building surveyor's name and contact details are on page 1 of this notice.

If the proposed protection work is agreed to by the adjoining owner or determined as being appropriate by the relevant building surveyor under section 87 (1) of the **Building Act 1993** or by the Building Appeals Board under section 141 of the **Building Act 1993** (as the case requires), the owner must -

- (a) before the commencement of any protection work -
 - (i) ensure that a contract of insurance is in force in accordance with section 93 of the Building Act 1993 against damage by the protection work to the adjoining property and other liabilities described in that section: and
 - (ii) make a full and adequate survey of the adjoining property in accordance with section 94 of the **Building Act 1993**; and
- (b) pay to an adjoining owner all costs and expenses necessarily incurred by the adjoining owner in assessing proposed protection work and in supervising the carrying out of protection work in relation to an adjoining property in accordance with section 97 of the **Building Act 1993**; and
- (c) compensate an adjoining owner or an adjoining occupier for inconvenience, loss or damage suffered by the adjoining owner or adjoining occupier in connection with the carrying out of protection work in accordance with section 98 of the **Building Act 1993** or an order of the Building Appeals Board under section 159 of the Act.

Signature

Signature of Owner / Owner's Agent: _____ Date: _____











Notice to Neighbours:

Under section 85 of the Building Act 1993, the adjoining owner must respond to this notice by completing Form 8 **within 14 days** by;

- (a) agreeing to the proposed protection work; or
- (b) disagreeing with the proposed protection work; or
- (c) requiring further information.

Failure to response will be taken as agreement to the proposed protection work.

In the case of (b) and (c) a copy of the Form 8 must also be submitted to the relevant building surveyor.
(See regulation 114 and Form 8)

 Phone 8571 1000  Fax 8571 5196  council@cgd.vic.gov.au	 TTY: 133 677 Speak and listen: 1300 555 727 Internet: www.iprelay.com.au  TIS: 13 14 50	Find us online  greaterdandenong.com    
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