

8.1 BUILDING CONTROL DISCLAIMER

This Disclaimer of legal ability or responsibility shall have and is intended to have effect as a condition of the Building Licence hereby issued.

While the Shire has inspected the Drawings and Specifications to ascertain the extent of compliance of the proposal building/structure with all relevant provisions of the Local Government (Miscellaneous Provisions) Act 1960, Building regulations 1989, Building Code of Australia and Local Laws, (“the Statutory Provisions”) and reserves the right to carry out site inspections, the Shire disclaims all legal liability and responsibility for:

- Actual compliance by the Drawings and Specifications with Statutory Provisions; or for
- Any defect (latent or patent) in design and/or construction of the subject building/structure; or/for
- Any defect in the site and its capacity to support the foundations or in the materials used in the construction of the building/structure.
- You as the Builder/Building Owner must take responsibility in relation to each and all foregoing matters and not rely upon the Shire in relation thereto. By acting upon this permit, you, as the Builder/Building Owner release and discharge the Shire from all liability in relation to such matters and indemnify the Shire from all claims for loss or damage sustained by you and any successor in title by reason of non-compliance by Drawings and Specifications and/or the building with the Statutory Provision and requirements of all other Statutory Authorities or by reason of any such defects.

ADOPTED: COUNCIL 18 MAY 1995
REVIEWED: 19 APRIL 2011