

Subject: Clarification around CodeMark

Date: Monday, 13 July 2020 at 3:09:16 pm Australian Eastern Standard Time

14 Accreditation of building products

- (1) A building product, construction method, design, component or system connected with building work and accredited by the Building Regulations Advisory Committee or any other person or body prescribed for the purposes of this section is accredited for the purposes of this Act and the building regulations.
- (2) The accreditation is subject to any conditions or variations imposed by the Building Regulations Advisory Committee or the prescribed person or body from time to time and remains in force until the accreditation is revoked by the Committee, person or body.

15 Effect of accreditation

- (1) The building regulations may provide for the issue of certificates of accreditation for building products, construction methods, designs, components and systems accredited by the

**Building Act 1993
No. 126 of 1993
Part 2—Building standards**

Building Regulations Advisory Committee or a prescribed person or body.

- (2) The relevant building surveyor must not refuse to approve building work on the ground that any building product, construction method, design, component or system connected with the building work is unsatisfactory if the product, method, design, component or system is accredited by the Building Regulations Advisory Committee or a prescribed person or body and it complies with that accreditation.

Authorised by the Chief Parliamentary Counsel
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Thanks for contacting the VBA, we are here to assist you. I can provide the following clarifications:

1. The Building Regulations Advisory Committee (BRAC) is an independent statutory body established under section 209 of the Building Act 1993. The members of the BRAC are appointed by the Minister. The Victorian Building Authority (VBA) provides secretariat and technical resources to support the functions of BRAC.
2. The Building Regulations Advisory Committee (BRAC) is a committee of building industry representatives that has two roles set out in the Building Act 1993:
One of those roles is providing advice to the Minister for Planning on draft building regulations accreditation of building products, including construction methods, design components or systems connected with building products.
3. In relation to the attachments - The product is accredited by BRAC, see here: https://www.vba.vic.gov.au/__data/assets/pdf_file/0015/100581/BRAC-Register-of-accredited-products.pdf
4. The accreditation would have been provided at BP issue and **Codemark is not required because the product has BRAC accreditation.**
5. Finally also see below from the legislation in particular 15(2)