

ACTS AMENDMENT (LAND VALUERS).

No. 56 of 1978.

AN ACT to amend the Transfer of Land Act, 1893-1972, the Trustees Act, 1962-1972 and the Building Societies Act, 1976-1977.

[Assented to 6th September, 1978.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the *Acts Amendment (Land Valuers) Act, 1978.*

Short title.

2. This Act shall come into operation on the date of the coming into operation of the Land Valuers Licensing Act, 1978.

Commencement.

PART I.—TRANSFER OF LAND ACT, 1893-1972.

Citation.
Reprint
approved
7th July,
1975.

3. (1) In this Part the Transfer of Land Act, 1893-1972 is referred to as the principal Act.

(2) The principal Act as amended by this Act may be cited as the Transfer of Land Act, 1893-1978.

Section 4
amended.

4. Section 4 of the principal Act is amended by adding after the interpretation "Proprietor" in subsection (1) an interpretation as follows—

"Qualified valuer" means—

(a) in relation to a certificate of the value of land that is produced to the Registrar pursuant to a requirement made by him before the expiration of twelve months from the coming into operation of the Land Valuers Licensing Act, 1978—

(i) a person appointed as a sworn valuator under the provisions of this Act as enacted before the coming into operation of that Act; or

(ii) a person who is licensed under that Act;

(b) in relation to a certificate of the value of land that is produced to the Registrar pursuant to a requirement made by him after the expiration of twelve months from the coming into operation of the Land Valuers Licensing Act, 1978—a person who is licensed under that Act.

Section 14
repealed.

5. The principal Act is amended by repealing section 14.

Section 40
amended.

6. Section 40 of the principal Act is amended by deleting the words "sworn valuator" in line twenty-two and the penultimate line and substituting the words "qualified valuer".

7. Section 224 of the principal Act is amended by deleting the words "sworn valuator appointed under this Act" in line nine and the penultimate line and substituting the words "qualified valuer".

Section 224
amended.

PART II.—TRUSTEES ACT, 1962-1972.

8. (1) In this Part the Trustees Act, 1962-1972 is referred to as the principal Act.

Citation.
Reprint
approved 2nd
July, 1971.
Amended by
Acts Nos. 46
and 57 of
1972.

(2) The principal Act as amended by this Act may be cited as the Trustees Act, 1962-1978.

9. Section 17 of the principal Act is amended—

Section 17
amended.

(a) by deleting the passage "valuer, being a sworn valuator appointed under section fourteen of the Transfer of Land Act, 1893," in lines three, four and five of paragraph (a) of subsection (2) and substituting the words "qualified valuer";

(b) by adding after subsection (2) a subsection as follows—

(2a) For the purposes of paragraph (a) of subsection (2) of this section "qualified valuer" means—

(a) in relation to a report as to the value of land commissioned before the expiration of twelve months from the coming into operation of the Land Valuers Licensing Act, 1978—

(i) a person appointed as a sworn valuator under the provisions of the Transfer of Land Act, 1893 as enacted before the coming into operation of the Land Valuers Licensing Act, 1978; or

(ii) a person who is licensed under the Land Valuers Licensing Act, 1978;

- (b) in relation to a report as to the value of land commissioned after the expiration of twelve months from the coming into operation of the Land Valuers Licensing Act, 1978—a person who is licensed under that Act. .

PART III.—BUILDING SOCIETIES ACT, 1976-1977.

Citation.

10. (1) In this Part the Building Societies Act, 1976-1977 is referred to as the principal Act.

(2) The principal Act as amended by this Act may be cited as the Building Societies Act, 1976-1978.

Section 5
amended.

11. Section 5 of the principal Act is amended by deleting the interpretation “valuer” and substituting an interpretation as follows—

“valuer” means—

(a) a person—

(i) who is approved as a valuer for the purposes of this Act;

or

(ii) who was appointed a valuer under the repealed Act,

and whose approval or appointment has not been cancelled or revoked; or

(b) a person who is licensed under the Land Valuers Licensing Act, 1978. .
