

CPCCBC4009B

APPLY LEGAL REQUIREMENTS TO BUILDING AND CONSTRUCTION PROJECTS

ASSESSMENT SUMMARY

The assessment activities for *CPCCBC4009B Apply legal requirements to building and construction projects* cover all aspects of the unit of competency required. To demonstrate competence in this unit, a participant must undertake all tasks and complete them satisfactorily and consistently. For Apprentices and Trainees, this includes employer completion of the Employer Record Book (ERB).

Participants must read all the information given before starting any assessment task. The assessment tasks are intended to be equitable, fair and flexible. If a participant has any questions or requires alternative arrangements to be made such requests should be directed to their Trainer/Assessor, who should note such arrangements in the 'Assessor Comments' on the affected assessment. If a participant feels they are not yet ready to be assessed, they should discuss their options with their Trainer/Assessor.

To satisfactorily complete the assessment, the participant is required to answer all questions correctly and demonstrate their skills to industry standards. If a participant does not answer some questions or perform some tasks, they will be deemed 'Not Satisfactory' for the task and 'Not Yet Competent' for the unit of competency. The Trainer/Assessor is able to provide the participant with additional information on interpreting the assessment outcomes and provide guidance on the participant's options. Should a participant still be deemed 'Not Satisfactory' they will have the opportunity to undertake a supplementary assessment or appeal the result.

By signing the cover page for each assessment item, the participant acknowledges they understand the assessment instructions and requirements and consent to being assessed. The participant also verifies and assures the RTO that the work submitted is their own work.

Participant Name	Rik Chetcuti
------------------	--------------

Task	Assessment Results	
Theory Exam	☐ Satisfactory	☐ Not Yet Satisfactory
Practical Assessment	☐ Satisfactory	☐ Not Yet Satisfactory
Outcome for Unit of Competency	☐ Competent	☐ Not Yet Competent

Assessor Name	
Assessor Signature	
Unit Competence Determination Date	Click here to enter a date.

CPCCBC4009B

APPLY LEGAL REQUIREMENTS TO BUILDING AND CONSTRUCTION PROJECTS

THEORY EXAM INSTRUCTIONS

- This exam will occur under standard assessment conditions.
 - An oral examination may be allowed under certain circumstances, whereby the Participant's answers will be documented by a party other than the Participant. This must be acknowledged in writing (e.g. FT001 and Assessor Comments)
- Participants must provide enough detail in their responses to demonstrate their knowledge and skills.
- Please fill in the details below, providing your name, signature and date of assessment.
 - Your signature acknowledges that this is your own work.
- Assessors are to complete marking in pen of a different colour to the Participant.
- If a Participant initially answers a question incorrectly but modifies their response, they must follow the instructions below:
 - If a Participant changes their response in writing, they must put their initials next to the written change.
 - If a Participant changes their response verbally, this must be noted on the exam paper by the assessor.

Participant name Rik Chetcuti

Participant signature



Date 29/08/2020

Assessor name _____

Assessor signature _____

Date [Click here to enter a date.](#)

Number of questions	Number of questions answered correctly	Task outcome (Tick)	
48		Satisfactory	Not Yet Satisfactory
		☐	☐

Q1. Identify the legislation (Act and/or Regulation) in your region relating to builder licensing or registration.

Answer The legislation applicable to Queensland relating to builder's licensing and/or registration is the Queensland Building and Construction Commission ACT 1991 (QLD).



Q2. Select one (1) licence class and identify the scope of work that is allowed by a builder in this class. List the section(s) of the legislation that identifies these requirements.

Answer

Section(s) of legislation	Scope of work
Queensland Building and Construction Commission ACT 1991 (QLD) – Section 32AA	(1) An individual is entitled to a site supervisor's licence if the commission is, on application by the individual, satisfied that— (a) the applicant has the qualifications required by regulation for a licence of the relevant class; and (b) the applicant can lawfully work in Queensland; and (c) the applicant is not a banned individual; and (d) the applicant is a fit and proper person to hold the licence. (2) In deciding whether an applicant is a fit and proper person to hold the licence, the commission may have regard only to— (a) tier 1 defective work carried out by the applicant, whether or not the applicant received a notice under section 67AH, 67AI, 67AL or 67AM stating a term of ban for the work; and (b) if the person is an enforcement debtor under an enforcement order for an infringement notice offence for this Act—whether the person has taken steps under the State Penalties Enforcement Act 1999 to discharge the amount stated in the enforcement order.



	[s 32AB] Queensland Building and Construction Commission Act 1991 Part 3 Licensing Page 60 Current as at 23 July 2020 Authorised by the Parliamentary Counsel (3) However, the commission may not have regard to the matter mentioned in subsection (2)(b) if— (a) the person has applied for cancellation of the relevant enforcement order and the application for cancellation has not been finally decided; or (b) 28 days have not elapsed since the date of the enforcement order
--	---

Q3. Select one (1) licence class and identify the requirements under the legislation for supervisors. List the relevant section(s) of the legislation.

Answer

Section(s) of legislation	Requirements
Queensland Building and Construction Commission ACT 1991 (QLD) – Section 30B	30B Site supervisor's licence (1) A licence (a site supervisor's licence) may be issued authorising an individual, while the individual is an officer or employee of a licensed contractor that is a company, to personally supervise building work carried out under the company's licence. (2) A licence (also a site supervisor's licence) may be issued authorising an individual, while the individual is an employee of a licensed contractor that is an individual, to personally supervise building work carried out under the contractor's licence. (3) Site supervisors' licences are to be divided into classes by regulation— (a) according to whether the licence relates to all classes of building work or is limited to a specified class or specified classes of building work; and (b) if the licence is limited to a specified class, or specified



	classes, of building work—according to the class or classes of building work to which it relates. (4) A site supervisor's licence may be issued for any class of licence.
--	---

Q4. Select one (1) licence class and identify the requirements under the legislation for managers. List the relevant section(s) of the legislation.

Answer

Section(s) of legislation	Requirements
Queensland Building and Construction Commission ACT 1991 (QLD) – Section 43B`	This section applies if a construction manager provides building work services for a principal under a construction management contract for the carrying out of building work. (2) For a construction manager that is a company, the company and the company's nominee must each ensure that building work carried out by licensed contractors under construction management trade contracts for the principal is personally supervised by— (a) the company's nominee; or (b) an officer or employee of the company who holds one of the following licences of the relevant class authorising supervision of the building work— (i) a nominee supervisor's licence; (ii) a site supervisor's licence; (iii) a fire protection occupational licence; (iv) an occupational licence; or (c) an individual who holds a contractor's licence of the relevant class. Maximum penalty— (a) for an individual—200 penalty units; or (b) for a company—1,000 penalty units. (3) For a construction manager that is an individual, the construction manager must ensure that building work carried out by licensed contractors under construction management trade contracts for the principal is personally supervised by— (a) the construction manager; or (b) an employee of the construction manager who holds one of the following licences of the relevant class authorising supervision of the building work— (i) a nominee supervisor's licence; [s 43C] Queensland Building and Construction Commission Act 1991 Part 3 Licensing



	Page 78 Current as at 23 July 2020 Authorised by the Parliamentary Counsel (ii) a site supervisor's licence; (iii) a fire protection occupational licence; (iv) an occupational licence; or (c) an individual who holds a contractor's licence of the relevant class. Maximum penalty—200 penalty units.
--	--

Q5. Name the Act and identify the section that outlines the primary duty of care regarding safety on site. Briefly describe the requirements.

Answer

Section of Act	Requirements
Work health and safety act 2011 QLD Section 19 to 29	They Include the so-called 'primary duty of care' imposed on 'persons conducting a business or undertaking' (PCBU) by Section 19 of the WHS Act.



Q6. Name the Act and identify the section that outlines the duties of workers regarding safety on site. Briefly describe the requirements, including those for monitoring.

Answer

Section of Act	Requirements
Work Health and Safety Act 2011 Section 28	While at work, a worker must— (a) take reasonable care for his or her own health and safety; and [s 29] Work Health and Safety Act 2011 Part 2 Health and safety duties Current as at 1 July 2020 Page 41 Authorised by the Parliamentary Counsel (b) take reasonable care that his or her acts or omissions do not adversely affect the health and safety of other persons; and (c) comply, so far as the worker is reasonably able, with any reasonable instruction that is given by the person



	conducting the business or undertaking to allow the person to comply with this Act; and (d) co-operate with any reasonable policy or procedure of the person conducting the business or undertaking relating to health or safety at the workplace that has been notified to workers..
--	--

Q7. Name the Regulation and identify the section that outlines the requirements regarding compliance with safe work method statements. Briefly describe the requirements.

Answer

Section of Regulation	Requirements
Work Health and Safety Regulation 2011	The Requirements of the Safe Work Method Statements is to, - ensure that a safe work method statement (SWMS) is prepared before the proposed work starts - make arrangements to ensure that the high risk construction work is carried out in accordance with the SWMS - ensure that a copy of the SWMS is given to the principal contractor before the work starts - ensure that a SWMS is reviewed and revised if necessary - keep a copy of the SWMS until the high risk construction work is completed.



Q8. Name the Regulation and identify the section that outlines the requirements for site signage when undertaking construction work. Briefly describe the requirements.

Answer

Section of Regulation	Requirements
Queensland Building and Construction Commission ACT 1991 (QLD) – Section 52 Signs to be Exhibited	(1) A licensed contractor (not being a subcontractor) must exhibit at a prominent position on a building site under the contractor's control a sign conforming with the regulations showing the name under which the contractor is licensed under this Act and the number of the contractor's licence. Maximum penalty—20 penalty units.



	(2) A person who carries out building work under an owner-builder permit must exhibit at a prominent position on a building site under that person's control a sign conforming with the regulations showing the number of the permit. Maximum penalty—20 penalty units.
--	--

Q9. Name the Regulation and identify the section that outlines the requirements for signage in confined spaces. Briefly describe the requirements.

Answer

Section of Regulation	Requirements
Work Health and Safety (Confined Spaces) Code of Practice 2015	Identify reasonably foreseeable hazards that could give rise to the risk · eliminate the risk so far as is reasonably practicable · if it is not reasonably practicable to eliminate the risk – minimise the risk so far as is reasonably practicable by implementing control measures in accordance with the hierarchy of control · maintain the implemented control measure so that it remains effective · review, and if necessary, revise, risk control measures so as to maintain, so far as is reasonably practicable, a work environment that is without risks to health and safety.



Q10. Identify a relevant Code of Practice relating to traffic management safety signage. Briefly describe the requirements.

Answer

Code of Practice name	Requirements
Transport Operations (Road Use Management) Act 1995(Qld)	The Act provides for the safe and efficient management of vehicles and vehicle operators using roads in Queensland. It establishes a scheme to provide for: identification of vehicles, drivers and other road users and the establishment of performance standards.



Q11. Identify the Volume and Parts of the NCC that relate to energy efficiency of building fabric for Classes 1 and 10, and Classes 2 to 9.

Answer

Classes 1 and 10	Classes 2 to 9
NNC Volume Two	NNC Volume One

☐

Q12. Which Australian Standard is referenced in the NCC with regards to the requirements for building fabric thermal insulation?

Answer

The Australian Standard that is referenced in the NCC in regards to building fabric thermal insulation is Part 3.12.1 Building Fabric NNC Volume Two.

☐

Q13. Identify the legislation (Act and/or Regulation) in your region relating to sustainable housing.

Answer

The legislation in QLD relating to sustainable housing is the Queensland Building and Construction Commission Act 1991, which confirms what Sustainable housing is, how to make your house sustainable and also how to make your existing home more sustainable.

☐

Q14. Identify the legislation (Act and/or Regulation) in your region relating to noise standards when undertaking building work.

Answer The legislation in QLD relating to noise standard is the Queensland Building and Construction Commission Act 1991 Chapter 4.

☐

Q15. Briefly describe the Local Council requirements with regards to building work noise.

Answer Brisbane City Council requirements in regards to building work noise is, If noise from the building work can be heard from within the affected building during the following times, the person carrying out the building work may be issued with a fine. 6:30pm to 6:30am Monday to Saturday and Any time on Sunday or public holiday (Normal Saturday restrictions apply for Saturday public holidays.

☐

Q16. Briefly describe the insurance that a builder must obtain to insure the residential building work over \$10,000.

Answer You and a builder, contractor or tradesperson must enter into a written contract for domestic building work more than \$10,000 a builder, contractor or tradesperson must give you domestic building insurance for work more than \$16,000. This insurance protects you if they die, disappear or become insolvent

☐

Q17. Identify the legislation (Act name and relevant section) that requires an employer to insure workers in the event of accidents or illness.

Answer The Legislation that requires an employer to insure workers in the event of accidents or illness is the Queensland Building and Construction Commission act 1991 the Section the outlines this requirement is, Division 2 and 3 which confirm the Statutory Insurance Scheme and Assistance available because of the scheme.

☐

Q18. To ensure that a legally binding contract exists between yourself and a client, what must exist?

Answer ☐ A contract is a legally binding promise made between at least 2 parties in order to fulfil an obligation in exchange for something of value. Contracts can either be written, oral, or a combination of both.
There are some contracts which must be in writing, including the sale of property or a tenancy agreement for more than 12 months.
What must exist to make a contract? An offer must be made for an example a quote and that offer must be acceptance by a party or individual capable of understanding what they have agreed to.

Q19. What federal and state/territory fair trade legislation should be referred to for guidance on the following:

- Consumer transactions (e.g. payment of supplier invoices)
- Issues where the client is unhappy with the work undertaken

Answer ☐

Federal	State or territory
Federal Trade Commission Act of 1914	The Competition and Consumer Act 2010

Q20. Identify the legislation (Act name and relevant section) that identifies that an employer is to pay payroll tax.

Answer ☐ In Queensland the relevant legislation that identifies that an employer is to pay payroll tax are Payroll Tax Act 1971 and/or Taxation Administration Act 2001.

Q21. Payroll tax is a self-assessed tax on the wages that employers pay to their Queensland employees when the total wages are more than \$_____.

Answer ☐ \$95,000 – you need to register for payroll tax in QLD.

Q22. Identify the legislation (Act name and relevant division) that identifies who is required to be registered and who may be registered for Goods and Services Tax (GST).

Answer

You must register for GST:

- when your business or enterprise has a GST turnover (gross income minus GST) of \$75,000 or more (see Working out your GST turnover)
- when you start a new business and expect your turnover to reach the GST threshold (or more) in the first year of operation
- if you're already in business and have reached the GST threshold
- if your non-profit organisation has a GST turnover of \$150,000 per year or more
- when you provide taxi or limousine travel for passengers (including ride-sourcing) regardless of your GST turnover – this applies to both owner drivers and if you lease or rent a taxi
- if you want to claim fuel tax credits for your business or enterprise.

The legislation regarding this matter is, A New Tax System (Goods and Services Tax) Act 1999.

☐

Q23. Business owners should register for GST if their business' gross income is more than \$_____.

Answer

Business owners should register for GST if their Gross income is more than \$75,000.

☐

Q24. Identify the two legislative Acts that identify the rights and entitlements of contractors.

Answer

Two legislative acts that identify the rights and entitlements of contractors are Independent Contractors Act 2006 and Fair Work Act 2009.

☐

Q25. Identify one (1) standardised domestic building contract that may be used for renovation jobs under \$15,000 that do not affect footings or foundations.

Answer ☐

A standardised domestic building contract that may be used for renovation jobs under \$15,000 is a QBCC Level 1 – Renovation Extensions and Repair Contract which is for renovations, extensions and routine repairs on existing homes for contracts from \$3,301 up to \$19,999.

Q26. Identify one (1) standardised commercial building contract that may be used where a lump sum price cannot be established.

Answer ☐

A standardised commercial building contract that may be used where a lump sum price cannot be established is a Master Builders Queensland Commercial Cost Plus Contract which is a cost plus contract for use on commercial building projects, where a lump price cannot be established, however a fair and reasonable estimate is given.

Q27. Identify the legislation (Act name and relevant section) that identifies when development under a development approval may start.

Answer ☐

The relevant legislation within Queensland regarding development under a development approval may start is Planning Act 2016 QLD section or part 5 of the act.

Q28. True or False (Tick your response): The bank lending you money will sometimes have special requirements for progress payments, this may be included as additional clauses in the contract.

Answer ☐

☒	True
☐	False

Q29. Identify the Parts of the *Fair Work Act 2009* (Cth) that address Awards and Enterprise agreements.

Answer ☐

Awards	Enterprise Agreements
Throughout the Fair Work Act 2009 (Volume 1)	Throughout the Fair Work Act 2009 (Volume 1).

Q30. True or False (Tick your response): Awards set out the minimum wages and conditions an employee is entitled to.

Answer

☒	True
☐	False

☐

Q31. Identify two (2) awards that may apply to those working in the building and construction industry.

Answer

1 – A electrical worker working within the building and construction industry level 1 weekly wage is \$778.90 or \$20.77/Hour.
2 – A pest control worker working within the building and construction industry is entitled to an unpaid 30min break per day or shift.

☐

Q32. True or False (Tick your response): When a workplace has a registered agreement the award doesn't apply, but the base pay rate can't be less than that in the award.

Answer

☒	True
☐	False

☐

Q33. True or False (Tick your response): Award an agreement free employees may have an employment contract.

Answer

☒	True
☐	False

☐

Q34. True or False (Tick your response): Subcontract companies do not need to comply with your company's policy and obligations.

Answer

☒	True
☐	False

☐

Q35. Identify the subcontractors who still need to hold a licence.

Answer Subcontractors with the building and construction that still need to hold a license are, Air Handling Duct Installation, Brick and Segmental Paving, Bricklaying and Blocklaying, Cabinet Making, Concreting, Carpentry, Drainage, Drainage – On-site Sewage, Floor Finishing and Covering (Hard Sector), Foundation Work (Piling and Anchors), Gasfitting, Glass, Glazing and Aluminium, Irrigation, Joinery, Metal Fascias and Gutters, Non-Structural Metal Fabrication and Installation, Painting and Decorating, Plastering Drywall, Plastering Solid, Plumbing and Drainage, Roof and Wall Cladding, Roof Tiling, Site Classifier PI*, Sheds, Carports and Garages, Shopfitting (Trade), Steel Fixing, Stonemasonry, Structural Landscaping (Trade), Structural Metal Fabrication and Erection, Swimming Pool Construction, Installation and Maintenance, Termite Management – Chemical PI*, Termite Management – Physical, Wall and Floor Tiling & Waterproofing As Per the QBCC.



Q36. List two (2) proactive measures that may be taken to ensure discrimination and harassment are not practiced in the workplace.

Answer Proactive measures that can be taken in a workplace to ensure discrimination and harassment don't exist are, Provide Training to all employers regarding the matter and have firm enforceable rules and consequences in place to deter employers from committing these offences.



Q37. Identify the section of the *Racial Discrimination Act 1975 (Cth)* that identifies that racial discrimination is unlawful. Briefly explain the section.

Answer	Section of Act	Requirements
	Racial Discrimination Act 1975 – Part II Prohibition of Racial Discrimination	9 Racial discrimination to be unlawful (1) It is unlawful for a person to do any act involving a distinction, exclusion, restriction or preference based on race, colour, descent or national or ethnic origin which has the purpose or effect of nullifying or impairing the recognition, enjoyment or exercise, on an equal footing, of any human right or fundamental freedom in the political, economic, social, cultural or any other field of public life. (1A) Where: (a) a person requires another person to comply with a term, condition or requirement which is not reasonable having regard to the circumstances of the case; and (b) the other person does not or cannot comply with the term, condition or requirement; and ComLaw Authoritative Act C2013C00013 Prohibition of racial discrimination Part II Section 10 Racial Discrimination Act 1975 7 (c) the requirement to



	comply has the purpose or effect of nullifying or impairing the recognition, enjoyment or exercise, on an equal footing, by persons of the same race, colour, descent or national or ethnic origin as the other person, of any human right or fundamental freedom in the political, economic, social, cultural or any other field of public life; the act of requiring such compliance is to be treated, for the purposes of this Part, as an act involving a distinction based on, or an act done by reason of, the other person's race, colour, descent or national or ethnic origin. (2) A reference in this section to a human right or fundamental freedom in the political, economic, social, cultural or any other field of public life includes any right of a kind referred to in Article 5 of the Convention. (3) This section does not apply in respect of the employment, or an application for the employment, of a person on a ship or aircraft (not being an Australian ship or aircraft) if that person was engaged, or applied, for that employment outside Australia. (4) The succeeding provisions of this Part do not limit the generality of this section.
--	---

Q38. Identify the section of the *Sex Discrimination Act 1984 (Cth)* that identifies that sexual harassment is unlawful. Briefly explain the section.

Answer

Section of Act	Requirements
Sex Discrimination Act 1984 (CTH) – Division 3 – Sexual Harassment	(1) For the purposes of this Division, a person sexually harasses another person (the person harassed) if: (a) the person makes an unwelcome sexual advance, or an unwelcome request for sexual favours, to the person harassed; or (b) engages in other unwelcome conduct of a sexual nature in relation to the person harassed; in circumstances in which a reasonable person, having regard to all the circumstances, would have anticipated the possibility that the person harassed would be offended, humiliated or intimidated. (1A) For the purposes of subsection (1), the circumstances to be taken into account include, but are not limited to, the following:



	(a) the sex, age, sexual orientation, gender identity, intersex status, marital or relationship status, religious belief, race, colour, or national or ethnic origin, of the person harassed; (b) the relationship between the person harassed and the person who made the advance or request or who engaged in the conduct; (c) any disability of the person harassed; (d) any other relevant circumstance. (2) In this section: conduct of a sexual nature includes making a statement of a sexual nature to a person, or in the presence of a person, whether the statement is made orally or in writing.
--	---

Q39. Identify the legislation (Act name and relevant section) that identifies the wages and employment conditions for apprentices and trainees.

Answer Fair Work Act 2009 and the Fair work ombudsman identifies the wages and employment conditions for apprentices and trainees. ☐

Q40. True or False (Tick your response): An apprentice or trainee is not entitled to the same employment conditions as other employees in the workplace.

Answer

☒	True
☐	False

☐

Q41. Identify the legislation (Act name and relevant section) that requires consultation with workers on matters relating to work health or safety.

Answer The Work and Health and Safety Act 2011 requires Consultation with workers on matters relating to work health and safety. Part 5 of this act, consultation, representation and participation is the section within the act that covers this issue or concern. ☐

Q42. List three (3) ways that reference material on industrial relations or legal information may be made available to employees.

Answer You can make information available to employees by,
Having regular weekly or monthly meetings advising them of updates or changes,
Making the information available to them this can be achieved by providing flyers, brochures and emails ETC. ☐

Q43. Which of the following are good processes for addressing disputes? Tick all that apply.

Answer	Choice	Possible Answers	☐
	☒	Act quickly	
	☒	Discuss options for fixing the problem	
	☒	Follow up with the customer	
	☒	Get all the facts	
	☒	Keep your promises	
	☒	Listen to the complaint	
	☒	Record details of the complaint	

Q44. When handling a dispute, what document should you refer to for details on the obligations of each party to an agreement?

Answer When handling a dispute you should refer to your contract or agreement which will have all the obligations stated for each party. ☐

Q45. Which of the following should be addressed in a company's policy for handling customer complaints? Tick all that apply.

Answer

Choice	Possible Answers
☒	Explanation of how to make a formal complaint
☒	Information about commitment to continuous improvement
☒	Some of the solutions offered to resolve complaints
☒	Steps to be taken in discussing, addressing and resolving complaints

☐

Q46. True or False (Tick your response): Dispute resolution procedures should be based on company policies.

Answer

☒	True
☐	False

☐

Q47. What are the benefits of documenting disputes and their outcomes?

Answer

The benefits of documenting disputes and their outcomes are it will help you or the company identify trends or issues and can also provide guidance on solutions for future disputes.

☐

Q48. True or False (Tick your response): You should keep records of all complaints in one central place or register.

Answer

☒	True
☐	False

☐

CPCCBC4009B

APPLY LEGAL REQUIREMENTS TO BUILDING AND CONSTRUCTION PROJECTS

PRACTICAL ASSESSMENT INSTRUCTIONS

- The following practical assessment will require the Participant to complete work related activities.
- The Assessor will conduct observations of the Participant's work to determine whether they display sufficient practical skills and knowledge.
- Please fill in the details below – providing your name, signature and date of assessment.
 - The Participant's signature acknowledges that the Assessor provided clear instructions and the Participant understood what was required to complete this assessment.
- The Assessor may substitute a Practical Task with an alternate task of equal value.
 - Alternate tasks must be fully documented by the assessor in the Assessor Comments area.

Participant name

Rick Chittant

Participant signature

R. Chittant

Date

Click here to enter a date.

29/06/2020

Assessor name

Assessor signature

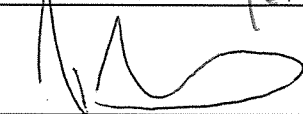
Date

Click here to enter a date.

Task	Task outcome (Tick)	
	Satisfactory	Not Yet Satisfactory
Task 1 (Occasion 1)	☐	☐
Task 1 (Occasion 2)	☐	☐

ASSESSOR COMMENTS

CPCCBC4009B APPLY LEGAL REQUIREMENTS TO BUILDING AND CONSTRUCTION PROJECTS

Practical Task 1 (2X)						
Description of task: On two (2) occasions, a suitable observer is to verify the participant's ability to apply legal requirements to building and construction projects: - Occasion 1: Residential buildings - Occasion 2: Low rise commercial buildings (Class 1 and 10 construction and Classes 2 to 9 with a gross floor area not exceeding 2000 square metres, not including Type A or Type B construction) The participant is to gather evidence of how they have completed each component of the Practical Task, which is to be submitted with this Practical Assessment sheet. Evidence to be submitted may include: - Copies of any licences - Business insurance Certificates of Currency - A copy of a WHS Policy - - A copy of an Environmental Policy - If an employer - copies of employee records, apprenticeship papers - Sub-contractor agreements or a copy of a sub-contract - A copy of a Business Activity Statement - A copy of a business tax invoice that references relevant legislation - A copy of a Dispute Resolution Procedure or documentary evidence of a dispute The observer is to provide detailed comments on the tasks completed by the participant. The assessor is to verify the observer's comments in the Assessor Comments section, and provide the Practical Assessment outcome on the front cover of this document.						
Resources required: Computer, Telephone, Building Contract.						
Assessment of task						
Name of participant:	Rik Chatcuti					
Name of observer:	Josh Casey					
Role of observer (Confirm suitability to sign)	Estimating Manager					
Email address of observer	josh@homesky.com.au					
Signature of observer:						
Date:	Click here to enter a date. 28/08/2020					
When completing the task, did the participant:	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th colspan="2" style="text-align: center; padding: 2px;">Tick if satisfactorily completed. Provide comments if left unticked.</th> </tr> <tr> <td style="width: 50%; text-align: center; padding: 2px;">1st Occasion</td> <td style="width: 50%; text-align: center; padding: 2px;">2nd Occasion</td> </tr> </table>		Tick if satisfactorily completed. Provide comments if left unticked.		1st Occasion	2nd Occasion
Tick if satisfactorily completed. Provide comments if left unticked.						
1st Occasion	2nd Occasion					
1 Legal obligations						
1.1A. Research and apply licensing or registration legislation relevant to the region, including classifications for builders, supervisors and managers.	☒	☒				

1.1B.	Research, apply and monitor safety legislation and regulations applicable to on-site construction, including site safety signage requirements.	☒	☒
1.1C.	Research and apply codes, Acts, regulations, by-laws and standards applicable to: - Construction of the particular building project - Insurance - Sustainability - Environmental matters	☒	☒
1.1D.	Set up and administer financial systems in compliance with legislation, including: - Payroll, including payment of wages, and subcontractor and supplier invoices - GST systems in compliance with legislation	☒	☒
1.1E.	Meet building contract obligations through: - Observing common law principles, legislation, regulations, fair trading requirements - Selecting the correct form of contract for the project - Carrying out the work in accordance with contractual obligations - Meeting contractual conditions, including communicating with local or regulatory authorities on matters regarding approvals and financial matters	☒	☒
2 Industrial relations obligations			
1.2A.	Research and apply relevant industrial relations policies and obligations, referring to relevant authorities	☒	☒
1.A.	Identify and contract subcontract companies that comply with company policy and obligations.	☒	☒
1.2B.	Apply relevant awards to contracts.	☒	☒
1.2C.	Use workplace agreements in accordance with company policy.	☒	☒
1.2D.	Take proactive measures to ensure discrimination and harassment and not practiced in the workplace, referring to anti-discrimination and equal employment opportunity legislation.	☒	☒
1.2E.	Identify and apply provisions of training agreements.	☒	☒
1.2F.	Make available to employees any reference material on access to industrial relations or legal information.	☒	☒
3 Dispute resolution processes			
1.3A.	Apply organisational dispute resolution processes.	☒	☒
1.3B.	Deal with customer complaints according to company policy.	☒	☒
1.3C.	Document disputes, recording and maintaining outcomes.	☒	☒
1.3D.	Effectively communicate using the following methods: - Language/concepts appropriate to cultural differences - Non-verbal communication - Written skills – using memo, letter, facsimile or email	☒	☒
The participant's performance was: ☒ Satisfactory ☐ Not Satisfactory			

OBSERVER COMMENTS

To whom it may concern,
I would like to confirm that Rik Chetcuti has the required knowledge to complete task related to applying legal requirements to building and construction projects. On a number of occasions Rik has demonstrated this ability. He has a very good understanding of contracts/variations (Legal Documents) and is able to liaise with fellow workers, trades, suppliers and clients regarding legal documents when required. There has been many instances where Rik has managed to resolve issues related to these documents and has also helped fellow Homes by CMA employees understand said documents.