



Terms of Reference

Review of governance arrangements, decision-making and complaints management for the Queensland Building and Construction Commission (QBCC)

Purpose

The Queensland Building and Construction Commission (QBCC) is Queensland's building industry regulator. It is a self-funded, not-for-profit statutory body established under the *Queensland Building and Construction Commission Act 1991*.

In an environment of local and national reform, it is important that the building and construction industry, a critical part of the Queensland economy, continues to be supported by a strong regulatory framework that is conducive to investment and public confidence.

The purpose of this review is to:

1. Consider and further advance work undertaken to date and in progress by the QBCC in terms of reviewing and strengthening its functions and internal processes including decision-making processes and complaints handling and
2. Provide recommendations for any potential improvements to the QBCC's governance arrangements to ensure that these arrangements are best practice for a regulator of this kind and fit for purpose to deliver on the objectives under the Act and the reform agenda of the Government.

Composition

The review will be conducted by Mr Jim Varghese AM and supported through the Australia and New Zealand School of Government (ANZOG).

Scope

In undertaking the review, advice and recommendations will be provided on whether:

1. the QBCC's structure and governance arrangements reflect best practice for similar regulatory bodies in Queensland or other jurisdictions, including whether all current functions should continue, or continue in their current form, in particular dispute resolution, and any proposed adjustments to ensure best practice
2. the roles and responsibilities of the QBCC and the QBC Board are sufficiently clear and support good governance
3. any legislative amendments or administrative changes required to give effect to any potential improvements identified from 1 and 2
4. any other relevant matters exist that should be further examined to ensure the QBCC is well positioned to deliver on government commitments and reforms.



In making recommendations, the report should:

- clearly identify what elements of the QBCC's work were considered, findings, and the reasoning behind recommendations
- clearly identify whether each of the recommendations can be implemented immediately, or requires longer term consideration, with a focus on workable and pragmatic solutions
- if recommending changes in structures or functions, outline the changes proposed, with reference to legislative schemes in Queensland and other jurisdictions
- if relevant, recommend what alternatives to legislative change could be considered by government, for example, administrative options
- if relevant, recommend a combination of legislative and administrative change and detail how these might interact
- what further action may be necessary to implement a recommendation
- if no further action is required, specify why.

Deliverables

The Department is to be provided with a report detailing findings and any relevant recommendations for the Minister's consideration. Reporting on findings to date may be required at particular milestones.

Timeframe

A draft report is to be delivered to the Department within 10 weeks of being appointed.

A final report is to be delivered to the Department within 14 weeks of being appointed.

Stakeholder Engagement

The department will support the reviewer/s with any stakeholder engagement that may be required to assist the reviewer/s to undertake their scope of work and develop recommendations.