

## WRITTEN DIRECTION TO FIX BUILDING WORK

This written direction must be given in accordance with section 236 of the *Building Act 1993*.

To: \_\_\_\_\_ (print name), the builder (**Builder/Owner  
Builder**).

Address: \_\_\_\_\_

Email: \_\_\_\_\_

Copy to: \_\_\_\_\_ (print name), the owner (**Owner**).

Postal Address: \_\_\_\_\_

Email: \_\_\_\_\_

**This direction does not authorise the owner to undertake building work where a builder has been appointed**

Site address: \_\_\_\_\_  
\_\_\_\_\_ (Site).

Building Permit Number: \_\_\_\_\_

Nature of the Building Work: \_\_\_\_\_

Inspection type: Foundation / Pre-Slab / Slab-Steel / Frame / Final / Other

Inspection Date: \_\_\_\_\_ Inspection time: \_\_\_\_\_

Inspected by: \_\_\_\_\_

**Particulars of the building work which fails to comply with:**

*Building Act 1993*: \_\_\_\_\_

*Building Regulations 2006*: \_\_\_\_\_

Building permit documentation: \_\_\_\_\_

You the Builder are directed to do the following:

- to enable inspection of any part of the work specified below**, stop any further building work as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- carry out building work to ensure compliance with the *Building Act 1993*, *Building Regulations 2006* and/or building permit as follows:

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You must comply with this written direction before it expires on \_\_\_\_\_ (date).

**Failure to comply with this direction will result in written notice of your failure being provided to the Victorian Building Authority and sent to the owner, which may result in disciplinary action under Division 3 of Part 11 of the *Building Act 1993* and/or prosecution under section 37H of the *Building Act 1993*. Section 37H of the *Building Act 1993* sets out penalties that may apply for non-compliance with a written direction (500 penalty units).**

**Pursuant to section 37H(2) of the *Building Act 1993* a builder must not request or receive from the person for whom the building work was originally carried out (or any agent of that person) any payment for or in respect of any costs arising from anything done for the purpose of complying with this written direction (50 penalty units).**

Given by the relevant building surveyor:

\_\_\_\_\_ (Name and practitioner number)

Tel: \_\_\_\_\_

Email: \_\_\_\_\_

Date given: \_\_\_\_\_ Signature: \_\_\_\_\_

**ONCE THE ABOVE WORK HAS BEEN COMPLETED IT IS RECOMMENDED THAT YOU CONTACT THE RELEVANT BUILDING SURVEYOR TO ARRANGE A FURTHER INSPECTION OF THE WORK (BEFORE THE EXPIRY DATE) TO VERIFY COMPLIANCE WITH THIS WRITTEN DIRECTION TO FIX BUILDING WORK.**

**NOTES:**

- Extension of time to comply:** The builder may ask the relevant building surveyor for an extension of time to comply with this written direction at any time before the expiry date. Please contact the relevant building surveyor for details about obtaining an extension of time to comply with this written direction.
- Revocation:** If you are unable or become unable to comply with this written direction, you may request that the relevant building surveyor revokes this direction at any time before the direction expires. Refer to PN-70-2016 for further details.
- Appeal rights:** Pursuant to section 138A of the *Building Act 1993* you may appeal to the Building Appeals Board (BAB) against the decision to issue this written direction. You must appeal within seven days of the date of issue of this written direction pursuant to regulation 1601 of the *Building Regulations 2006*. For details about the BAB call 1300 421 082, email [bab@vba.vic.gov.au](mailto:bab@vba.vic.gov.au) or visit [www.vba.vic.gov.au](http://www.vba.vic.gov.au)

**An Oral direction was issued prior to this written direction?**

Yes                       No

**If yes:** Expiry date of oral direction \_\_\_\_\_