

ARCHITECTS (AMENDMENT) BILL, 1955.

EXPLANATORY NOTE.

THE objects of this Bill are—

- (a) to provide for the registration as architects in New South Wales of persons—
 - (i) entitled to practise as architects in certain countries if the Board of Architects is satisfied that persons registered as architects in New South Wales are entitled to practise in such countries;
 - (ii) obtaining their qualifications from the New South Wales University of Technology;
- (b) to provide for the appointment by the Board of a registrar and officers of the Board;
- (c) to make certain provisions in relation to the investment of surplus moneys in the Architects Fund;
- (d) to provide for the removal from the register of architects of—
 - (i) any architect who practises architecture as an employee or in association with a person who is not an architect registered in New South Wales; or
 - (ii) any architect who advertises otherwise than as prescribed;
- (e) to make other amendments of a machinery and supplemental character.

[CONFIDENTIAL]

(Rough Draft for Consideration Only.)

No. , 1955.

A BILL

To make further provision relating to the registration of architects and the appointment of officers of the Board of Architects; for these and other purposes to amend the Architects Act, 1921-1946; and for purposes connected therewith.

BE it enacted by the Queen'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:—

1. (1) This Act may be cited as the "Architects (Amendment) Act, 1955."

Short title, citation and commencement.

26181 —(2)

(2)

Architects (Amendment).

(2) The Architects Act, 1921, as amended by subsequent Acts and by this Act, may be cited as the Architects Act, 1921-1955.

(3) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

2. The Architects Act, 1921-1946, is amended—

Amendment
of Act No. 8,
1921.

- 10 (a) (i) by inserting in subsection two of section five after the word "Vice-President" the words "or where there is more than one Vice-President, the senior Vice-President";
- 15 (ii) by omitting from the same subsection the words "the Lecturer in charge of the Department of Architecture at the Sydney Technical College" and by inserting in lieu thereof the words "the Professor of Architecture in the New South Wales University of Technology";
- 20 (b) by omitting section eight and by inserting in lieu thereof the following section:—
8. The board may appoint a registrar and such other officers as the board may think fit for carrying out the provisions of this Act, and may at any time remove any persons so appointed.
- 25 (c) (i) by omitting subsection three of section 8A;
- 30 (ii) by inserting in subsection six of the same section after the word "determine" the words "or invested by the Colonial Treasurer on behalf of and as recommended by the board in any securities in which trustees are authorised by law to invest trust funds";
- 35 (d) by omitting from subsection one of section ten the words "in the month of" and by inserting in lieu thereof the words "as soon as practicable after the first day of";

Sec. 5.
(Constitution
of
board, and
election of
president.)

Subst.
sec. 8.

Registrar
and other
officers.

Sec. 8A.
(Architects
Fund.)

Sec. 10.
(Architects
roll.)

(e)

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(e) by omitting section eleven and by inserting in lieu thereof the following section:— Subst. sec. 11.

5 11. (1) Every architect shall before the thirty-first day of July in each year pay to the registrar the prescribed roll fee for the year commencing on the first day of January immediately preceding the said thirty-first day of July. Annual roll fee. Act No. 9, 1945, s. 22.

10 (2) If any architect does not pay the prescribed roll fee before the thirty-first day of July in any year the board shall forthwith notify him by registered letter addressed to him at the address appearing in the register that if the fee be not paid before the first day of November next following his name will be removed from the register. If any architect who has been so notified fails to pay such fee before the said first day of November, the board shall remove his name from the register.

20 (3) If the name of any architect is removed from the register under this section, the board shall, upon application in the prescribed form, restore his name to the register upon payment of such fees as are prescribed. The regulations may provide for the waiver of such fees or part thereof as the board may in a particular case deem proper.

30 (f) (i) by inserting in paragraph (b) of subsection one of section thirteen after the words "University of Sydney" the words "the New South Wales University of Technology"; Sec. 13. (Qualifications for registration.)

35 (ii) by inserting next after paragraph (ci) of the same subsection the following new paragraph:—

(cii) is entitled to practise architecture in any part of Her Majesty's dominions which under subsection

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four of this section has been declared to be and is a reciprocating State for the purpose of this Act; or;

5 (iii) by inserting at the end of the same section the following new subsections:—

10 (4) Where the board is satisfied that a person registered as an architect under this Act is, under the law in force in any part of Her Majesty's dominions outside this State, entitled to practise architecture in such part of Her Majesty's dominions, the board may, by notification published in the Gazette declare that, whilst such notification remains in force, such part of Her Majesty's dominions shall be a reciprocating State for the purposes of this Act.

The board may, if it thinks fit, revoke any such notification.

20 (5) In this section a reference to "Her Majesty's dominions" includes a reference to any territory which is under Her Majesty's protection and any territory, the subject of a trusteeship agreement approved by the General Assembly of the United Nations, which is under the administration of any part of Her Majesty's dominions.

30 (g) by inserting next after subparagraph (v) of paragraph (e) of subsection one of section seventeen the following new subparagraphs:— Sec. 17. (Removal from register.)

(vi) advertises otherwise than in accordance with the regulations, or advertises in contravention of the regulations;

35 (vii) for fee, salary or other reward is employed by or associates himself with a person who is not registered as an architect in carrying on the practice of architecture. In this subparagraph "person"

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“person” includes a body or corporation but not the Crown or any statutory authority constituted for public purposes.

- 5 (h) (i) by omitting from subsection one of section nineteen the word “person” and by inserting in lieu thereof the word “architect”; Sec. 19.
(Prohibited practices.)
- 10 (ii) by inserting in subsection three of the same section after the word “business” where firstly occurring the words “or pretend, or by any means whatsoever advertise or hold himself out to be an architect (whether or not purporting to be registered) or take or use any title, name, words or letters which either alone or in conjunction with
- 15 implies or tends to the belief, or indicates, or is capable of being understood to indicate, or is calculated to lead persons to infer that he possesses a degree, diploma or other qualification in architecture or that he is registered under this Act as an architect”;
- 20 (i) by inserting at the end of subsection one of section twenty-five the following new paragraph:— Sec. 25.
(Regulations.)
- 25 (f) prescribing the manner in which and the extent to which an architect is authorised to advertise.
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