



Queensland

Surveyors Regulation 2004

Subordinate Legislation 2004 No. 128

made under the

Surveyors Act 2003

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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 under the Act or a corresponding law for—
 - (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 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.

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

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

- (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;
 - (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;

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

- (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—
- (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

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

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

10 Fees

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

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

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) assessment under a professional training agreement . .	122.80
	plus \$33.00 for each report assessed
(b) assessment of professional assessment project, for each examiner	316.30
(c) reassessment of professional assessment project, for each examiner	62.80
(d) assessment of competence equivalence, for each examiner	600.00

ENDNOTES

- 1 Made by the Governor in Council on 15 July 2004.
- 2 Notified in the gazette on 16 July 2004.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Natural Resources, Mines and Energy.