



ASSURANCE
Fair Trading Act 1987
Section 79

Assurance to the Commissioner for Consumer Affairs given for the purposes of s79 of the *Fair Trading Act 1987* by:

Mark Alan Scotford trading as Swift Appliance Services

1. PERSONS GIVING THIS ASSURANCE

- 1.1. This Assurance is given to the Commissioner for Consumer Affairs (“the Commissioner”) by Mr Mark Alan Scotford of Lot 1 North Terrace, Moonta Bay for the purposes of Section 79 of the *Fair Trading Act 1987*.

2. BACKGROUND

- 2.1. Mr Mark Alan Scotford is a natural person.
- 2.2. In July 2018 Mr Mark Alan Scotford was trading as Swift Appliance Services.
- 2.3. Mr Mark Alan Scotford is a holder of a restricted electrical contractors licence and electrical worker registration PGE126722 pursuant to the *Plumbing, Gas Fitters and Electricians Act 1995*.
- 2.4. Section 7 of the *Plumbing, Gas Fitters and Electricians Act 1995* (“the Act”) defines the classes of licences under the Act. A restricted electrical contractors licence limits the contractor (in any way) to work that may be performed under the authority of the licence.
- 2.5. Mr Scotford’s electrical contractor licence is restricted in that it is limited to:
- 2.5.1. Disconnection/reconnection, fault find and repair of refrigeration and air conditioning systems;
- 2.5.2. Disconnect and reconnect permanently connected industrial electrical equipment, excluding work on fixed wiring.
- 2.6. Mr Scotford’s electrical worker registration is restricted in that it is limited to:
- 2.6.1 Disconnect and reconnect permanently connected industrial electrical equipment, excluding work on fixed wiring;
- 2.6.2 Refrigeration and air conditioning systems (including inter-connection of components) excluding other fixed wiring.

3. CONDUCT OF CONCERN

- 3.1. Between 13 July 2018 and 25 July 2018 Mr Scotford carried on business as an electrical contractor without a licence by installing an electrical switchboard, installing an air conditioning system and providing a consumer with a quote to install an electrical switchboard when his licence did not authorise him to perform electrical installations.
- 3.2. By performing the work referred to in paragraph 3.1, Mr Scotford also acted outside the scope of his electrical worker’s registration.

4. CONTRAVENTIONS

4.1. The Commissioner considers, and Mr Scotford acknowledges that by engaging in the conduct described in paragraph 3.1 above, it is likely that Mr Scotford has:

4.1.1. carried on a business as an electrical contractor without authorisation by licence in contravention of section 6(1)(a) of the *Plumbing, Gas Fitters and Electricians Act 1995*.

4.1.2. acted as an electrical worker without authorisation by registration in contravention of section 13 of the *Plumbing, Gas Fitters and Electricians Act 1995*.

5. ASSURANCE BY MARK ALAN SCOTFORD FOR THE PURPOSES OF SECTION 79 OF THE FAIR TRADING ACT 1987

5.1. In response to the concerns raised by CBS on behalf of the Commissioner, Mr Scotford provides an Assurance to the Commissioner that:

5.1.1. Mr Scotford will not carry on a business as an electrical contractor except as authorised by licence.

5.1.2. Mr Scotford will not act as an electrical worker except as authorised by registration.

6. COMMENCEMENT OF ASSURANCE

6.1. This Assurance comes into effect when:

6.1.1. the Assurance is executed by Mark Alan Scotford; and

6.1.2. the Commissioner accepts the Assurance so executed.

7. ACKNOWLEDGMENTS

Mark Alan Scotford acknowledges that:

7.1. It is an offence to breach an Assurance, as set out in section 81 of the *Fair Trading Act 1987*.

7.2. CBS will make this assurance publicly available including by publishing it on CBS' public register of Assurances & Undertakings on its website.

7.3. CBS will, from time to time, make public reference to the Assurance including in news media statements and in CBS publications.


7.4. This Assurance in no way derogates from the rights and remedies available to any other person arising from the alleged conduct.

7.5. This Assurance may be produced to any Court in respect of any proceedings alleging any future contraventions of the Fair Trading Act 1987 or a related Act.

EXECUTED BY Mark Alan Scotford


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Mark Alan Scotford


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Signature of Witness

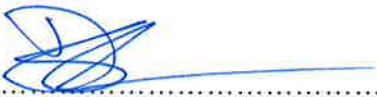
Name: MARK ALAN SCOTFORD

Name: Chloe Canning

Date: 31/1/19

Date: 31/1/19

Accepted by the Commissioner for Consumer Affairs (SA) pursuant to s79 of the *Fair Trading Act 1987*


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Commissioner for Consumer Affairs (SA)

Date: 21/3/19