

**Penalty Infringement Notice (PIN) powers for Plumbing Industry Council investigators and local government officers*****Plumbing and Drainage Act 2002***

Section	Section title	Penalty details	Penalty units	Fine (\$)
s 33H	Return of identity card	Person who ceases to be an investigator must return card within 21 days to the chief executive	2.5	250
s 33Q(3)	Power to require reasonable help or information	Person must comply with requirements for help or information requirements unless the person has a reasonable excuse	2	200
33T(1)	Failure to state name and address or produce document	Person must comply with requirements unless the person has a reasonable excuse	2	200
63(2)	Amendment of, or replacing, licence	Licensee must, unless the licensee has a reasonable excuse, return the licence to council within 10 business days after receiving the notice	1	100
71(1)	Returning suspended or cancelled licence to council	Licensee must, unless the licensee has a reasonable excuse, return the licence to council within 10 business days after receiving the notice	2	200
72(3)	Surrendering licence	Licensee must, unless the licensee has a reasonable excuse, return the licence to council within 10 business days after receiving the notice	1	100
75(2)(a)	Notice of change of circumstances (address)	Licensee must give Plumbing Industry Council written notice of change of circumstances within 20 business days	1	100
75(2)(b)	Notice of change of circumstances (interstate/ NZ licence is conditioned, suspended or cancelled; or convicted of an offence)	Licensee must give Plumbing Industry Council written notice of change of circumstances within 20 business days	1	100

Section	Section title	Penalty details	Penalty units	Fine (\$)
82(1)	Plans and all plumbing and drainage work or on-site sewerage work must comply	Person who carries out any plumbing or drainage work or on-site sewerage work must ensure the work complies with the Standard Plumbing and Drainage Regulation 2003	10	1000
83(1)	Compliance permit required for certain regulated work or any on-site sewerage work	Person must not carry out regulated work or on-site sewerage work unless the person has a compliance permit for the work and complies with any conditions of the permit	6	600
87(2)	Minor work	Person must give local government notice of minor work undertaken	2	200
113	Return of identity card	Person who ceases to be an inspector must return the person's identity card to the local government within 21 days	2	200
119	Offences by persons not holding appropriate licence	Person must not perform, direct or supervise work for which a licence is required unless the person holds a licence that entitles them to perform the work	10	1000
120	Offence of directing or supervising unlicensed work	Licensed person for work must not direct or supervise work for which a licence is required unless the person holds a licence that entitles them to perform the work	10	1000
122	Contravening licence conditions	The holder of a licence must not contravene a condition of the licence	7	700
123(1)	Limitations on provisional licence holders	Holder of a provisional licence must not enter into a contract, other than a contract of employment, for performing work the holder is entitled to perform	10	1000
123(2)	Limitations on provisional licence holders	Holder of provisional licence must not perform work the holder is entitled to perform unless the work is performed under the supervision of a licensee entitled to do the work performed	10	1000
124	Restriction on advertising for the carrying out of particular work	Person must not advertise that the person is available to carry out plumbing and drainage work, other than unregulated work, unless the person is the holder of a licence that entitles them to carry out the work	6	600

Section	Section title	Penalty details	Penalty units	Fine (\$)
125	Restriction on building or installing particular on-site sewage treatment plant	Person must not build or install an on-site sewage treatment plant unless a Chief Executive approval has been granted and the building or installation complies with all conditions of that approval	10	1000
126	Restriction on building or installing greywater use facility	Person must not build or install a greywater use facility unless a Chief Executive approval has been granted (other than a large greywater treatment plant) and the building or installation complies with all conditions of that approval and any plumbing code authorisation and certification for any greywater diversion device	5	500
127	Restriction on building or installing chemical, composting or incinerating toilet	Person must not build or install a chemical, composting or incinerating toilet unless the building or installation complies with the EPA design rules	5	500
127A	Restriction on dismantling or taking away greywater treatment plant	Person must not dismantle or take away all or part of a greywater treatment plant installed on premises unless the dismantling or taking away is authorised in writing by the local government or under a Chief Executive approval	5	500
128	Restriction on dismantling or taking away on-site sewage facility	Person must not dismantle or take away all or part of an on-site sewerage facility installed on premises unless dismantling or taking away is authorised in writing by the local government or under a Chief Executive approval	5	500
128A(1)	Offence to pollute service provider's services	Person carrying out plumbing work must not do anything likely to pollute water in a water service provider's water service	5	500
128A(2)	Offence to pollute service provider's services	Person carrying out drainage work must not do anything likely to pollute a sewerage service provider's sewerage service	5	500
128B	Owner's obligation to ensure compliance with conditions of compliance certificate	Owner of premises must ensure a compliance certificate has been given for regulated work for greywater use facility, or for on-site sewerage work for an on-site sewerage facility, and all conditions are complied with	3	300

Section	Section title	Penalty details	Penalty units	Fine (\$)
128C	Restriction on operating chemical, composting or incinerating toilet	Person must not operate a chemical, composting or incinerating toilet unless the operation complies with the EPA design rules	3	300
128D	Restriction on operating particular on-site sewerage facilities	Person must not operate an on-site sewerage facility in a way that does not comply with the Standard Plumbing and Drainage Regulation 2003	3	300
128E	Restrictions on operating particular on-site sewage	Person must not operate an on-site sewerage treatment plant unless a compliance certificate has been given and the operation complies with all conditions	3	300
128F	Restrictions on operating greywater use facility	Person must not operate a greywater use facility unless a compliance certificate has been given and the operation complies with all conditions, the Chief Executive approval and any plumbing code authorisation for the facility's greywater diversion device	3	300
128I	Backflow prevention devices	Person must not remove, or do anything to render inoperable, a backflow prevention device installed on premises	7	700
128J(1)	Hot water control devices	Person must not remove, or do anything to render inoperable, a hot water control device installed on premises	7	700
128JA(1)	Water meter	Person must not tamper with a water meter	7	700
128K(1)	Offence about discharging blackwater	Owner of premises must ensure blackwater from plumbing and drainage on the premises is discharged into the infrastructure of the sewerage service provider	5	500
128L	Offence about discharging kitchen greywater from premises	Owner of premises must ensure kitchen greywater from plumbing and drainage on the premises is discharged into sewerage service, on-site sewerage facility or greywater use facility that includes greywater treatment plant	5	500
128N(1)	Permissible and prohibited discharges	Person must not discharge waste, other than sewage the facility is designed to receive, into an on-site sewerage facility	5	500
128N(2)	Permissible and prohibited discharges	Person must not discharge a prohibited substance into an on-site sewerage facility	5	500

Section	Section title	Penalty details	Penalty units	Fine (\$)
128OA	Disposal of contents of greywater treatment plant	Person must not, without local government's approval, dispose of the contents of a greywater treatment plant into the infrastructure of the sewerage service provider	5	500
128P(1)	Disposal of contents of on-site sewerage facility	Person must not dispose of the contents (other than effluent) of an on-site sewerage facility installed only for testing purposes other than using the contents for the discharge of a toilet or for surface or subsurface irrigation	5	500
128P(2)	Disposal of contents of on-site sewerage facility	Person must not dispose of the contents (other than effluent) of an on-site sewerage facility that has not been installed only for testing purposes other than in a place, and a way, approved by the local government	5	500
128P(3)	Disposal of contents of on-site sewerage facility	Person must not dispose of effluent from an on-site sewerage facility mentioned in subsection (1) other than to a sewer	5	500
128P(4)	Disposal of contents of on-site sewerage facility	Person must not dispose of effluent from an on-site sewerage facility mentioned in subsection (2) other than to a common effluent drainage or other place and way approved by the local government	5	500
128T(1)	Obstruction of investigators or inspectors	Person must not, without reasonable excuse, obstruct an investigator or inspector exercising a power under the <i>Plumbing and Drainage Act 2002</i>	3	300

Standard Plumbing and Drainage Regulation 2003

Section	Section title	Penalty details	Penalty units	Fine (\$)
18(1)	Request for compliance assessment of regulated work or on-site sewerage work	Person who make a request under s86(2) of the Act, for compliance assessment of regulated or sewerage work, must make the request at least two business days before the work starts	2	200
19(2)	Stages for assessment of regulated work	Person must request an assessment of the work at each of the applicable stages within 7 days after the work is completed	3	300
19B	Obligations of responsible person for on-site sewerage work	Responsible person must notify of a change of responsible person	2	200
20(4)	Assessment of stages of work by local government	Person must, within two business days, comply with written notice of inspector and make a request for assessment of the work that is subject of the notice	2	200
21(1)	Covering plumbing and drainage or on-site sewerage facility	Person must not cover plumbing or drainage or on-site sewerage facility unless an inspector has assessed or allowed it to be covered or accepted a notice of compliance from an approved person	3	300
21(5)	Covering plumbing and drainage or on-site sewerage facility	Person must provide verification required of the person	1	100
22(4)	Testing and commissioning plumbing and drainage	Approved person must, within 5 business days after testing or commissioning the plumbing or drainage give the responsible person a compliance report about the testing or commissioning	2	200
22(6)	Testing and commissioning plumbing and drainage	Responsible person for the regulated work must give the local government compliance report within 10 business days or longer if the local government allows	1	100

Section	Section title	Penalty details	Penalty units	Fine (\$)
26	Request for compliance assessment of regulated work or on-site sewerage work	Person who makes a request under s86A(2) of the Act for compliance assessment of regulated work or on-site sewerage work must make the request at least two business days before the work starts	2	200
30(1)	Certified items to be used	Person must not install or use a plumbing or drainage item in plumbing or drainage if the item is not a certified item	3	300
31(1)	Non-certified items allowed for fire service	If a non-certified item is installed for fire fighting it must meet certain requirements	3	300
37	Inspection and testing of backflow prevention devices	Person who inspects or tests a backflow prevention device must, within 10 business days, give the local government written results of the inspection or test	1	100
38(3)	Testable backflow prevention devices	Owner of an installed testable backflow prevention device must register the device with the local government or entity and have the device inspected or tested by a person who is licensed to do the work	3	300
38(4)	Testable backflow prevention devices	Person who inspects or tests a backflow prevention device must, within 10 business days, give the local government written results of the inspection or test	1	100
52(3)	Vents in adjoining buildings	Owner given written notice must comply with the notice (either new building's owner pay the reasonable cost of changing the vents on the old building, or the old building's owner change the vents)	2	200
54A(2)	Notice to water service provider about installation of meters	Responsible person must, at least 2 business days before the cladding or lining covering plumbing work is fixed, give the water service provider for the area written notice that water meters are proposed to be installed	2	200