



Queensland

Surveyors Act 2003

Surveyors Regulation 2004

**Reprinted as in force on 3 December 2004
(includes commenced amendments up to 2004 SL No. 264)**

Reprint No. 1A

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Information about this reprint

This regulation is reprinted as at 3 December 2004. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes. Also see list of legislation for any uncommenced amendments.

This page is specific to this reprint. See previous reprints for information about earlier changes made under the Reprints Act 1992. A table of reprints is included in the endnotes.

Also see endnotes for information about—

- **when provisions commenced**
- **editorial changes made in earlier reprints.**

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, hard copy and electronic, are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If a hard copy reprint is dated earlier than an electronic version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of a hard copy reprint is the same as the date shown for an electronic version previously published, it merely means that the electronic version was published before the hard copy version. Also, any revised edition of the previously published electronic version will have the same date as that version.

Replacement reprint date If the date of a hard copy reprint is the same as the date shown on another hard copy reprint it means that one is the replacement of the other.



Queensland

Surveyors Regulation 2004

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Surveyors Regulation 2004

[as amended by all amendments that commenced on or before 3 December 2004]

1 Short title

This regulation may be cited as the *Surveyors Regulation 2004*.

2 Commencement

This regulation commences on 1 August 2004.

3 Insurance cover for registration endorsement as consulting surveyor—individuals

For section 36(2)(c)(iii)¹ of the Act, the insurance cover is professional indemnity insurance in an amount not less than \$1 000 000.

4 Criteria for registration as an emeritus surveyor

- (1) For section 36(3)(c) of the Act, the criteria for registration of an individual as an emeritus surveyor are that the individual—
 - (a) has been registered as a surveyor, including any registration as a surveyor under the repealed Act or a corresponding law, for periods totalling—
 - (i) at least 30 years; or
 - (ii) a lesser period decided by the board; and
 - (b) gives the board a written statement that the individual has retired from surveying practice.
- (2) If the individual is the original surveyor for a plan of survey that is not, but is intended to be, registered under the *Land Act 1994* or *Land Title Act 1994* or is required for a purpose under

¹ Section 36 (Eligibility for registration or registration endorsement—individuals) of the Act

the *Mineral Resources Act 1989*, it is a further criterion that the individual has—

- (a) authorised another person to take action as mentioned in the SMI Act, section 32(1);² and
 - (b) given the board a copy of the authorisation.
- (3) In this section—

original surveyor, for a plan of survey, means the original surveyor for the plan within the SMI Act, section 32.

SMI Act means the *Survey and Mapping Infrastructure Act 2003*.

5 Insurance cover for registration—corporations

For section 38(2)(d)³ of the Act, the insurance cover is professional indemnity insurance in an amount not less than \$1 000 000.

6 Application for competency assessment—Act, s 44

An application for assessment of a person's competency must be—

- (a) made in the approved form; and
- (b) accompanied by any documents identified in the form and reasonably required for deciding the application.

7 Particulars for register

- (1) For section 68(3) of the Act, each of the following particulars, for each registrant, are prescribed—
- (a) the registrant's name;
 - (b) the registrant's business address and postal address;
 - (c) the type of registration held by the registrant;

2 SMI Act, section 32 (Authority for cadastral surveyor to act for another in particular circumstances)

3 Section 38 (Eligibility for registration and registration endorsement—corporations) of the Act

- (d) the registration endorsements held by the registrant;
 - (e) the day the registrant was first registered, for the registrant's current type of registration, under the Act, the repealed Act or a corresponding law;
 - (f) the expiry date of the registrant's registration;
 - (g) the expiry date of each registration endorsement held by the registrant;
 - (h) if the registrant is a corporation and intends to conduct, or holds itself out as conducting, cadastral surveys—the name of a cadastral surveyor employed by the corporation;
 - (i) if the registrant is a corporation and holds a registration endorsement (other than a registration endorsement for cadastral surveys or as a consulting surveyor)—the name of a surveyor who is employed by the corporation and holds the same registration endorsement;
 - (j) if the registrant is a corporation and paragraphs (h) and (i) do not apply—the name of a surveyor employed by the corporation;
 - (k) if a professional conduct review panel takes disciplinary action against the registrant under section 91⁴ of the Act—details of the action;
 - (l) if a disciplinary committee takes disciplinary action against the registrant—details of the action, other than details recorded under section 127⁵ of the Act;
 - (m) if the board, or a surveyors disciplinary committee, established under the repealed Act took disciplinary action against the registrant within 5 years before the commencement of this section—details of the action.
- (2) For subsection (1)(k) and (l), the details must be included in the publicly available part of the register for the following period—

4 Section 91 (Disciplinary action by professional conduct review panel) of the Act

5 Section 127 (Disciplinary action to be recorded in register) of the Act

- (a) if conditions are imposed on the registrant's registration, registration endorsement or re-application for registration—the period the conditions are in force;
- (b) if a professional conduct review panel or a disciplinary committee states in its decision about the disciplinary action that the details of the action may be included in the publicly available part of the register for a period—the stated period.

8 Change in circumstances for which notice must be given

For section 72 of the Act, a change in any of the following circumstances for a registrant is prescribed—

- (a) the registrant's name;
- (b) the registrant's business address or postal address;
- (c) any registration endorsement held by the registrant;
- (d) for a corporation that intends to conduct, or holds itself out as conducting, cadastral surveys—the cadastral surveyor employed by the corporation;
- (e) for a corporation that holds a registration endorsement (other than a registration endorsement for cadastral surveys or as a consulting surveyor)—the surveyor who is employed by the corporation and holds the same registration endorsement;
- (f) for a corporation, other than a corporation mentioned in paragraphs (d) or (e)—the surveyor employed by the corporation.

9 Title for holder of registration endorsement for cadastral surveys

A surveyor who holds a registration endorsement for carrying out cadastral surveys may use the title 'registered surveyor—land' to show the type of registration endorsement held by the surveyor.⁶

⁶ See section 192(2)(b) (Regulation-making power) of the Act.

10 Fees

The fees payable under the Act are stated in the schedule.

Schedule Fees

section 10

\$

- 1 Initial registration or registration endorsement, for an individual (Act, s 45(1)(c))—
 - (a) registration as a surveyor—
 - (i) application fee 95.30
 - (ii) registration fee 106.10
 - (b) registration endorsement as a consulting surveyor—
 - (i) application fee 96.40
 - (ii) registration fee 213.70
 - (c) registration endorsement, other than as a consulting surveyor—
 - (i) application fee 25.00
 - (ii) registration fee 54.80
 - (d) registration as a surveying graduate—
 - (i) application fee 72.55
 - (ii) registration fee 89.90
 - (e) registration as a surveying associate—
 - (i) application fee 60.60
 - (ii) registration fee 83.40
 - (f) registration as an emeritus surveyor—
 - (i) application fee nil
 - (ii) registration fee 56.30
- 2 Initial registration and registration endorsement, for a corporation (Act, s 45(1)(c))—
 - (a) registration as a surveyor with a registration endorsement as a consulting surveyor—
 - (i) application fee 219.80
 - (iii) registration fee 1 111.00
 - (b) registration endorsement, other than as a consulting surveyor—
 - (i) application fee 50.00
 - (ii) registration fee 214.70

Schedule (continued)

		\$
3	Renewal of registration or registration endorsement, for an individual (Act, s 54)—	
	(a) registration as a surveyor—	
	(i) registration fee	106.10
	(ii) late fee	53.10
	(b) registration endorsement as a consulting surveyor—	
	(i) registration fee	106.10
	(ii) late fee	53.10
	(c) registration endorsement, other than as a consulting surveyor—	
	(i) registration fee	10.80
	(ii) late fee	5.40
	(d) registration as a surveying graduate—	
	(i) registration fee	89.90
	(ii) late fee	45.00
	(e) registration as a surveying associate—	
	(i) registration fee	83.40
	(ii) late fee	41.70
	(f) registration as an emeritus surveyor—	
	(i) registration fee	nil
	(ii) late fee	nil
4	Renewal of registration and registration endorsement, for a corporation (Act, s 54)—	
	(a) registration as a surveyor with a registration endorsement as a consulting surveyor—	
	(i) registration fee	471.15
	(ii) late fee	235.55
	(b) registration endorsement, other than as a consulting surveyor—	
	(i) registration fee	10.80
	(ii) late fee	5.40
5	Restoration of registration or registration endorsement (Act, s 60)—application fee (in addition to any fees payable under item 3 or 4)	80.60

Schedule (continued)

		\$
6	Replacement or duplicate registration certificate (Act, s 78(2)(b)).....	50.30
7	Competency assessment (Act, s 44(2))—	
	(a) under a professional training agreement—	
	(i) application fee	21.60
	(ii) lodging the agreement	101.20
	(iii) relodging the agreement	33.00
	(iv) varying the agreement	33.00
	(v) reporting on training	33.00
	(b) assessing professional assessment project—	
	(i) application fee	50.00
	(ii) for each examiner	316.30
	(c) reassessing professional assessment project—	
	(i) application fee	20.00
	(ii) for each examiner	62.80
	(d) assessing competence equivalence—	
	(i) application fee	100.00
	(ii) for each examiner	600.00

Endnotes

1 Index to endnotes

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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 3 December 2004. Future amendments of the Surveyors Regulation 2004 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No.[X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
o in c	= order in council	s	= section
om	= omitted	sch	= schedule
orig	= original	sdiv	= subdivision
p	= page	SIA	= Statutory Instruments Act 1992
para	= paragraph	SIR	= Statutory Instruments Regulation 2002
prec	= preceding	SL	= subordinate legislation
pres	= present	sub	= substituted
prev	= previous	unnum	= unnumbered

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Notes
1	none	1 August 2004	
1A	to 2004 SL No. 264	3 December 2004	

5 List of legislation

Surveyors Regulation 2004 SL No. 128

made by the Governor in Council on 15 July 2004

notfd gaz 16 July 2004 pp 856–7

ss 1–2 commenced on date of notification

remaining provisions commenced 1 August 2004 (see s 2)

exp 1 September 2014 (see SIA s 54)

Note—(1) The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

(2) A regulatory impact statement and explanatory note were prepared amending legislation—

Surveyors Amendment Regulation (No. 1) 2004 SL No. 264

notfd gaz 3 December 2004 pp 1117–9

commenced on date of notification

6 List of annotations

Criteria for registration as an emeritus surveyor

s 4 amd 2004 SL No. 264 s 3

SCHEDULE—FEES

amd 2004 SL No. 264 s 4