



Western Australia.

ANNO QUINQUAGESIMO

VICTORIÆ REGINÆ.

No. VI.

AN ACT to provide for the Licensing of Land Surveyors.

[Assented to, 12th July, 1886.]

WHEREAS it is desirable to regulate, in certain respects, the practice of Land Surveying in the Colony of Western Australia: Be it enacted by His Excellency the Governor of Western Australia and its Dependencies, by and with the advice and consent of the Legislative Council thereof, as follows:—

Preamble.

1. THE Governor may from time to time appoint a Board of Examiners, consisting of not less than three members, one of whom shall be the Surveyor General of the Colony for the time being, who shall be the President of such Board, under the style and description of "The Land Surveyors Licensing Board," and the Governor may from time to time remove the said members, or any or either of them, and on the removal, death, resignation, or absence from the Colony of the said members, or any or either of them, shall appoint such other person or persons as he shall think fit.

Appointment of Board of Examiners.

2. THE Board may, with the approval of the Governor, make rules for the conduct of examinations under this Act.

Board may make rules.

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Governor on recommendation of Board may appoint Licensed Surveyors.

3. IT shall be lawful for the said Board to recommend to the Governor for appointment, for the purposes of this Act, fit and proper persons whose qualifications for the office shall have been satisfactorily ascertained by the said Board, and the Governor may appoint such persons without salary, to be termed Licensed Surveyors.

Government will accept surveys of Licensed Surveyors.

4. SURVEYS made by such Licensed Surveyors shall, on verification and approval by the Surveyor General, be accepted by the Survey Department of the Government and adopted in all questions between the Government and the occupiers of any demised waste lands of the Crown and between the occupiers of any such demised land as correct surveys.

Surveyors may be examined prior to issue of License.

5. PERSONS applying to be licensed for the purposes of this Act shall, when required, submit to an examination by the said Board, which shall inquire into the qualification of such applicant and shall also in all cases require to be satisfied that the applicant is a person of good fame and character.

Surveyors to make declaration and give bond.

6. EVERY Surveyor prior to receiving a license shall make a statutory declaration before one of Her Majesty's Justices of the Peace for the Colony, in the form annexed in Schedule A, that he will perform all surveys entrusted to him with strict impartiality, and in accordance with such rules and regulations as shall be prescribed by the Surveyor General with the approval of the Governor, and shall also at the same time enter into a joint and several bond to Her Majesty, with two sufficient sureties, and in a sum to be approved by the Surveyor General, conditioned to the effect of the aforesaid declaration.

Issue of License.

7. EVERY Surveyor appointed under this Act shall receive a license, in the form annexed in Schedule B, signed by the Governor.

Fees to be paid.

8. EVERY Surveyor shall pay to the Colonial Treasurer the sum of Five pounds for such license aforesaid, provided that such fee shall not be charged in the case of licenses issued to Surveyors practising as such in Western Australia previous to the first day of June, 1886.

Surveyor's fees.

9. IT shall be lawful for any Licensed Surveyor to charge and receive, from such party or parties as may employ him, such fees as are provided for in Schedule C hereto annexed.

License may be revoked.

10. IT shall be lawful for the said Board, with the approval of the Governor, to revoke any such license at any time by notice in the *Government Gazette*.

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11. THE words "Licensed Surveyor," when used in any Act hereafter to be passed, shall be construed to mean a person licensed under the provisions of this Act.

Meaning of term.
"Licensed Surveyor."

12. ANY person who shall wilfully and falsely pretend to be licensed under this Act, or who shall take or use the name or title of Licensed Surveyor, or any name, title, addition, or description implying that he is licensed under this Act, shall, upon summary conviction before one or more Justices of the Peace in Petty Sessions, pay a sum not exceeding One hundred pounds.

Penalty for falsely
pretending to be a
Licensed Surveyor

13. THE said Board shall once at least in every year cause to be published in the *Government Gazette* a correct register of all persons licensed under this Act, with the respective residences of such persons as far as known to the Board.

Board to publish
Register.

14. A LICENSE granted under the provisions of this Act shall not entitle the holder thereof to practise as a Surveyor under "The Transfer of Land Act, 1874."

15. THIS Act may be cited for all purposes as "The Licensed Surveyors Act, 1886."

Short Title

In the name and on behalf of the Queen I hereby assent
to this Act.

F. NAPIER BROOME, Governor.

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SCHEDULES REFERRED TO.

A.

I, A. B., do solemnly and sincerely declare that I will, to the best of my ability and without partiality, favor, or affection, correctly survey and delineate the boundaries of such lands as may be entrusted to me to be surveyed, and in accordance with such Rules and Regulations as shall be prescribed by the Surveyor General with the approval of the Governor where the same apply, and I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of an Ordinance made and passed in the eighteenth year of the reign of Her present Majesty, No. 12, intituled "An Ordinance for the Abolition of unnecessary Oaths, and to substitute Declarations in lieu thereof."

B.

WESTERN AUSTRALIA.

To A. B. of

Having satisfactorily proved your qualifications to the Land Surveyors Licensing Board constituted under "The Licensed Surveyors Act, 1886," I do hereby, in pursuance of the powers vested in me by the said Act, appoint you, the said A.B., to be a Licensed Land Surveyor for the Colony of Western Australia under the provisions of the said Act.

Dated

C. D.,
Governor.

C.

For every day employed upon any Survey, including the time occupied in travelling, and one plan of such Survey furnished to the employer, and one plan or diagram and field notes furnished to the Surveyor-General, an amount not exceeding (exclusive of wages and expenses of party)£3 3s.