



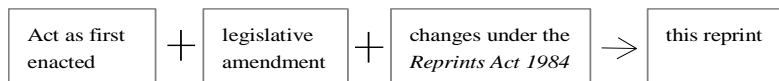
Western Australia

Standard Survey Marks Act 1924

Reprint 2: The Act as at 5 September 2003

Guide for using this reprint

What the reprint includes



Endnotes, Compilation table, and Table of provisions that have not come into operation

1. Details about the original Act and legislation that has amended its text are shown in the Compilation table in endnote 1, at the back of the reprint. The table also shows any previous reprint.
2. Validation, transitional, savings, or other provisions identified in the Compilation table may be important. The table may refer to another endnote setting out the text of these provisions in full.
3. A table of provisions that have not come into operation, to be found in endnote 1a if it is needed, lists any provisions of the Act being reprinted that have not come into operation and any amendments that have not come into operation. The full text is set out in another endnote that is referred to in the table.

Notes amongst text (italicised and within square brackets)

1. If the reprint includes a section that was inserted, or has been amended, since the Act being reprinted was passed, editorial notes at the foot of the section give some history of how the section came to be as it is. If the section replaced an earlier section, no history of the earlier section is given (the full history of the Act is in the Compilation table).

Notes of this kind may also be at the foot of Schedules or headings.

2. The other kind of editorial note shows something has been —
 - removed (because it was repealed or deleted from the law); or
 - omitted under the *Reprints Act 1984* s. 7(4) (because, although still technically part of the text, it no longer has any effect).

The text of anything removed or omitted can be found in an earlier reprint (if there is one) or one of the written laws identified in the Compilation table.

Reprint numbering and date

1. The reprint number (in the footer of each page of the document) shows how many times the Act has been reprinted. For example, numbering a reprint as “Reprint 3” would mean that the reprint was the 3rd reprint since the Act was passed. Reprint numbering was implemented as from 1 January 2003.
2. The information in the reprint is current on the date shown as the date as at which the Act is reprinted. That date is not the date when the reprint was published by the State Law Publisher and it is probably not the date when the most recent amendment had effect.

Reprinted under the
Reprints Act 1984 as
at 5 September 2003

Western Australia

Standard Survey Marks Act 1924

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Standard Survey Marks Act 1924

An Act to enable the Surveyor General to erect standard survey marks, to provide for their protection, and for other purposes incidental thereto.

1. Short title

This Act may be cited as the *Standard Survey Marks Act 1924*¹.

2. Interpretation

In this Act —

“**Authorised land officer**” has the meaning given by the *Land Administration Act 1997*.

“**Survey Mark**” means any cairn, beacon, structure, post, peg, block, plug, tube, pipe, spike, pole, or other mark of whatsoever material composed, placed, sunk, or set up as a standard survey mark by the authority of the Surveyor General or, after the commencement of section 46 of the *Acts Amendment (Land Administration) Act 1987*¹, of an authorised land officer under the powers contained in this Act.

“**Surveyor**” means a surveyor licensed under the *Licensed Surveyors Act 1909*.

[Section 2 amended by No. 126 of 1987 s. 46; No. 14 of 1996 s. 4; No. 31 of 1997 s. 141.]

3. Standard surveys may be made

An authorised land officer may cause a standard survey to be made in any locality for the purpose of establishing standard survey marks.

Plans representing all such surveys shall be retained in the Department of Land Administration² and certified copies supplied to the Registrar of Titles, the Under Secretary for Public Works³, and the local government.

[Section 3 amended by No. 126 of 1987 s. 47; No. 14 of 1996 s. 4.]

4. Powers to enable standard surveys and erecting survey marks

An authorised land officer, or any surveyor specially authorised by him, —

- (a) may enter and re-enter from time to time upon any land, or any public or private road, street or way, with such assistants as he thinks fit, for the purpose of making a standard survey;
- (b) may take materials from, or dig and bore into any land, road, street or way, so as to ascertain the nature of the soil, and may mark building, wall, or fence for the purpose of making a standard survey;
- (c) may fix or set up thereon or therein any standard survey mark which he considers advisable; and
- (d) may do all things necessary for carrying out such survey in accordance with any regulations in force for the time being, or for any inspection, renewal, repair, or alteration of any standard survey mark.

[Section 4 amended by No. 126 of 1987 s. 48.]

5. Local governments to be notified of intention to place survey marks

Whenever practicable, reasonable notice shall be given by an authorised land officer, or any surveyor authorised by him, to the local government of the intention to place standard survey marks in the roads, streets, or ways of any district.

[Section 5 amended by No. 126 of 1987 s. 49; No. 14 of 1996 s. 4.]

6. Survey marks to be preserved

- (1) When, under the powers contained in this Act, the Surveyor General or, after the commencement of section 50 of the *Acts Amendment (Land Administration) Act 1987*¹, an authorised land officer has caused standard survey marks to be placed in any road, street, or way for the permanent marking of the survey thereof so that the position of the corner of any road, street, or way may be readily found for the alignment of such road, street, or way, or for the purpose of locating the position of any allotment, or for any other purpose, the local government for the time being shall protect and preserve such standard survey marks as aforesaid, and shall not destroy, mutilate, deface, alter, or take away any such marks as aforesaid without the written authority of an authorised land officer.
- (2) Every person who, without the authority of an authorised land officer, destroys, mutilates, defaces, takes away, or alters the position of any standard survey marks, or who obstructs any surveyor in carrying out any standard survey, shall be liable on summary conviction to a penalty not exceeding \$40.

[Section 6 amended by No. 113 of 1965 s. 8(1); No. 126 of 1987 s. 50; No. 14 of 1996 s. 4.]

s. 7

7. Regulations

The Governor may make regulations for the purposes of this Act.

[8. *Omitted under Reprints Act 1984 s. 7(4)(f).*]

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Notes

- ¹ This reprint is a compilation as at 5 September 2003 of the *Standard Survey Marks Act 1924* and includes the amendments made by the other written laws referred to in the following table. The table also contains information about any reprint.

Compilation table

Short title	Number and year	Assent	Commencement
<i>Standard Survey Marks Act 1924</i>	8 of 1924	25 Nov 1924	25 Nov 1924
<i>Decimal Currency Act 1965</i>	113 of 1965	21 Dec 1965	s. 4-9: 14 Feb 1966 (see s. 2(2)); balance: 21 Dec 1965 (see s. 2(1))
<i>Acts Amendment (Land Administration) Act 1987</i> Pt. X	126 of 1987	31 Dec 1987	16 Sep 1988 (see s. 2 and <i>Gazette</i> 16 Sep 1988 p. 3637)
Reprint of the <i>Standard Survey Marks Act 1924</i> as at 13 Feb 1989 (includes amendments listed above)			
<i>Local Government (Consequential Amendments) Act 1996</i> s. 4	14 of 1996	28 Jun 1996	1 Jul 1996 (see s. 2)
<i>Acts Amendment (Land Administration) Act 1997</i> s. 141	31 of 1997	3 Oct 1997	30 Mar 1998 (see s. 2 and <i>Gazette</i> 27 Mar 1998 p. 1765)
Reprint 2: The <i>Standard Survey Marks Act 1924</i> as at 5 Sep 2003 (includes amendments listed above)			

- ² At the time this reprint was prepared the former Department of Land Administration was known as the Department of Land Information.
- ³ Now the chief executive officer assisting the Minister responsible for the administration of the *Public Works Act 1902*.