FAQs

## Status of the Victorian Code

Does the Victorian Code of Practice for the Building and Construction Industry 2014 (Victorian Code) still apply?

No, the Victorian Government announced the abolition of the Victorian Code on 18 January 2015.

The Victorian Code no longer applies on any projects.

**Will any action be taken as a result of audits undertaken prior to the abolition of the Victorian Code?**

There will be no sanctions arising from audits undertaken prior to the abolition of the Victorian Code.

Has the Construction Code Compliance Unit (CCCU) been disbanded?

Yes. The CCCU, the body responsible for monitoring the Victorian Code, has been disbanded.

Are contractors required to comply with the Victorian Code on current projects?

No. However contractors must continue to comply, and should ensure familiarity with, legislative requirements on all projects.

Contractors must also comply with contractual obligations on current projects, some of which may be contained in Workplace Relations Management Plans (WRMPs) and Health and Safety Management Plans (HSMPs).

The Victorian Government agency responsible for a construction project will ensure that the contractor is complying with contractual obligations.

**Will contractors be required to submit Victorian Code compliant WRMPs and HSMPs for future projects?**

No. Contractors are not required to submit Victorian Code compliant WRMPs and HSMPs for future projects.

Contractors bidding for Victorian Government work will be required to meet the safety and industrial relations management criteria specified in project tender documents.

Contractors applying for pre-qualification on Victorian Government construction registers will be required to meet specified safety and industrial relations management criteria.

Who should incidents be reported to?

Activities that may breach the Fair Work Act can be reported to the federal regulator, Fair Work Building and Construction (FWBC).

Activities that may breach criminal law can be reported to Victoria Police.

Activities that may breach work safety laws can be reported to WorkSafe.

**The Victorian Code required drug and alcohol testing on some projects. Are contractors required to continue drug and alcohol** **testing on these projects?**

The Victorian Code’s drug and alcohol testing requirements no longer apply. However, contractors must have occupational health and safety policies and procedures to meet legislative and regulatory requirements.

Contractors may choose to continue drug and alcohol testing as part of their health and safety policy.

**The Victorian Code had site security requirements for some projects. Are contractors still required to meet these site security requirements?**

No. The Victorian Code’s site security requirements no longer apply. On current projects, contractors may choose to continue site security processes.

What should contractors tell subcontractors about the Victorian Code?

Contractors should advise their subcontractors that the Victorian Code no longer applies. Contractors should emphasise that compliance with relevant legislation is still required.

Does the Commonwealth Building Code 2013 apply?

The Commonwealth Building Code 2013 continues to apply to projects that meet the Commonwealth government funding threshold. This requirement will be specified in tender documents.

**Will the Department of Treasury and Finance (DTF) continue to manage the Construction Supplier Register (CSR) and the Ministerial Directions for public construction tendering and contracting?**

Yes. See [www.dtf.vic.gov.au/infrastructure-Delivery](http://www.dtf.vic.gov.au/infrastructure-Delivery)

**Will advertisements, tender and contract documents need to be amended to remove all references to the Victorian Code?**

Yes. Government agencies and contractors should remove all references to the Victorian Code and the CCCU in future documents.

**Are government agencies still required to supply key public construction data to DTF?**

Yes. The Victorian Code previously required client agencies to supply key public construction data to DTF.

Timely and accurate client agency reporting on public construction provides valuable data for the whole of Victorian Government. DTF will continue to collect this data under the Ministerial Directions for public construction.

For further information, contact 9651 5137 or email construction.procurement@dtf.vic.gov.au