

# Occupational Licensing (Plumbing Exemptions) Order 2015

Occupational Licensing Act 2005

Section 99 – Exemptions

21 October 2015

I, Dale Webster, Administrator of Occupational Licensing, make the following Order under section 99 of the *Occupational Licensing Act 2005*.

## 1. Short title

This Order may be cited as the *Occupational Licensing (Plumbing Exemptions) Order 2015*.

## 2. Commencement

This Order takes effect on 21 October 2015.

## 3. REVOCATION

The Occupational Licensing (Plumbing Exemptions) Order 2010, which commenced on the 15 December 2010, is revoked.

## 4 Purpose of the Order

(1) The purpose of the Order is to exempt, under section 99 of the Act, certain -

- (a) specified prescribed plumbing work;
- (b) persons of specified occupations and classes of prescribed plumbing work; and
- (c) specified persons –  
from the provisions of the Act.

(2) The exemptions may be made with or without conditions.

## 5. Interpretation

In this Order, unless the context otherwise requires –

“**Act**” means the *Occupational Licensing Act 2005*;

“**Administrator**” means the person appointed as the Administrator of Occupational Licensing under section 10 of the Act;

“**plumbing work**” has the meaning prescribed by regulation 3 of the Regulations;

“**plumber practitioner**” has the meaning given by regulation 3 of the Regulations;

“**plumber practitioner (certifier)**” has the meaning given by regulation 3 of the Regulations;

“**Regulations**” means the *Occupational Licensing (Plumbing Work) Regulations 2010*;

## 6. Application of Acts Interpretation Act 1931

The *Acts Interpretation Act 1931* applies to this Order.

**7. Exemption of persons to undertake certain prescribed plumbing work**

- (1) In this Clause –  
“**minor tap repairs**” do not include the repair of any thermostatic mixing valve, tempering valve, backflow prevention valve, or a non-return valve on a hot water storage heater.
- (2) In accordance with section 99(1)(b) of the Act, I exempt from the requirement to be licensed under section 22(1) of the Act, persons who undertake the following prescribed plumbing work -
  - (a) the repair or replacement of tap washers and other *minor tap repairs* by the owner of a dwelling; or
  - (b) the replacement of a shower head in a dwelling, with a shower head with a minimum 3 star water rating under the Water Efficiency Labeling Standards (WELS) Scheme.
- (3) Despite sub-clause (2) above, persons who carry out plumbing work under this exemption must, nevertheless, undertake the work in accordance with the standards for plumbing work prescribed by the *Building Act 2000*.

**8. Exemption of persons of a specified occupation and class**

In accordance with section 99(1)(a) of the Act, I exempt from the provisions of the Act sheetmetal work undertaken by sheetmetal tradespersons, where the work is carried out in connection with the manufacture, installation, maintenance or repair of ventilation or air conditioning plant or equipment.

**9. Exemption of specified persons**

- (1) In accordance with section 99(1)(a) of the Act, I exempt persons assisting plumber practitioners and plumber practitioner (certifiers), who perform work in association with prescribed plumbing work, from the provisions of section 22(1) the Act.
- (2) This exemption applies only if the persons assisting the plumber practitioners and plumber practitioner (certifiers) are supervised at a level commensurate with their knowledge, skills and experience in accordance with the *Occupational Licensing (Supervision of Prescribed Work) Code of Practice 2010*, as amended from time to time.

**10. Exemption of persons to undertake the servicing and maintenance of Domestic On-Site Waste Water Management Systems**

- (1) In accordance with section 99(1)(a) of the Act, I exempt persons undertaking the servicing and maintenance of Domestic On-Site Waste Water Management Systems from the requirement to be licensed under section 22(1) of the Act.
- (2) This exemption only applies if persons performing the servicing and maintenance are -
  - (a) working under the control and management of a licensed plumber contractor, whose nominated manager holds a Plumber Practitioner (Certifier) Drainage class licence with the Domestic On-Site Waste Water Management Systems Maintenance endorsement; and
  - (b) have successfully completed the manufacturer’s or Administrator’s training requirements for the servicing and maintenance of those systems; and
  - (c) undertakes the work in accordance with the codes of practice under the Act and standards for plumbing work prescribed by the *Building Act 2000*.

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- (3) The exemption does not apply to persons engaged in the installing of Domestic On-Site Waste Water Management Systems.
- (4) The exemption of persons to undertake the servicing and maintenance of Domestic On-Site Waste Water Management Systems expires on 30 April 2016.

Dale Webster

**ADMINISTRATOR OF OCCUPATIONAL LICENSING**

21 October 2015

RD004

21 October 2015

### CONTACT DETAILS

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