Form 10

Regulation 178

**Building Act 1993**

Building Regulations 2018

Emergency order

This emergency order is made under section 102 of the **Building Act 1993**.

**TO:**

The \*owner/\*occupier/\*builder/\*person or class of person [*insert full name or describe class of person*]

Of [*insert address for service on the owner, occupier, builder or person or class of person*]

\***AND TO:**

Any other person or class of person [*insert full name or describe class of person*]

Of [*insert address for service on person or class of person*]

**FROM:**

I am the municipal building surveyor of [*insert name of municipal district*].

The municipal building surveyor is authorised to cause an emergency order to be served on the \*owner/\*occupier/\*builder of the \*building/\*land/\*place of public entertainment to which this order applies under Division 1 of Part 8 of the **Building Act 1993**.

**LOCATION OF THE** \***BUILDING/**\***LAND/**\***PLACE OF PUBLIC ENTERTAINMENT TO WHICH THIS ORDER APPLIES:**

Number Street/road City/suburb/town Postcode

Lot/s LP/PS Volume Folio

Crown allotment Section Parish County

Municipal district

**ORDER:**

**Add paragraphs requiring owner/occupier to vacate the building/land/place as required.**

I, being the municipal building surveyor, order that:

 **\***1. At [*insert time*] on [*insert date*], entry onto the land immediately around the damaged building [*insert description and address of building, land or place of public entertainment*] by any person is prohibited until the area is made safe in accordance with this order.

 **\***2. At [*insert time*] on [*insert date*], occupation of the building [*insert description and address of relevant building*] by the \*owner/\*occupier is prohibited for a period of time (as specified by the municipal building surveyor) or until the municipal building surveyor approves.

 **\***3. By [*insert time*] on [*insert date*], the \*owner/\*occupier of [*insert description and address of building or land*] must carry out the following building work or other work to make the area around the building safe:

* Erect secure temporary fencing around the immediate demolition site; and
* Make safe any loose roof sheeting and building materials.

 **\***4. By [*insert time*] on [*insert date*], the \*owner/\*occupier of [*insert description and address of building or land*] must carry out the following building work or other work to secure and make the \*building/\*land to access:

* Securely brace, prop and make safe parts of the buildings that are standing to prevent collapse. This work must be carried out by or under the direct supervision of a suitably qualified practitioner; and
* Demolish all remaining sections of the dwelling and outbuildings, or parts of the buildings that are standing (such as walls and chimneys), to prevent the potential for collapse.

 **\***5. By [*insert time*] on [*insert date*], the owner must request that the \*building/\*land/\*[*insert description and address of relevant building or land*] be inspected by the municipal building surveyor when these works are completed.

**\*INSPECTION DETAILS:**

\*The date and time of any inspection of the \*building/\*land/\*place of public entertainment carried out by me, as the municipal building surveyor,are:

Time of inspection:

Date of inspection:

[*List any inspections carried out by municipal building surveyor*]

\*The date and time of any inspection of the \*building/\*land/\*place of public entertainment relied on by me as the municipal building surveyor for the purpose of making this order, and the name and qualifications of the person or persons who conducted the inspection, are:

Time of inspection:

Date of inspection:

Name of person/persons:

Qualification(s) of person/persons:

Building practitioner registration number of person/persons:

[*List details of any inspections relied on by the municipal building surveyor*]

**REASON(S) WHY THIS EMERGENCY ORDER WAS MADE:**

In accordance with section 102 of the **Building Act 1993**, I am of the opinion that this order is necessary because of a—

**Danger to life arising out of the condition of the building in that:**

* Unsupported brick walls, including a chimney, pose a risk of collapse in a wind event; and
* Unsupported and partly burnt parts of the timber structure pose a risk of collapse in a wind event; and
* Loose roofing iron is in danger of becoming airborne; and
* Electrical services to the property, including the solar panels, have not been safely disconnected; and
* The rubble left following the fire contains asbestos; and
* The water supply may be contaminated; and
* The septic tank system may be malfunctioning, faulty or inoperable.

**EMERGENCY ORDER MADE AND SERVED BY:**

**The municipal building surveyor**

Name: [*insert* *full name*]

Address:

Email:

Building practitioner registration number:

Municipal district:

Signature:

Emergency order number:

Date of making:

*\* Delete if inapplicable*