

# BUILDING AND CONSTRUCTION INDUSTRY APPEALS TO THE BUILDING AND CONSTRUCTION INDUSTRY LONG SERVICE PAYMENTS COMMITTEE

## WHAT DECISIONS CAN A WORKER APPEAL

- Refusal of a worker registration
- Cancellation of a worker registration
- Refusal of service credits after a worker's registration date
- Assessment for levy purposes of the cost of erecting a building and the date on which the work commenced
- Interest payable on a levy

**NOTE:** Employers have no appeal rights against decisions affecting their workers.

## HOW DO YOU APPEAL

Enter the following url <https://www.longservice.nsw.gov.au/bci/workers/appeal> into your web browser and download an appeal form. Alternatively you can call **13 14 41** and request an appeal form.

Fill in the form and attach any documents that confirm or support the information you have given in the form.

Your completed appeal form must be returned to the Committee Secretary within 42 days from the date on which the Corporation advised you of the decision you wish to appeal against.

- If exceptional circumstances exist appellants can lodge an appeal within 6 months of the Corporation's notification of a decision.

**Exceptional Circumstances** - *There must be circumstances which are out of the ordinary course or unusual. They may consist of an incident, matter, condition or state of affairs not commonly faced by appellants.*

- Appellants must provide the Committee Secretary with any additional information within 21 days after the lodgement of appeal.

## WHO DECIDES THE APPEAL

The independent Building and Construction Industry Long Service Payments Committee has the authority to confirm or overrule certain decisions made by the Corporation.

Committee members are representatives of employers and unions in the building and construction industry in NSW and are appointed by the Minister.

The Committee will review the information used by the Corporation when making the original decision and the information provided in your appeal.

## WHAT HAPPENS THEN

The Committee Secretary will let you know the Committee's decision once the appeal has been considered. You will be contacted if any further information is required.



### INTERPRETER SERVICES

If you need an interpreter, call **TIS National** on **13 14 50** and ask them to call **Long Service Corporation** on **13 14 41** or for more information visit: [www.tisnational.gov.au](http://www.tisnational.gov.au)

