

Summary of Disciplinary Action

Registered Certifier	Registration Number	Disciplinary Ground and Summary	Disciplinary Action	Date of Decision
Joseph Hallal	BDC0159	<p>1. Engaged in unsatisfactory professional conduct under the Building Professionals Act 2005 (NSW).</p> <p>2. Contravened the certification legislation under section 45(b) of the Building and Development Certifiers Act 2018 (NSW) (BDC Act).</p> <p>3. Engaged in conduct in connection with the carrying out of certification work that has fallen short of the standard of competence, diligence and integrity that a member of the public is entitled to expect of a reasonably competent registered certifier under section 45(a) of the BDC Act.</p> <p>On 12 May 2017, issued a final occupation certificate for a residential apartment building in Auburn NSW without evidence to demonstrate compliance with the requirements of the Building Code of Australia (BCA) concerning the use of combustible cladding products on external walls.</p> <p>On or about 11 October 2021, contravened the Code of Conduct in the BDC Regulation by:</p> <ul style="list-style-type: none"> • issuing a construction certificate for a childcare centre in Bankstown NSW when the building works to which the construction certificate related had already commenced; and • knowingly making false and misleading statements in a record which the Registered Certifier submitted to the NSW Planning Portal 	<p>1. Cancel the Certificate of Registration Number BDC0159, pursuant to section 48(1)(e) of the BDC Act from 5pm on 20 October 2023;</p> <p>2. Disqualify the Registered Certifier from being registered as a certifier for a period of three (3) years and nine (9) months, pursuant to section 48(1)(f) of the BDC Act from 5pm on 20 October 2023;</p> <p>3. Impose the following conditions to take immediate effect:</p> <ol style="list-style-type: none"> a. the Registered Certifier is not authorised to determine and/or issue any complying development certificates, construction certificates, compliance certificates and/or occupation certificates, nor any modified certificates of any kind (including with respect to any undetermined applications and any determined applications where the certificate has not been issued); and b. the Registered Certifier is not authorised to carry out any final inspections (i.e. after building work has been completed and prior to any occupation certificate being issued in relation to the building). 	<p>6/10/2023 1-2 to take effect on 20/10/2023.</p> <p>3 – immediate effect.</p>

		Between 15 February and 19 March 2021, issued three (3) complying development certificates for three (3) proposed complying 'group homes' in NSW when the proposed homes were self-contained residential units and not complying 'group homes' under the EP&A Act.	The Disciplinary Action Unit's 6 October 2023 decision is the subject of administrative review and has been stayed by NCAT until further order	
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