

Maintaining registration

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This section of the website details the requirements for a building consent authority to maintain compliance with the registration requirements. It provides detail on the frequency and type of ongoing accreditation assessments.

Section 196 of the Building Act 2004 (the Act) requires that, at least every three years, the Chief Executive of the Ministry of Business, Innovation and Employment (MBIE) assess whether a building consent authority (BCA) continues to meet the registration criteria. If a BCA continues to meet the registration criteria then it is entitled to maintain registration.

There is no application process to maintaining registration. MBIE's Chief Executive or a representative may write to the BCA's authorised representative and ask for information demonstrating ongoing compliance with:

- section 192 of the Act
- the Building (Accreditation of Building Consent Authority) Regulations 2006
- the Building (Registration of Building Consent Authority) Regulations 2007.

Information requested by MBIE's Chief Executive may include information that demonstrates a private BCA maintains adequate means for covering any liability that arises, and ongoing evidence that management members are fit and proper persons.

After a decision about maintaining registration has been made, MBIE's Chief Executive or a representative will write to a registered BCA to either:

- confirm ongoing registration
- initiate actions under section 197 of the Act.

You can read the following on the Legislation website:

- [Section 196 of the Building Act 2004 \(\[http://www.legislation.govt.nz/act/public/2004/0072/latest/DLM307800.html?search=sw_096be8ed80ff3936_arrangement_25_se&p=1\]\(http://www.legislation.govt.nz/act/public/2004/0072/latest/DLM307800.html?search=sw_096be8ed80ff3936_arrangement_25_se&p=1\)\)](http://www.legislation.govt.nz/act/public/2004/0072/latest/DLM307800.html?search=sw_096be8ed80ff3936_arrangement_25_se&p=1)
- [The Building \(Accreditation of Building Consent Authority\) Regulations 2006 \(<http://www.legislation.govt.nz/regulation/public/2006/0399/latest/DLM424665.html>\)](http://www.legislation.govt.nz/regulation/public/2006/0399/latest/DLM424665.html)
- [The Building \(Registration of Building Consent Authority\) Regulations 2007 \(<http://www.legislation.govt.nz/regulation/public/2007/0300/latest/DLM973528.html>\)](http://www.legislation.govt.nz/regulation/public/2007/0300/latest/DLM973528.html)

[Fit and proper person definition \(<https://www.building.govt.nz/building-officials/bca-accreditation/terms-and-abbreviations/#fit>\)](https://www.building.govt.nz/building-officials/bca-accreditation/terms-and-abbreviations/#fit) can be found in the glossary.



any matter to which the information relates according to the circumstances of the particular case. Expert advice may be required in specific circumstances. Where this information relates to assisting people:

- with compliance with the *Building Act*, it is published under section 175 of the *Building Act*
- with a *Weathertight Services* claim, it is published under section 12 of the *Weathertight Homes Resolution Services Act 2006*.