

I, Colin Joyce  
which contains 2 signatures.

in the State of Western Australia, am the promoter of this petition

**PETITION FOR THE AMENDMENT OF THE STATE ADMINISTRATIVE TRIBUNAL REGISTER OF PROCEEDINGS 2011 IN RELATION TO MATTER NUMBER SAT CC 1258/2011**

To the President and Members of the Legislative Council of the Parliament of Western Australia in Parliament assembled.

We the undersigned residents of Western Australia are seeking the amendment of the State Administrative Tribunal Register of Proceedings 2011 ("the Public Register") in relation to Matter Number SAT CC 1258/2011.

The Public Register currently states that the referral of our complaint (Matter Number SAT CC 1258/2011) by the Building Commissioner to the State Administrative Tribunal ("the SAT") occurred *'following a report of an investigation regarding a building service or HBWC complaint'* in compliance with section 11(1)(d) of the *Building Services (Complaint Resolution and Administration) Act 2011* ("the Act").

During the process of transitioning to the Act, the Building Commission, formerly the Building Disputes Tribunal, referred our complaint to the SAT prior to the Act becoming operational on 29 August 2011, and in the process bypassed the requirement under the Act to undertake an investigation into our complaint.

The transfer of complaints by the Building Commissioner to the SAT first require under section 9 and 10 of the Act that an investigation be carried out by an authorised officer and that a report be provided to the Building Commissioner for consideration. Under section 11 of the Act, the Building Commissioner must consider any such report and may, under section 11(1)(d), refer the complaint to the SAT for it to deal with under section 38 or 43, as the case requires.

The Building Commission has confirmed that no authorised officer carried out an investigation of our complaint and that no investigation report was produced for the consideration of the Building Commissioner. Therefore in accordance with the requirements of the Act our complaint could not have been validly transferred to the SAT under section 11 (1)(d) as stated on the Public Register.

The Public Register which states that the SAT received our complaint (Matter Number SAT CC 1258/2011) from the Building Commissioner *'following a report of an investigation regarding a building service or HBWC complaint'* in compliance with section 11(1)(d) of the *Building Services (Complaint Resolution and Administration) Act 2011*, is incorrect.

Your petitioners therefore respectfully request the Legislative Council to support the amendment of the State Administrative Tribunal Register of Proceedings 2011 in relation to Matter Number SAT CC 1258/2011 to remove any reference to section 11(1)(d) of the Act and the wording *'following a report of an investigation regarding a building service or HBWC complaint'* and in its place correctly state on the Public Register under which provisions of the Act Matter Number SAT CC 1258/2011 was validly transferred to the SAT.

And your petitioners as in duty bound, will ever pray.

NAME	ADDRESS	SIGNATURE
Colin Joyce	1234 Street, Perth, WA	