

FAILING TO COMPLY WITH THE APPROVED WAY TO PROCESS A REPLACEMENT CHECKLIST

Section 16ZQ of the *Building Regulation 2006* allows for a person who has already completed a Combustible Cladding Checklist either for Part 1, Part 2 or Part 3 to request a *Replacement Checklist*.

Using the Approved Form, an owner may at any time apply to the QBCC Commissioner to replace the *Original Checklist*.

If the QBCC Commissioner considers the replacement of the *Original Checklist* reasonable in the circumstances, the QBCC Commissioner may permit the owner to give a *Replacement Checklist* in the approved way and within a *reasonable stated period*.

If you have had a *Replacement Checklist* approved, you must complete it in the approved way. You must also complete the *Replacement Checklist* within the stated period in your approval email from the QBCC. If you do not follow the approved way and complete the *Replacement Checklist* within this period the *Replacement Checklist* request will be void and you will be required to proceed through the *Combustible Cladding Checklist* process using your *Original Checklist*.

This means, if you have not complied with legislative obligations in relation to completing the *Original Checklist*, including completing the *Original Checklist* within the legislated timeframes, QBCC will consider its options in relation to imposing penalties for non-compliance. This may include issuing infringement notices or prosecuting you in the Magistrates Court where we will seek a financial penalty and request the Court order you to complete the *Original Checklist*.