



COVERSHEET

Minister	Hon Chris Penk	Portfolio	Building and Construction
Title of Cabinet paper	Regulations to Support Implementation of the Building and Construction (Small Stand-alone Dwellings) Amendment Act 2025 and Commencement Order	Date to be published	23 February 2025

List of documents that have been proactively released

Date	Title	Author
December 2025	Regulations to Support Implementation of the Building and Construction (Small Stand-alone Dwellings) Amendment Act 2025 and Commencement Order	Office of the Minister for Building and Construction
11 December 2025	LEG-25-MIN-0263 Minute	Cabinet Office

Information redacted

NO

Any information redacted in this document is redacted in accordance with MBIE's policy on Proactive Release and is labelled with the reason for redaction. This may include information that would be redacted if this information was requested under Official Information Act 1982. Where this is the case, the reasons for withholding information are listed below. Where information has been withheld, no public interest has been identified that would outweigh the reasons for withholding it.



Cabinet Legislation Committee

Minute of Decision

This document contains information for the New Zealand Cabinet. It must be treated in confidence and handled in accordance with any security classification, or other endorsement. The information can only be released, including under the Official Information Act 1982, by persons with the appropriate authority.

Regulations to Support Implementation of the Building and Construction (Small Stand-alone Dwellings) Amendment Act 2025 and Commencement Order

Portfolio **Building and Construction**

On 11 December 2025, the Cabinet Legislation Committee:

- 1 **noted** that the Building and Construction (Small Stand-alone Dwellings) Amendment Act 2025 (the Act) received Royal assent on 24 October 2025 and, excluding the provisions that commenced on the day after Royal assent, the Act comes into force on a date to be set by Order in Council (in line with section 2(1) of the Act);
- 2 **noted** that before the building consent exemption for small, stand-alone buildings ('granny flats') can commence, several regulations must be made under the Building Act 2004 and Plumbers, Gasfitters, and Drainlayers Act 2006;
- 3 **noted** that to accelerate the commencement of the exemption, the Attorney-General approved for regulations to be drafted by the Parliamentary Council Office in advance of Cabinet policy approvals;
- 4 **agreed** to the regulations required to implement the granny flats building consent exemption, as set out in Appendix One of the paper under LEG-25-SUB-0263;
- 5 **agreed** that the regulations come into force on 15 January 2026, in line with the 28-day rule, and for the remaining provisions of the Act to come into force on the same day;
- 6 **noted** that the Building and Construction (Small Stand-alone Dwellings) Amendment Act 2025 Commencement Order 2025, the Building (Forms) Amendment Regulations 2025, and the Plumbers, Gasfitters, and Drainlayers Amendment Regulations 2025 give effect to the decisions in paragraphs 4 and 5 above;
- 7 **authorised** the submission to the Executive Council of the:
 - 7.1 Building and Construction (Small Stand-alone Dwellings) Amendment Act 2025 Commencement Order 2025 [PCO 28499/2.0];
 - 7.2 Building (Forms) Amendment Regulations 2025 [PCO 28500/5.0]; and
 - 7.3 Plumbers, Gasfitters, and Drainlayers Amendment Regulations 2025 [PCO 28501/4.0];

8 **noted** that the Building (Forms) Amendment Regulations 2025 and the Plumbers, Gasfitters, and Drainlayers Amendment Regulations 2025 will come into force on 15 January 2026, and that the Building and Construction (Small Stand-alone Dwellings) Amendment Act 2025 Commencement Order 2025 will bring the remaining provisions of the Act into force on the same day.

Tom Kelly
Committee Secretary

Present:

Hon Paul Goldsmith
Hon Louise Upston (Chair)
Hon Judith Collins KC
Hon Simon Watts
Hon Nicole McKee
Hon Chris Penk
Hon Scott Simpson
Stuart Smith, MP
Todd Stephenson, MP
Jamie Arbuckle, MP

Officials present from:

Officials Committee for LEG
Office of the Leader of the House