

27 October 2022

**Building Policy | Public Works Division**

Department of Energy and Public Works

Via email: [oadg.bp@epw.qld.gov.au](mailto:oadg.bp@epw.qld.gov.au).

**Proposed Regulation Amendment to the BIF Act**

Thank you for the opportunity to provide feedback on the proposed amendments to the *Building Industry Fairness (Security of Payment) Regulation 2018* ('BIF Regulation').

At a time when the industry is facing an array of issues relating to supply chains and the cost of materials and labour, it is essential that any amendments or reforms to legislation affecting the industry is considered and allows for appropriate timeframes for consultation with industry.

The proposed regulation amendment, to Section 8, is likely to cause unintended consequences, the breadth of which is hard to gauge with such a small window of time to respond. The proposed amendment is one of a technical nature, particularly in relation to the hypothetical contracting scenarios, that requires us to seek member input in order to fully understand any unintended consequences.

As such, the Property Council is not able to comment on the proposed amendment to the BIF Regulation in a meaningful way given the lack of time provided to prepare a submission and the level of detail requested in the consultation paper.

We look forward to engaging with you further on the proposed amendments but require sufficient time in order to be able to do so.

If you have any questions in relation to the Property Council or this submission, please do not hesitate to contact me on [jcaire@propertycouncil.com.au](mailto:jcaire@propertycouncil.com.au) or 0499 181 366.

Yours sincerely



**Jess Caire**  
Queensland Deputy Executive Director