



Statutory Declaration as to owner-builder status

Form 2B – Section 45, Section 87A and Section 90D of the Building Act 2004

The building

Building street address

The owner

Name of owner

Address

Postcode

Email address

Contact telephone

Identification of design work that is restricted building work that has been carried out by owner-builder

Note: Complete the following section if this form is attached to an application for a building consent that is accompanied by plans or specifications containing design work that is restricted building work that has been carried out by the owner-builder (section 45(5)(b) of the Building Act 2004)

The design work that is restricted building work that I,

Full name	Address	Occupation

carried out as an owner-builder is:

all of the design work that is restricted building work described in the attached application for a building consent;

OR

the design work that is restricted building work as set out below

Design work that is restricted building work <i>(Tick)</i>	Description <i>(if appropriate, provide details of the restricted building work)</i>	Reference to plans and specifications <i>(If appropriate, specify references)</i>
--	--	---

Primary Structure

Foundations and subfloor framing		
Walls		
Roof		
Columns and beams		

Document Ref:	Document Name:	Version	QAM Author	Release Date	Page
BCAQAMT	Minor Variation	2.0	QAM	Sept 2022	1 of 4

Design work that is restricted building work <i>(tick)</i>	Description <i>(if appropriate, provide details of the restricted building work)</i>	Reference to plans and specifications <i>(If appropriate, specify references)</i>
Primary Structure		
<input type="checkbox"/>	Bracing	
<input type="checkbox"/>	Other	
External moisture management systems		
<input type="checkbox"/>	Damp proofing	
<input type="checkbox"/>	Roof cladding or roof cladding systems	
<input type="checkbox"/>	Ventilation system (for example, subfloor or cavity)	
<input type="checkbox"/>	Wall cladding or wall cladding system	
<input type="checkbox"/>	Water proofing	
<input type="checkbox"/>	Other	
Fire Safety Systems		
<input type="checkbox"/>	Emergency warning systems, evacuation and fire service operation systems, suppression, or control systems, or other	
<p>Note: The design of fire safety systems is only restricted building work when it involves small-to-medium apartment buildings as defined by the Building (Definition of Restricted Building Work) Order 2011. Continue on another page if necessary.</p>		

Identification of building work that is restricted building work intended to be carried out under an owner-builder exemption

Note: The following section is to be completed if:

- a) This form is accompanying an application for a building consent and the owner intends to carry out building work that is restricted building work (section 45(5)(a) of the Building Act 2004);
- or**
- b) The application for a building consent was not accompanied by a statutory declaration in this form and the owner intend to carry out building work that is restricted building work (section 87A(2) of the Building Act 2004)
- or**
- c) Under a building consent, there has been a change in the owner-builder carrying out the restricted building work and the new owner-builder has not already submitted to the building consent authority a statutory declaration in this form to that effect (section 87A(3)(a) of the Building Act 2004).

Document Ref:	Document Name:	Version	QAM Author	Release Date	Page
BCA_QA_MT	Statutory Declaration as to Owner Builder status Form 2B	3.0	MQA	July 2024	2 of 4

The building work that is restricted building work that I,		
Full name	Address	Occupation
intend to carry out as an owner-builder is:		
all of the building work that is restricted building work described in the attached application for a building consent;		
OR		
the building work that is restricted building work as set out below:		
Building element (<i>tick</i>)	Description <i>(if appropriate, provide details of the restricted building work)</i>	
Primary structure		
	Foundations and subfloor framing	
	Walls	
	Roof	
	Columns and beams	
	Bracing	
	Other	
External moisture management systems		
	Damp proofing	
	Roof cladding or roof cladding systems	
	Ventilation system (for example, subfloor or cavity)	
	Wall cladding or wall cladding system	
	Water proofing	
	Other	
Note: continue on another page if necessary		

Status as owner-builder

I,		
Full name	Address	Occupation
<p>am an owner-builder for the purposes of the Building Act 2004 as I:</p> <ul style="list-style-type: none"> a) Have a relevant interest in the land or the building on which the restricted building work is carried out; and b) Reside or intend to reside in the household unit relating to the restricted building work being carried out; and c) *have carried out the design work that is restricted building work myself or with the assistance of my unpaid friends and family members; and d) *will carry out the restricted building work myself or with the assistance of my unpaid friends and family members; and e) Have not, under the owner-builder exemption, carried out restricted building work in relation to a different household unit within the previous 3 years. <p>*Delete if the paragraph does not apply</p>		

Defined terms

Relevant interest, in relation to the building on which restricted building work is carried out, means a legal or equitable interest in the land or building and includes:

- a) A right of occupancy of the land or building or part of the building; or
- b) A right, power or privilege over, or in connection with the land or building

Reside includes temporarily reside.

I understand and accept that Council may rely on this document, for the purposes of establishing compliance with the above building consent and that the content including the signature, whether electronic or not, is truly representative and authoritative of the information contained.

Statutory declaration

I,		
Full name	Address	Occupation
<p>solemnly and sincerely declare that the statements contained in this form are true. And I make this solemn declaration conscientiously believing the same to be true and by virtue of the Oaths and Declarations Act 1957.</p>		
Declared at (place)		Date
Before me (full name)		
Justice of the peace	Barrister and solicitor of the High Court	or other person authorised by law to take statutory declarations
Signature		