

Legislative Council.

No. , 1911.

A BILL

To provide for the registration of architects qualified to practise in New South Wales.

[MR. FLOWERS;—7 June, 1911.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

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Preliminary.

1. This Act may be cited as the "Architects Registration Act." Short title.

2. In the construction of this Act, unless the context otherwise indicates, the following terms shall have the respective meanings hereby assigned to them, that is to say :— Interpretation.

10 (1) "The board"—The Architects Registration Board appointed under the provisions of this Act.

- (2) "Prescribed"—Prescribed by this Act or by any regulations made thereunder.
- (3) "Registrar" means registrar appointed under the provisions of this Act.
- (4) "Registered" means registered under the provisions of this Act. 5

Constitution of board.

Constitution of board.

3. There shall be a board to be called the "Architects Registration Board of New South Wales," consisting of seven persons, who shall hold office for three years. 10

Election and appointment of board.

4. Five of the members of the board shall be architects in practice elected by the architects whose names are on the register, and the other two shall be appointed by the Governor :

Provided that any person elected or appointed to fill a vacancy caused by the death or retirement of a member before the expiration of his term of office shall only hold office for the balance of such term : 15

Provided further that the first members of the board shall, in lieu of being elected, be appointed by the Governor as soon as may be after the commencement of this Act for a term of three years from the date of their appointment, and any vacancy caused by the death or retirement of any such member during the said term of three years shall be filled by the appointment by the Governor of a member to such office for the balance of the term. 20

President.

5. The board shall elect one of its members to be the president of the board. 25

Powers and duties of board.

Duties of board.

6. The duties of the board shall be as follows :—

- (a) To appoint examiners.
- (b) To decide upon the places where and the time when examinations shall be held. 30
- (c) To appoint a registrar and such other officers as it may think fit for the purpose of this Act.
- (d) To decide upon the suspension of any architect from practice as a registered architect, or the removal from the register of the name of any architect for disobeying the rules and regulations from time to time laid down under this Act by the board, or for other misconduct, and also to decide upon the restoration to the register of the name of any architect so removed. 35 40
- (e) To issue or cancel certificates ; and generally to do any other act or duty which may be necessary for the due and proper carrying out of the provisions of this Act.

Regulations.

Regulations.

7. The board may make regulations—
- (a) governing their own proceedings, and defining the duties of their own officers;
 - 5 (b) regulating the method of electing the elected members of the board;
 - (c) regulating the issue of certificates to architects, and the fees payable;
 - 10 (d) prescribing the duties of architects, and the conditions under which an architect may be suspended from practising as a registered architect;
 - (e) deciding the conditions under which an architect may be prevented from practising as a registered architect;
 - 15 (f) generally to carry out the provisions of this Act.
8. The board may examine any person upon oath, or take a solemn declaration for the purpose of this Act, and if any person wilfully makes any false statement upon such examination or in such declaration, or utters or attempts to utter, or put off as true before the board any false, forged, or counterfeit certificate, diploma, license, 20 letter, testimonial, or other document or writing, he shall be guilty of a misdemeanour, and shall, on conviction, be liable to be imprisoned for any period not exceeding *twelve* months, or to be liable to a fine not exceeding *twenty* pounds.

Regulations.

Power to examine witnesses.

Registration of architects.

- 25 9. Any person who claims to be registered under this Act shall be so registered if such person—
- (a) holds some recognised certificate as hereinafter defined;
 - 30 (b) has attained the age of twenty-one years, and has for a period of two years before the commencement of this Act been bona-fide engaged in New South Wales in the practice of architecture, and who has made application for registration to the board within one year from the commencement of this Act; or
 - 35 (c) has attained the age of twenty-five years, and has been engaged during a period of not less than ten years in the acquirement of professional knowledge in architecture, and who has made application for registration to the board within one year from the commencement of this Act; or
 - 40 (d) has attained the age of twenty-five years, and has been engaged during a period of not less than ten years in the acquirement of professional knowledge in architecture, and has passed an examination before the board according to the prescribed regulations; or

Qualification for registration.

(e)

- (e) has attained the age of twenty-one years, and shall have been a pupil or apprentice for a period of not less than four years to an architectural practitioner entitled to be registered under the Act, and had two years further experience to the satisfaction of the board according to the prescribed regulations :

Provided that no person shall be entitled to be registered until he proves to the satisfaction of the board that he is of good character.

Recognised
certificates of
architects.

10. The term "recognised certificate" means a certificate, diploma, membership, degree, license, letters, testimonial, or other title, status, or document granted by some university, college, or other public institution in a British possession or foreign country, and which is recognised by the board as entitling the holder thereof to practise architecture in such possession or country, and as furnishing sufficient guarantee of the possession of the requisite knowledge and skill for the efficient practice of architecture.

Register.

11. The registrar shall enter in a register in the prescribed manner and on payment of the prescribed fee, the full names and addresses, date and description of qualifications for which registration is granted, and all other prescribed particulars of all architects, and shall transmit in the month of January in each year a certified copy of such register to the Chief Secretary, who shall cause the same thereupon to be published in the Gazette. A copy of such Gazette shall be prima facie evidence in all legal proceedings that the persons mentioned therein are registered according to the provisions of this Act, and the omission of any name therefrom shall be prima facie evidence that such person is not registered.

Unregistered
persons not to
assume name or
practise.

12. From and after the _____ no person, unless registered under this Act, shall— 30

- (a) take, use, or adopt the title or description of architect, either alone or in conjunction with any name, title, words, letters, additions or description implying or leading to the belief that he is qualified to practise as an architect, or is carrying on the practise of architecture ; 35

- (b) or practise as an architect for reward.

Penalty.

Any person offending against this section shall be liable to a penalty not exceeding *twenty* pounds for every such offence, and to a further penalty of *one* pound for every day during which such offence is continued. 40

Registration of
name removed.

13. Any architect who is aggrieved by any decision of the board suspending him from practice or removing his name from the register may appeal therefrom to the district court within six months after the notification of such decision to such architect. The board shall not suspend any architect, or remove any architect's name from 45
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the register without sending to such architect a statement in writing of the conduct imputed to him, and without affording him an opportunity of giving an explanation in writing or in person.

General.

- 5 **14.** All fees shall be paid to the board who shall devote same to the payment of expenses connected with examination and registration, and to the payment of salaries of the officers of the board and to the general expenses of the board. The board shall, as soon as practicable after the thirty-first day of December in each year, publish
10 a financial statement made up to that date and showing the receipts and expenditure, including the liabilities of the board during the year, which statement shall be certified as correct by a public accountant. General fees and financial statement.
- 15 **15.** No certificate required by any Act now in force or that may hereafter be passed or that is required by custom from an architect shall be valid unless the person signing same be registered as an architect under this Act. Certificates.
- 20 **16.** Any person who wilfully makes or causes to be made any false entry in or falsification of the register, and any person who wilfully procures or attempts to procure himself or any other person to be registered under this Act by making or producing or causing to be made or produced any false or fraudulent representations or declarations either verbally or in writing, and any person aiding or assisting therein shall be guilty of a misdemeanour, and shall on conviction be liable to be imprisoned with or without hard labour
25 for any term not exceeding twelve months or to a penalty not exceeding *twenty* pounds. Penalties for falsification of register.
- 30 **17.** All information or offences against this Act shall be laid by the registrar or some other person appointed by the board for that purpose, and all penalties when recovered shall be paid to the board for the purpose of this Act. All such penalties may be recovered before any stipendiary or police magistrate or two justices of the peace sitting in petty sessions. Offences and penalties.

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