

Summary of Disciplinary Action

Registered Certifier	Registration Number	Disciplinary Ground and Summary	Disciplinary Action	Date of Decision
Phillip Brett COMMANDEUR	BDC3009	<p>Mr. Commandeur has:</p> <ul style="list-style-type: none"> - 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 <i>Building and Development Certifiers Act 2018 (BDC Act)</i>; - contravened the certification legislation, whether or not the registered certifier is prosecuted or convicted for the contravention, under section 45(b) of the BDC Act; and - the registered certifier has failed to comply with conditions of the registration, under section 45(g) of the BDC Act; and these are grounds for taking disciplinary action under Part 4 of the BDC Act. <p>Mr. Commandeur has issued notices and certificates which are inaccurate, referred to the incorrect requirements or to non-existent pools, specified further steps to be taken that would not meet the requirements for issuing a Certificate of Compliance, failed to conduct a further inspection of the pool, and issued inaccurate Certificates of Compliance for spa pools that did not comply with barrier requirements.</p>	<ol style="list-style-type: none"> 1. Cancel the registration of the Registered Certifier, pursuant to section 48(1)(e) of the <i>Building and Development Certifiers Act 2018</i> (NSW). 2. Disqualify the Registered Certifier, permanently, pursuant to section 48(1)(f) of the <i>Building and Development Certifiers Act 2018</i> (NSW). 	4 November 2022 at 5pm

		<p>He has also failed to comply with statutory duties that relate to his functions and obligations as an accredited certifier; repeatedly failed to comply with the Building Professionals Board Code of Conduct; and his conduct fell short of the standard of competence, diligence and integrity that a member of the public is entitled to expect of a reasonably competent certifier.</p>		
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