



**Australian Government**  
**Department of Employment**

Our Ref 58755

Mr J Borger  
Director  
Borger Crane Hire and Rigging Services Pty Limited  
40 Kilty Cres  
GLENDENNING NSW 2761

Dear Mr Borger

I refer to your submission of 22 July 2014 in which you requested the Department's advice about whether the industrial instrument noted in your request is compliant with the Building Code 2013 (the Code).

The Code is issued under Section 27 of the *Fair Work (Building Industry) Act 2012* and became operational from 1 February 2013. The Code replaces all previous versions of the *Australian Government Implementation Guidelines for the National Code of Practice for the Construction Industry*.

You have advised that the following Enterprise Agreement applies to **Borger Crane Hire and Rigging Services Pty Limited**:

**The Borger Crane Hire & Rigging Services Pty Ltd/CFMEU Collective Agreement 2012-2015**

The above instrument is compliant with the Code.

Note that parties must meet all relevant provisions of the Code and designated building laws such as the *Fair Work Act 2009*, including in relation to their practical on-site application.

You may obtain a copy of the Code and information about the Code at [www.employment.gov.au/BuildingCode](http://www.employment.gov.au/BuildingCode). If you have any further questions about the Code, please contact the Building Code Assessment Hotline on 1300 731 293 or email [building@employment.gov.au](mailto:building@employment.gov.au).

Fair Work Building and Construction (FWBC) monitors behaviour on sites to which the Code applies and investigates any alleged breaches of them. FWBC can be contacted through its hotline on 1800 003 338 or at [www.fwbc.gov.au](http://www.fwbc.gov.au).

For general information on workplace arrangements you can contact the Fair Work Infoline on 13 13 94.

Yours sincerely

A handwritten signature in black ink, appearing to read 'A. Vaughan', written in a cursive style.

Aaron Vaughan  
Assessor  
Code Assessment Team  
Building Industry Policy Group

22 July 2014