

Homeowner
Protection Office

Branch of BC Housing

Owner Builder Disclosure Notice

Purpose: As required by section 21(2)(a) of the Homeowner Protection Act (the "Act"), the purpose of this Disclosure Notice is for the owner builder and subsequent owners to disclose to any and all potential owners of the new home (the "home") described herein, during the 10-year purchase period, that the home was built under an Owner Builder Authorization issued by the Homeowner Protection Office to the individual described herein as the owner builder.

OWNER BUILDER INFORMATION

Name (last,first): Dubord, Lorraine**Owner Builder Authorization No.:** 85191

PROPERTY INFORMATION

Civic Address: 14146 Marine Drive**City/Town:** White Rock**Province:** British Columbia**Postal Code:** V4B 1A8**PID:** 011-163-101**Legal Description:** LOT 3 SECTION 9 TOWNSHIP 1 NEW WESTMINSTER DISTRICT PLAN 5751

CONSTRUCTION INFORMATION

Building Permit: 12-123**Building Permit Issue Date:** 2012/Nov/22**First Occupancy Date:** 2014/Apr/09**Owner Builder Authorization Date:** 2012/Aug/01

MATERIAL FACTS

The home was built under an Owner Builder Authorization. The home was not built under the licence of a Licenced Residential Builder.

The home is not covered by a policy of home warranty insurance. Statutory protection, as per section 23 of the Act, is available to a purchaser of the home.

DEFINITIONS

"owner builder": means an individual with a valid Owner Builder Authorization issued under section 20 of the Homeowner Protection Act

"purchase period": means a) the period during which home warranty insurance for a new home is in effect; or b) if home warranty insurance has not been obtained, the period during which home warranty insurance would have been in effect had it been obtained.

"first occupancy date": means the date an occupancy permit with respect to the new home was first issued, or if no occupancy permit has been issued with respect to the new home, the date the new home was first occupied.



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SUBTRADES - the following list of tradespersons who contributed to the building of the home was supplied by the owner builder

Cladding: Master Plaster, Eric Abdul, (778) 549-7222

Electrical: Lilly Electric, Darcy Broten, (604) 841-4319

Engineering: Neils Engineering, Bill Barwig, (604) 534-2188

Excavation: Felix Excavating, Mike Munroe, (604) 888-9785

Flooring: Smart Tiling, Rob Smart, (778) 879-0181

Foundation: Strand Brothers Construction, Aaron Strand, (604) 782-3256

Framing: Watercrest Cosntruction, Bob Barrette, (604) 512-5345

Heating/AC: Mann Brothers Plumbing & Heating, Bahder Mann, (604) 617-7140

House Design: Dag Design, Dag Mothe, (604) 715-8683

Insulation: Diamond Insulation, Harry Takhar, (778) 986-5200

Interior Wall Finish: Kang Brothers Drywall, Robin Kang, (604) 618-0052

Plumbing: Mann Brothers Plumbing & Heating, Bahder Mann, (604) 617-7140

Roofing: Bluestar Roofing, Bahder Sangha, (604) 807-8244

Sewer/Septic: Quality Drain Tile, Ron Menges, (604) 671-0829

Soil remediation: Geo Pacific, John Carter, (604) 439-0922

Windows/Doors: Euroline Windows, Brian, (604) 940-8485



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STATUTORY PROTECTION

- (1) A residential builder or an owner builder and a vendor of a new home are both deemed to have agreed with the owner of the new home, to the extent of labour, materials and design supplied, used or arranged by the residential builder, owner builder or vendor, that the new home, except to the extent prescribed by regulation,
 - (a) is free from defects in materials and labour and will remain so for a period of at least 2 years after
 - (i) the date an occupancy permit with respect to the new home was first issued, or
 - (ii) if no occupancy permit has been issued with respect to the new home, the date the new home was first occupied,
 - (b) is free from defects in the building envelope, including defects resulting in water penetration, and will remain so for a period of at least 5 years after
 - (i) the date an occupancy permit with respect to the new home was first issued, or
 - (ii) if no occupancy permit has been issued with respect to the new home, the date the new home was first occupied, and
 - (c) is free from structural defects, and will remain so for a period of at least 10 years after
 - (i) the date an occupancy permit with respect to the new home was first issued, or
 - (ii) if no occupancy permit has been issued with respect to the new home, the date the new home was first occupied.
- (2) Any term of an agreement that purports to waive, exclude, limit or qualify the protection under subsection (1) is of no effect.
- (3) The protection under subsection (1) is for the benefit of whoever is the owner of the new home from time to time until the end of the period within which an action may be brought under subsection (5), and that owner is deemed
 - (a) to have given good consideration for the benefit of the protection, and
 - (b) to be the only person entitled to recover damages for a breach of the protection.
- (4) Despite subsection (3), if the ownership of the new home changes during the course of an action for breach of the protection under subsection (1), the new owner is entitled to be substituted as plaintiff and to enforce all rights that the former owner could have enforced.
- (5) An action in respect of the protection under subsection (1) must be commenced within 10 years after the date of first occupancy of the new home or, in respect of common property, common facilities and other assets of a strata corporation, the date the strata plan is deposited in a land title office in accordance with the Strata Property Act.
- (6) Nothing in this section
 - (a) excludes, qualifies or limits any other term, express or implied,
 - (b) relieves any person of liability to which they would otherwise be subject, or
 - (c) subjects a municipality, regional district or treaty first nation to any greater liability than if this section were not in force.
- (7) This section does not apply to a new home covered by home warranty insurance.

Please Note: The HPO strongly encourages individuals who are in receipt of this Disclosure Notice to consult legal counsel in an effort to fully understand the level of protection afforded by the Statutory Protection outlined above. This Statutory Protection is not backed by a home warranty insurance company. An individual who wishes to seek recourse through the Statutory Protection must contact the original owner builder directly or do so through the civil legal process. For information regarding resolving construction disputes please visit the HPO website.