



Summary of Disciplinary Action

Accredited certifier	Disciplinary action no.	Complaint No.	Property address	Details of disciplinary matter	Disciplinary action	Date of decision
Glenn Fitzgibbon BPB No. 0120	412	55/13 and 102/13	141 St Vincent Street, Ulladulla	<p>Issued a construction certificate for a proposed building that did not comply with the relevant requirements of the <i>Building Code of Australia</i>.</p> <p>Issued an interim occupation certificate for a building that did constitute a hazard to the health or safety of the occupants of the building.</p> <p>Issued an interim occupation certificate for a building not suitable for occupation or use in accordance with its classification under the <i>Building Code of Australia</i>.</p>	<i>Combined decision – see below</i>	5 November 2015.



Accredited certifier	Disciplinary action no.	Complaint No.	Property address	Details of disciplinary matter	Disciplinary action	Date of decision
			313 Princes Highway, Bomaderry	<p>Issued a CC for a proposed building work and change of building use that did not comply without proper regard to clause 143(1) of the <i>Environmental Planning and Assessment Regulation</i> and included incorrect building classes.</p> <p>Issued an interim occupation certificate for a building not suitable for occupation or use in accordance with its classification under the <i>Building Code of Australia</i>.</p>	<p>The Board finds that the conduct of Mr Glenn Fitzgibbon constitutes unsatisfactory professional conduct as defined by section 19 of the <i>Building Professionals Act 2005</i>. The Board takes the following actions under s. 31(4) Building Professionals Act 2009:</p> <ol style="list-style-type: none">1. Mr Fitzgibbon is reprimanded;2. Mr Fitzgibbon is ordered to pay a fine of \$20,000 to the Board.3. Until Mr Fitzgibbon:<ul style="list-style-type: none">• completes and passes the course referred to in 4 below, and• undertakes and passes the exam referred to in 5 below, and• reports on his practice as referred to in 6 below, <p>The certificate of accreditation of Mr Fitzgibbon is subject to the condition that he may only carry out certification work for buildings involving the following classes of buildings under the BCA:</p> <ol style="list-style-type: none">a) class 1 and class 10 buildingsb) class 2 to 9 buildings with a maximum floor area of 500m² and a maximum rise in storeys of three storeys <ol style="list-style-type: none">4. Mr Fitzgibbon is ordered to complete the UTS Advanced Building Regulation short course within 6 months of receipt of the Statement of Decision on Complaint;5. After completion of the UTS Advanced Building Regulation short course, Mr Fitzgibbon is to undertake an exam prepared by the Board.6. Mr Fitzgibbon is ordered to report to the Board's Manager on his practices and procedures for his certification work (including but not limited to applications, inspections and issuing of certificates)	