



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

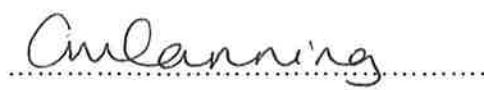
Mark Alan Scotford acknowledges that:

- 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



Mark Alan Scotford



Signature of Witness

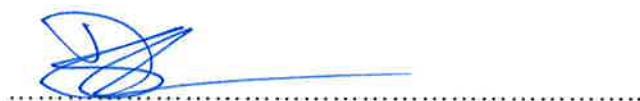
Name: MARK ALAN SCOTFORD

Date: 31/1/19

Name: Chloe Canning

Date: 31/1/19

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



Commissioner for Consumer Affairs (SA)

Date: 21/3/19