

FORM 7

Building Act 1993
BUILDING REGULATIONS 2018
Regulation 113

PROTECTION WORKS NOTICE

Stage of work to which this notice applies:	(All or Describe Stage)
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Issued to

Adjoining Owner	
Email	(delete row if not known)
Postal Address	

Relevant Building Surveyor	Anthony Middling Building Surveyors Pty Ltd
Address	SPACES - Office 1107 1 Main Street, Box Hill 3128 VIC
Telephone	0419 032 430
Email	asmidd@bigpond.net.au

Adjoining **Owner's Property Details** (include title details as and if applicable)
(the adjoining property)

Address			
Lot/s		LP/PS	
Volume		Folio	
Crown Allotment		Section	
Parish		County	
Municipal District			

From

Owner	
ACN / ABN	(delete row if no applicable)
Postal Address	
Contact Person	
Email	
Telephone	

Agent of Owner	(delete table if owner is serving this notice)
Postal Address	
Contact Person	
Email	
Telephone	

Owner's Property Details (include title details as and if applicable)
(where works are proposed to occur)

Address			
Lot/s		LP/PS	
Volume		Folio	
Crown Allotment		Section	
Parish		County	
Municipal District			

NOTICE

In accordance with Section 84 of the Building Act 1993, I give notice of my intention to carry out building work on my property and request your agreement to the proposed protection work which affects your adjoining property.

In accordance with Section 85 of the Building Act 1993, and subject to Section 90 and 91 of that Act, you will be taken to have agreed to the protection works proposed in this notice if you do not respond within 14 days after this notice is served on you.

A response to this notice must be in the form of Form 8 of the Building Regulations 2018, include the information in that form, and be given to the owner and the relevant building surveyor whose details are set out in this notice.

Details of proposed building work

[insert details of the proposed project including details about damage etc, that may be caused to adjoining property.]

Details of proposed building work

[insert the nature, location, time and duration of the proposed protection work, including the extent to which access to the adjoining property will be required for the purpose of undertaking the proposed protection work. Where information is in another document make reference to that document and submit with this Form 7]

Information about protection of an adjoining owner under the Building Act 1993 in relation to proposed protection work

In accordance with section 92 of the Building Act 1993, at any time after this Notice is given to the adjoining owner, the relevant building surveyor must make available to the adjoining owner, on request, for inspection, without charge, any plans, drawings and specifications of the proposed building work in the possession or control of the relevant building surveyor. The relevant building surveyor's name and contact details are on Page 1 of this Notice.

If the proposed protection work is agreed to by the adjoining owner or determined as being appropriate by the relevant building surveyor under Section 87(1) of the Building Act 1993 or by the Building Appeals Board under Section 141 of the Building Act 1993 (as the case requires), the owner must:-

- (a) before the commencement of any protection work:-
 - (i) ensure that a contract of insurance is in force in accordance with section 93 of the Building Act 1993 against damage by the protection work to the adjoining property and other liabilities described in that section; and
 - (ii) make a full and adequate survey of the adjoining property in accordance with section 94 of the Building Act 1993 ; and
- (b) pay to an adjoining owner all costs and expenses necessarily incurred by the adjoining owner in assessing proposed protection work and in supervising the carrying out of protection work in relation to an adjoining property in accordance with section 97 of the Building Act 1993 ; and
- (c) compensate an adjoining owner or an adjoining occupier for inconvenience, loss or damage suffered by the adjoining owner or adjoining occupier in connection with the carrying out of protection work in accordance with section 98 of the Building Act 1993 or an order of the Building Appeals Board under section 159 of that Act.

Signature of *Owner/*Agent:

Date:

(* Delete if inapplicable)