



MINISTRY FOR TRANSPORT, INFRASTRUCTURE
AND CAPITAL PROJECTS



PARLIAMENTARY SECRETARY FOR PLANNING
AND THE PROPERTY MARKET



THE BUILDING AND CONSTRUCTION AUTHORITY



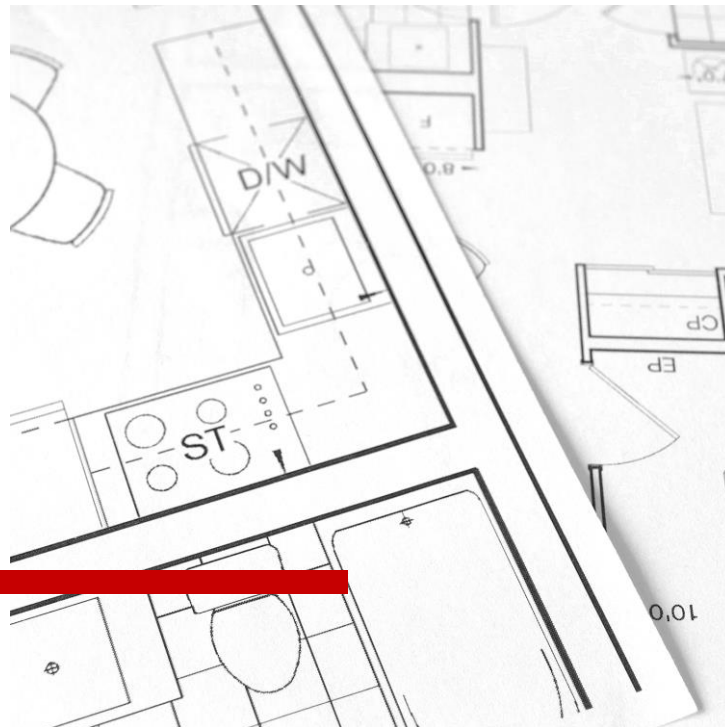
WHITE PAPER



BACKGROUND

Construction industry
generated
€356.4 million – 3.2% of
GDP

National Statistics Office
– Malta,
News Release 038/2018



13000+ jobs, FT and
PT,
5.1% of all gainfully
occupied people in
Malta

National Statistics
Office – Malta,
News Release
072/2018)
(December 2017)



GOVERNMENT OBJECTIVE

One regulator that will incorporate the BICC, BRO, BRB and Masons Board

- 2017 Electoral Manifesto
- Based on growing demand for more regularisation and enforcement
- Setting standards
- Harmonisation within the industry and reducing bureaucracy



01

THE WHITE PAPER

The Building and Construction Authority

THE WHITE PAPER

- A team has drawn up a White Paper that has been approved by cabinet and will be issued for public consultation
- The Minister shall appoint a Chief Executive Officer to draw up an operational plan for the coming into effect of the entity. This shall include a Human Resources plan which reflects the staffing needs of the entity, the managerial structure and the proposed composition of the board of directors
- The CEO shall also draw up a plan entailing the merging of the various practices, standards, procedures, regulations and law currently in force which are found under various pieces of legislation. The research will complement the feedback expected to be generated during the public consultation period of this White Paper



“*Will seek to harmonise current work practices, standards, procedures, regulations and legislation under a single piece of legislation and place the industry under the remit of a single entity*”



02

LEGISLATION TO BE REVIEWED

The Building and Construction Authority

Building Regulations Act

(Cap 513)

Parts of the Police Code

(Cap 10)

Parts of the Civil Code

(Cap 16)

Development Planning Act

(Cap 552)

Avoidance of Damage to Third Party Property Regulations, 2013

(LN 72 of 2013)

Environmental Management Construction Site Regulations, 2007

(LN 295 of 2007)

Energy Performance of Buildings Regulations, 2018

(LN 47 of 2018)

OHSA's Code of Practice for the Construction Industry

**LEGISLATION TO
BE REVIEWED**

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All the above is to be conducted in the context of having regard to other legislation, rules and regulations, guidelines and policies issued by other entities such as the Access for All Design Guidelines which are issued by the CRPD



03

AUTHORITY SETUP

The Building and Construction Authority



AIMS

Authority Setup - Aims

The Authority is to undertake those tasks which are conducive to the aim of it being in a position to hit the ground running as soon as the necessary legislation is passed through parliament, starting with the integration of the following entities;

- Building Industry Consultative Council (BICC)
- Building Regulation Board (BRB)
- Building Regulation Office (BRO)
- Masons Board



AIMS

Authority Setup - Aims

The Authority is also to identify the best way in which to interact with various entities, including the Planning Authority (PA). It has to position itself as the prime consultee within the PA's structures. It is being proposed that authority is to take over the role of planning consultee currently carried out by;

- Civil Protection Department (CPD)
- Commission for the Rights of Persons with Disability (CRPD)
- Department of Environmental Health (DEH)
- Occupational Health and Safety Authority (OHSA)

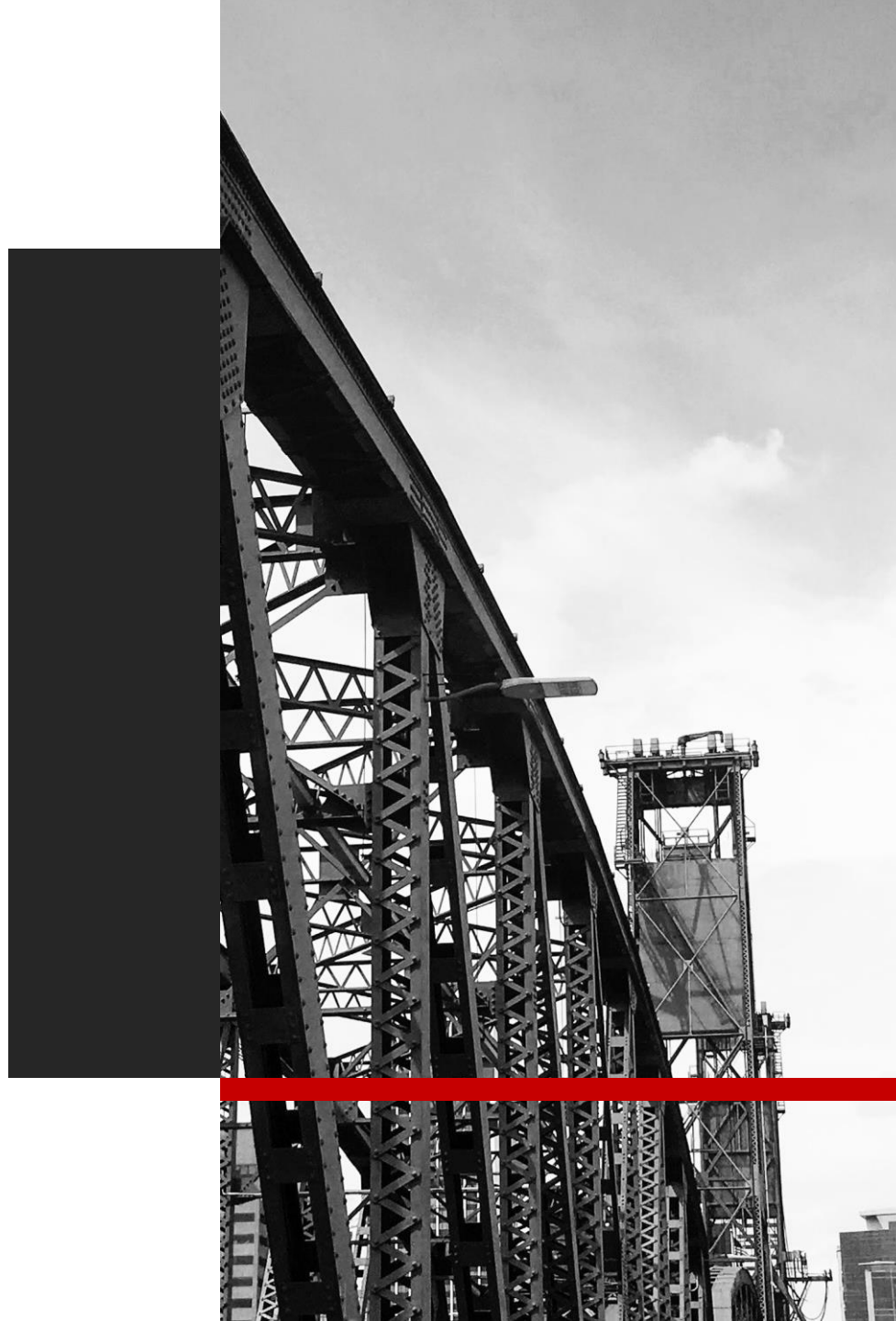
OBJECTIVES

Authority Setup

The authority shall achieve the aims described above by focusing on a number of objectives.

It will aspire to:

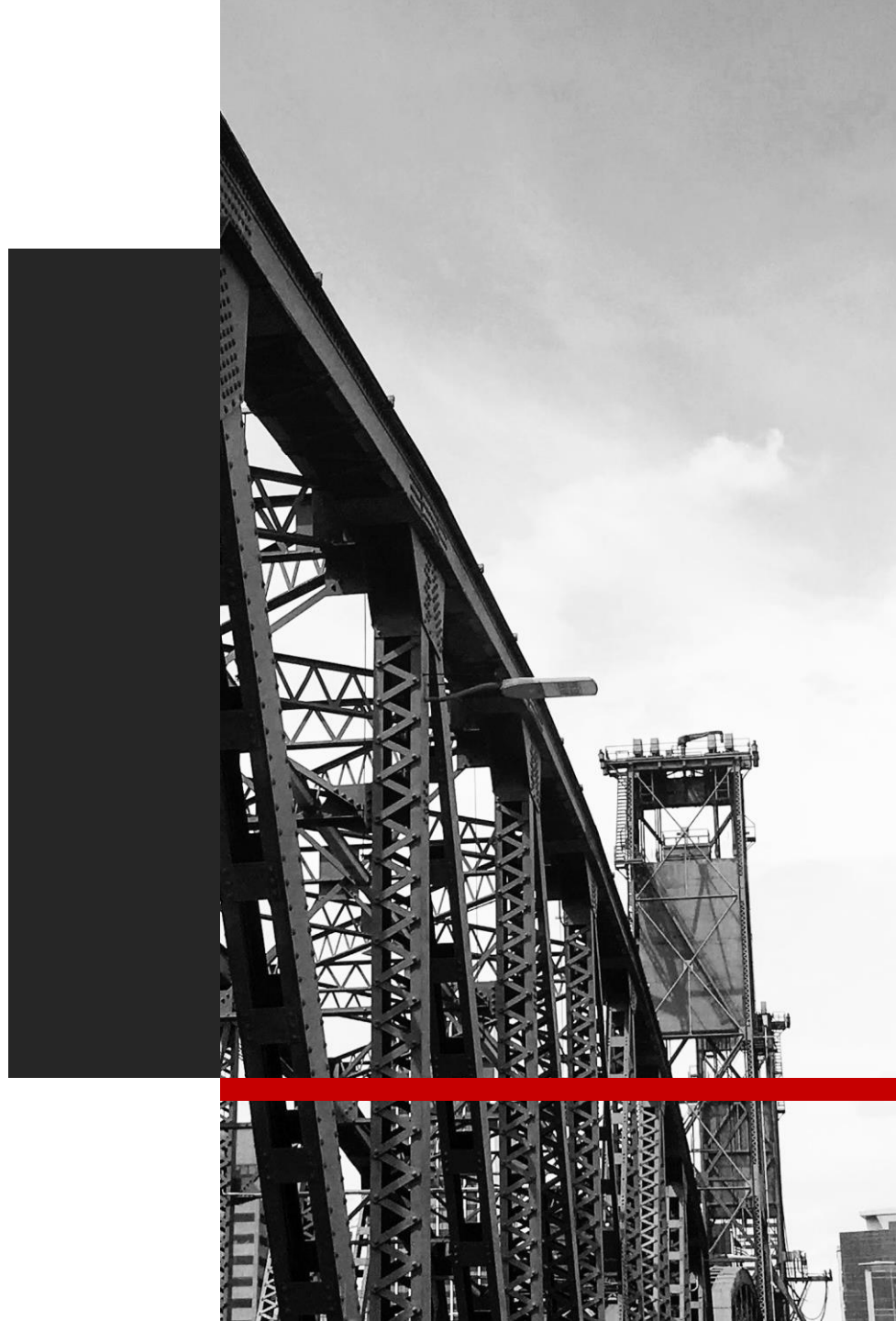
- Act as an advisor to Government on policies
- Service the building industry
- Conduct training to enhance skills and trades related to the industry
- Become the national focal point for the sector, both in terms of operations and research
- Bring together stakeholders



OBJECTIVES

Authority Setup

- Consult industry stakeholders and the general public
- Devise quality assurance frameworks
- Raising industry-related standards
- Provide a regulatory framework for the industry in which to operate
- Providing accountability through a disciplinary process that is independent, transparent and effective;
- Provide categorisation for the different providers in the industry;
- Conduct research in the industry for innovation;
- Spearhead any changes to other legislation which could impact the industry



STRUCTURE

Authority Setup

- **Board of Directors headed by a non-Executive Chairman**

- **CEO**

- **Directorates and Units which will include**
 - Corporate Services Directorate
 - Administration and Processing of Applications
 - Enforcement and Compliance
 - Regulations and Policies
 - Research, Consultancy and Innovation
 - Education, Training and Skills Development.

- **Establish committees and forums for policy generation, research and innovation.**





04

CONCLUSION

The Building and Construction Authority

CONCLUSION

- **This document proposes the setup of a regulator which is expected to bring a much-desired paradigm shift in the building industry. It is expected to reform the industry both in the way it operates and how it is regulated.**
- **The regulator is to take the form of an Authority with all the legal standing required to ensure that its objectives are reached. It is to be given the necessary powers through applicable legislation to carry out its day to day work.**
- **Given the importance of the building industry in the buoyancy of the national economic growth, and its long-lasting societal effect, the safeguarding of the built and natural environment for future generations is of paramount importance as never before.**
- **The setting up of a Building Industry Regulator signals Government's resolve at laying the foundations for a sustainable and energy-efficient sector where quality is not the opportunity cost of profit**



THANK YOU

The Building and Construction Authority