

**LICENSED SURVEYORS ACT 1909****LICENSED SURVEYORS REGISTRATION REGULATIONS 1990**

Made by The Land Surveyors' Licensing Board with the approval of His Excellency the Lieutenant-Governor and Administrator in Executive Council.

**Citation**

1. These regulations may be cited as the *Licensed Surveyors Registration Regulations 1990*.

**Commencement**

2. These regulations shall come into operation on 1 March 1990.

**Interpretation**

3. In these regulations, unless the contrary intention appears—

“Form” means a form in Schedule 2;

“professional training agreement” means an agreement for the performance of field service referred to in regulation 4;

“supervising surveyor” means a licensed surveyor who undertakes to provide training under a professional training agreement under regulation 4.

**Professional training agreements**

4. (1) Subject to these regulations the period of field service referred to in section 9 (1) (b) of the Act—

(a) shall be performed under a professional training agreement; and

(b) subject to these regulations, shall be for a period of 24 months.

(2) The parties to an agreement for professional training shall be a supervising surveyor and the person who desires to obtain a certificate of competency.

(3) A person is not eligible to be a supervising surveyor for the purposes of an agreement for professional training unless that person is a natural person who is a licensed surveyor of not less than 2 years standing.

(4) A person is not eligible to enter into service under a professional training agreement unless that person has been awarded or is entitled to be awarded a degree, diploma, certificate or licence granted in or outside this State by some university, institute of technology, college or other public educational institution that is recognised by the Board for the purposes of section 9 (1) (b) of the Act.

(5) A supervising surveyor shall not—

(a) enter into more than one professional training agreement in any period of 12 months; or

(b) have more than 2 persons undertaking field service under a professional training agreement with him or her at the same time,

without the approval of the Board.

(6) A professional training agreement shall specify the training to be provided under the agreement.

**Registration of professional training agreement**

5. (1) A copy of a professional training agreement shall be forwarded to the Board not later than 6 months after the date of its execution.

(2) If the Board is of the opinion that—

(a) the person being trained under a professional training agreement is not eligible to enter into the professional service agreement; or

(b) the training to be provided under a professional training agreement is not satisfactory,

the Board shall not register the agreement.

(3) Where the Board refuses to register a professional training agreement the professional training agreement ceases to have effect for the purposes of these regulations.

**Register of professional training agreements**

6. The secretary shall maintain a register of professional training agreements and shall enter therein such particulars as are directed by the Board.

**Transfer of professional training agreements**

7. A professional training agreement may with the consent of all the parties to the agreement and with the approval of the Board be assigned to another supervising surveyor.

**Board may reduce period of professional training**

8. (1) A person undertaking a training under a professional training agreement may apply to the Board for a reduction of the period to be served under the professional training agreement.

(2) An application under subregulation (1) shall be accompanied by such evidence as is necessary to support the application.

(3) Subject to subregulation (4), where the Board is satisfied that an applicant under this regulation has gained practical experience in surveying under the educational qualifications obtained by that person or otherwise the Board may direct that the period of service to be served by the applicant under his or her professional agreement be reduced to such term as the Board specifies and the period to be served by that person under the professional training agreement shall be reduced accordingly.

(4) The Board shall not reduce the period of service to be served under a professional training agreement to a period that is less than 6 months.

#### **Extension of professional training agreement**

9. Where the Board is of the opinion that the field service served under a professional training agreement has not provided training to a satisfactory standard or for any other reason the Board may of its own motion or on application by a party to a professional training agreement direct that the period of field service to be served shall be such further period as is specified by the Board subject to such conditions as are specified by the Board and the agreement shall be extended accordingly.

#### **Examinations**

10. (1) The examinations prescribed for the purposes of section 9 (1) (b) of the Act shall consist of—

- (a) a written examination in survey law;
- (b) practical examinations consisting of—
  - (i) projects set by the Board; and
  - (ii) field tests including use of instruments;
- and
- (c) a general oral examination.

(2) The Board may grant a credit for the examination referred to in subregulation (1) (a) to a person who passed an examination in a course that is in the opinion of the Board of an equivalent standard.

(3) The examination referred to in subregulation (1) (a) may be held at any time fixed by the Board.

(4) A person is not eligible to apply to sit for the examination referred to in subregulation (1) (b) (ii) or (1) (c) unless he or she has completed and lodged with the Board the projects set by the Board under subregulation (1) (b) (i).

(5) A person is not eligible to sit for the examination referred to in subregulation (1) (c) unless he or she has completed the period of field service prescribed under regulation 4 and has filed with the Board a completed certificate of field service in the form of Form 1.

#### **Examinations conducted by reciprocating States and countries**

11. If the Board is satisfied that a person has in any State or country with which reciprocal arrangements apply under section 10 of the Act passed any examination corresponding to an examination prescribed under regulation 10 the Board may credit the person with a pass in that examination.

#### **Equivalent experience or qualifications**

12. If the Board is satisfied that a person has experience or qualifications that are in the opinion of the Board equivalent to the experience or qualifications prescribed under regulation 10 the Board may credit that person with a pass in any examination prescribed under that regulation.

#### **Examinations**

13. (1) A person who desires to sit for an examination prescribed under regulation 10 shall apply to the Board not later than the date specified by the Board.

(2) An application under subregulation (1) shall be accompanied by the fees payable under Schedule 1.

(3) The Board may refund any fee paid under subregulation (2) to any person who withdraws from an examination.

(4) Where the Board refuses to allow a person to sit for an examination the Board shall refund to that person or place to the credit of that person with the Board any fees paid by that person pursuant to subregulation (2).

(5) A person sitting for an examination referred to in regulation 10 (1) (b) (ii) shall provide—

- (a) his or her own instruments and equipment; and
- (b) one field assistant who is not and has not been a licensed surveyor or a person who has previously passed that examination.

(6) An examiner may disqualify a person from sitting for or continuing with an examination if the examiner is satisfied that the conduct of that person whether before or during the examination has been improper to the extent that it is likely to affect the conduct of the examination.

**Certificate of competency**

14. A certificate of competency issued under section 9 (1) of the Act shall be in the form of Form 2.

**Application for registration**

15. (1) An application for a licence and registration under section 7 of the Act shall be in the form of Form 3.

(2) An application referred to in subregulation (1) shall be accompanied by—

- (a) evidence that the applicant has attained the age of 21 years;
- (b) a copy of the certificate of competency issued to the applicant;
- (c) 2 testimonials attesting the applicant's good fame and character;
- (d) evidence of the declaration made pursuant to section 7 (vi) of the Act; and
- (e) the fee prescribed in Schedule 1.

**Application by person licensed in a reciprocating State or country**

16. An application for the purposes of section 7 of the Act by a person licensed as a surveyor in a reciprocating State or country shall be accompanied by—

- (a) evidence that the applicant is authorized to practise in that State or country and is not the subject of disciplinary proceedings in that State or country;
- (b) 2 testimonials attesting to the good fame and character of the applicant;
- (c) evidence to the satisfaction of the Board as to the applicant's competency; and
- (d) the fee prescribed in Schedule 1.

**Form of licence**

17. A licence for the purposes of section 7 of the Act shall be in the form of Form 4.

**Certificate of accreditation**

18. The Board may on payment of the fee prescribed in Schedule 1 issue to any person registered under the Act a certificate of accreditation in the form of Form 5 certifying that the person referred to in the certificate is at the time of the issue of the certificate registered as a licensed surveyor under the Act.

**Fees**

19. The fees prescribed in Schedule 1 are the fees to be paid to the Board in respect of the several matters specified in that Schedule.

**Repeal**

20. The *Regulations for the Examination and Registration of Licensed Surveyors\** are repealed.

[\*Published in the Government Gazette 31 October 1952 at pp. 2647-2655.]

**Savings and transitional**

21. (1) Notwithstanding anything in these regulations and without affecting anything in the *Interpretation Act 1984*—

- (a) any agreement for field service, however described, in force under the repealed regulations on the commencement day shall continue in force as though the agreement were a professional training agreement under and subject to these regulations;
- (b) any course or examination prescribed under the repealed regulations that was commenced but not completed before the commencement day may be completed after that day as though the course or examination were a course or examination prescribed for the purposes of these regulations; and
- (c) any examination passed under the repealed regulations before the commencement day by a person desiring to obtain a certificate of competency under section 7 of the Act shall be credited to that person for the purposes of obtaining a certificate of competency after that day.

(2) In subregulation (1)—

“commencement day” means the day on which these regulations come into operation;

“repealed regulations” means the regulations repealed by regulation 20.

SCHEDULE 1

Fees

The following fees are payable in respect of the matters specified hereunder—

	\$
1. For the registration of a field service agreement	20
2. Application for approval of assignment of field service agreement	20
3. Application to enter examination	40
4. Examination fee (for each examination or project)	20
5. Application for registration as a licensed surveyor	50
6. Restoration of name to register otherwise than under section 15 of the Act	50
7. Issue of letter of accreditation	30
8. Inspection of register	5

SCHEDULE 2

FORM 1

WESTERN AUSTRALIA

LICENSED SURVEYORS ACT 1909

CERTIFICATE OF PROFESSIONAL TRAINING

I, ....., a surveyor registered under the *Licensed Surveyors Act 1909*, hereby certify that ..... a registered surveying graduate—

(1) has been professionally and continuously employed with me in the practice of land surveying from ..... to ..... that is to say, for a period of ..... years and ..... months;

(2) has, during the said period, gained the following experience—

Nature of practical experience obtained by candidate	Length of time (in weeks) over which candidate has obtained practical experience under professional training agreement				
	Office experience	Field experience as a general assistant	Field experience as an instrument operator	Field experience as a party leader	Total experience obtained
Land boundary surveys					
in urban areas					
in rural areas					
Engineering surveys					
Typographical surveys					
Mining surveys					
Control surveys					
Other Surveys					
.....					
.....					
Total experience obtained					

Dated at ..... this day ..... of 19.....

.....  
Licensed Surveyor

I certify that in my opinion the said ..... is fully competent to take responsibility for surveys effected.

Dated at ..... this ..... day of ..... 19.....

.....  
Licensed Surveyor

FORM 2  
WESTERN AUSTRALIA  
LICENSED SURVEYORS ACT 1909  
CERTIFICATE OF COMPETENCY IN SURVEYING

No. ....

We, the Land Surveyors' Licensing Board of Western Australia appointed for the examination of candidates for certificates as surveyors under the *Licensed Surveyors Act 1909*, certify that has passed all the examinations and fulfilled all the conditions prescribed.

Dated this ..... day of ..... 19.....

.....  
Chairman

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Secretary

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.....  
Members of the Board

Office of the Land Surveyors' Licensing Board, Perth.

FORM 3  
WESTERN AUSTRALIA  
LICENSED SURVEYORS ACT 1909  
APPLICATION FOR REGISTRATION

I, ..... of .....  
(full name) (address)

..... hereby apply for registration as a licensed surveyor under the *Licensed Surveyors Act 1909*.

Attached is evidence in support of this application.

Dated this ..... day of ..... 19.....

.....  
Signed.

FORM 4  
WESTERN AUSTRALIA  
LICENSED SURVEYORS ACT 1909  
LICENCE

This is to certify that ..... has been registered as a Licensed Surveyor under the provisions of the *Licensed Surveyors Act 1909*.

Dated this ..... day of ..... 19.....

.....  
Land Surveyors Licensing Board

.....  
Chairman

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Secretary

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.....  
Members of the Board

Office of the Land Surveyors' Licensing Board, Perth.

FORM 5  
WESTERN AUSTRALIA  
LICENSED SURVEYORS ACT 1909  
LETTER OF ACCREDITATION

This is to certify that ..... is  
the holder of a Certificate of Competency No .....  
dated ..... 19.. and is registered to practise  
as a Licensed Surveyor in Western Australia.

Original Registration No. .... dated ..... 19.....  
Dated this ..... day of ..... 19.....

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Chairman

.....  
Secretary

Office of the Land Surveyors' Licensing Board Cathedral Avenue, PERTH.

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Made by The Licensed Surveyors' Licensing Board this 31 January 1990.

C. A. GRANT

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Approved by His Excellency the Lieutenant-Governor and Administrator in  
Executive Council.

G. PEARCE, Clerk of the Council.

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