

Schedule 1—Building or construction work under the Act

1—Building or construction work

Subject to clause 2, for the purposes of this Act, building or construction work will be taken to include:

- (a) the construction, erection, alteration, repair, renovation, demolition or removal of a building or structure;
- (b) the construction, alteration or repair of any road, street, parking area, footpath, thoroughfare (for pedestrians or vehicles), kerbing, guttering, roundabout, median strip, or the performance of other similar roadworks;
- (c) the construction, alteration, repair, demolition or removal of any railway, tramway or busway, or of any platform, signals or other structure in connection with a railway, tramway or busway;
- (d) the construction, alteration, repair or removal of an aircraft runway, or a landing pad;
- (e) the construction, alteration, repair, demolition or removal of a harbour, breakwater, retaining wall or marina;
- (f) the performance of dredging work;
- (g) the construction, alteration, repair, demolition or removal of a dam, weir, reservoir or other embankment or structure for the catchment, collection, storage, control or diversion of water;
- (h) the laying, placing or installing of pipes, cables or other prefabricated materials in, on or above the ground;
- (i) the performance of excavation work;
- (j) the construction, erection, installation, alteration, repair, demolition or removal of any system or plant associated with the conveyance, collection, storage, treatment or distribution of water or gas;
- (k) on site electrical or mechanical services work, including on site work that is related to the construction, erection, installation, alteration, repair, servicing or dismantling of any plant, plant facility or equipment;
- (l) the on site construction, erection, installation, alteration, repair, renovation, demolition or removal of—
 - (i) a lift or escalator;
 - (ii) any air-conditioning, ventilation or refrigeration system or equipment;
- (m) the construction, repair, alteration or removal of a playfield, golf-course, race course, stadium, swimming pool or other sporting or recreational facility;
- (n) landscaping or the construction, alteration or removal of a park or garden;
- (o) the removal of asbestos from a building or from any machinery, plant or equipment located in or on a building;
- (p) building or construction work associated with any operation under the Petroleum Act 1940, the Petroleum (Submerged Lands) Act 1982, the Mining Act 1971 or the Offshore Minerals Act 2000 or the Opal Mining Act 1995;
- (q) any site preparation work (including pile driving) preliminary to the performance of any work referred to above;

(r) any other kind of work prescribed by the regulations for the purposes of this provision.

2—Exclusions

The following do not constitute building or construction work for the purposes of this Act: (a) maintenance or repair work carried out— (i) by a self-employed person for his or her own benefit; or (ii) by an employee for the benefit of his or her employer, where the principal business activity of the self-employed person, or the employer (as the case may be) does not consist of building or construction work; (b) the construction, alteration, repair, demolition or removal of a fence on (or on the boundary of) agricultural land; (c) work directly associated with the care, conservation or rehabilitation of agricultural land, or of land that has been agricultural land; (d) any other kind of work excluded from the operation of this Act by regulations prescribed for the purposes of this provision.

3—Definitions

In this Schedule— **building** includes— (a) a portion of a building; (b) a temporary building; (c) a moveable building; **structure** includes— (a) a tank or other structure for the catchment, collection, storage or supply of water; (b) a sewerage, effluent or storm-water drain, a sewerage treatment plant, a drainage system, or other associated or similar structure; (c) a bridge, viaduct, aqueduct or tunnel; (d) a chimney stack or cooling tower; (e) a radio, television, communications or lighting mast; (f) a mast or tower associated with the transmission of electricity; (g) a silo; (h) a dock, jetty, pier, terminal, wharf or mooring; (i) a pipeline (including a pipeline placed in the ground); (j) any structure, plant or facility associated with the production, storage, conveyance or distribution of oil, gas, coal or other minerals.

1.2.2010—Construction Industry Training Fund Act 1993

Value of building or construction work—Schedule 1A

[9.2.2010]

