



CBOS

Consumer, Building &
Occupational Services

Promoting a fair marketplace

Fact Sheet

Our Disciplinary and Adjudication Panels

This fact sheet will help stakeholders and industry understand the role of a pool of experts to support the functions of the:

- Disciplinary Panel under the *Occupational Licensing Act 2005*, and
- Expert Panel under the *Residential Building Work Contracts and Dispute Resolution Act 2016*.

A pool of experts is established by the Director of Building Control (the Director). This pool will be made up of industry experts, and is where expert and disciplinary panels are to be selected from. Each panel will be selected on a case-by-case basis.

These panels will assist in disputes and critical decision making.

Role of the disciplinary panel

A disciplinary panel is a panel of industry experts who assist the Administrator of Occupational Licensing (the Administrator). They provide recommendations before the Administrator takes any disciplinary action.

Disciplinary panels:

- consider the matter set out in the notice of intent
- give each party reasonable opportunity to be heard
- consider representations made on behalf of each party
- make recommendations to the Administrator

For more information see our *Fact Sheet – CBOS Disciplinary Process*

Role of the expert panel

The expert panel determines adjudication applications relating to residential building work contracts. Determinations made by expert panels are enforceable in a court of law.

The general powers of the panel include:

- determining an adjudication application
- determining its own practices and procedures
- conducting adjudication proceedings with as little formality and technicality as possible
- calling a conference of parties (legal representatives are not able to attend)
- conducting an inspection

For more information see our *Fact Sheet – CBOS Adjudication Process*

Remuneration

Both panels will be paid, in relation to them carrying out the functions of the panel.

How to seek further advice or information

During the disciplinary and adjudication processes, parties may wish to seek advice and guidance. The panel members, are the best people to provide further advice.

If panel members are unavailable the parties may contact CBOS:

By phone 1300 654 499, or

By email cbos.info@justice.tas.gov.au

Please note: Disciplinary action and adjudication are not a substitute for legal or other expert advice.

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