*Telecommunications Code of Practice 2021*

Extract - Proposed changes in marked up format

1A.7 Carrier to give installation certificates to owner and occupier of land

 (1) Subject to this section, in installing a certifiable facility in accordance with Division 3 of Schedule 3 to the Act, a carrier must, within 60 days of the facility being installed, give all installation certificates relating to the installation of the facility to:

 (a) the owner of the land; and

 (b) if the land is occupied by a person other than the owner — the occupier.

 (2) For the purposes of subsection (1), a carrier is taken to have given an installation certificate to a person if:

 (a) the installation certificate is available on the internet free of charge (whether or not the installation certificate is available to the general public); and

 (b) the carrier gives the person information to reasonably enable the person to locate and access the installation certificate.

 *Waiver*

 (3) Paragraph 1(a) does not apply if:

 (a) the owner is party to an agreement with the carrier that includes a separate engineering assurance process for the installation of the facility; and

 (b) the owner has agreed with the carrier to waive the requirements of paragraph (1)(a).

 (4) Paragraph 1(b) does not apply if:

 (a) the occupier is party to an agreement with the carrier that includes a separate engineering assurance process for the installation of the facility; and

 (b) the occupier has agreed with the carrier to waive the requirements of paragraph (1)(b).

 (5) Subsection (1) does not apply if:

 (a) the owner is a party to an agreement with the occupier that allows one party, or both parties, to waive the requirements of subsection (1); and

 (b) either the owner or the occupier is a party to an agreement with the carrier that includes a separate engineering assurance process for the installation of the facility; and

 (c) the waiving party has agreed with the carrier to waive the requirements of subsection (1).