



**Building Act 1993  
Section 10 (2)**

**CERTIFICATION OF DESIGN SUBSTANTIALLY PROGRESSED PRIOR  
TO THE INTRODUCTION OF THE  
'5 STAR PLUS OPTION - ENERGY RATING PROVISIONS'  
Building Code of Australia 2007  
(Introduction Date - 01 September 2007)**

In accordance with Section 10(2) of the Building Act 1993, and the Minister's Guideline dated 01 July 2005.

I.....  
(Owner / Builder / Designer)

Hereby request that the provisions of the Building Code of Australia, in particular:

ENERGY RATING PROVISIONS, introduced on **01 September 2007**, relative to the proposed dwelling at

.....  
.....

Be not applicable to the above building works for the following reasons:

(Attach any supporting documentation)

- The contract was signed prior to **01 September 2007**, (date:- .....)  
..... and
- Plans were completed on:.....or
- Substantial progress was made on the building design prior to **01 September 2007** (Statutory Declaration attached herewith) .....and/or
- A planning permit was issued for the project including the building design
- Other:.....

.....  
**Applicants Signature** **Date**

**Determination**

As the relevant Building Surveyors for the proposed building work at the above mentioned address and pursuant to Section 10(2) of the Building Act 1993, ABS is satisfied and hereby certify that "substantial progress was made on the design" of the building work subject to this application (No: .....) before the introduction of the new 5 Star Energy Rating Provisions on **1/9/07** in the Building Code of Australia 2007. The Minister's Guidelines 01/02 have been utilized to assist with this determination.

.....  
**JASON DANIELS - BS1441** **Date**

**Relevant Building Surveyor** Suite 1, 87-91 Hallam-South Road, Hallam 3803 Ph: 8795 7955 Fax: 8786 3866