

Land Surveyors (Amendment) Bill

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Bill No: 36/2004

Read the first time: 1st September 2004

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Explanatory Statement

Expenditure of Public Money

Land Surveyors (Amendment) Bill

Bill No. 36/2004

Read the first time on 1st September 2004.

An Act to amend the Land Surveyors Act (Chapter 156 of the 2002 Revised Edition) and to make related and consequential amendments to the Boundaries and Survey Maps Act (Chapter 25 of the 1999 Revised Edition), the Land Titles Act (Chapter 157 of the 2004 Revised Edition) and the Land Titles (Strata) Act (Chapter 158 of the 1999 Revised Edition).

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

Short title and commencement

1. This Act may be cited as the Land Surveyors (Amendment) Act 2004 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

Amendment of section 2

2. Section 2 of the Land Surveyors Act (referred to in this Act as the principal Act) is amended —

- (a) by deleting the definitions of “approved assistant surveyor”, “assistant surveyor” and “assurance plan”; and
- (b) by deleting the definition of “authorised surveyor” and substituting the following definition:

“ “authorised surveyor” means a surveyor who is employed by the Authority, whether or not registered under section 12;”.

Amendment of section 4

3. Section 4 of the principal Act is amended —

- (a) by deleting subsection (2) and substituting the following subsection:

“(2) The Board shall consist of the following members to be appointed by the Minister:

- (a) a President who shall be appointed from amongst the registered surveyors;
 - (b) 3 registered surveyors selected from a list of not less than 4 registered surveyors submitted by the Singapore Institute of Surveyors and Valuers; and
 - (c) such other registered surveyors, not being more than 3, as the Minister may determine.”;
- (b) by deleting the words “(other than the Chief Surveyor or the Deputy Chief Surveyor)” in subsection (3);
 - (c) by deleting the words “(c) or (d)” in the 2nd line of subsection (4);
 - (d) by deleting paragraph (b) of subsection (4); and
 - (e) by deleting the words “(c) or (d)” in subsection (8).

Amendment of section 10

4. Section 10 of the principal Act is amended —

- (a) by deleting subsection (1) and substituting the following subsection:

“(1) Subject to the provisions of this Act, no person shall certify to the correctness or accuracy of any survey unless he is an authorised surveyor or a registered surveyor, and has in force a

practising certificate.”; and

- (b) by deleting paragraph (b) of subsection (4) and substituting the following paragraph:

“(b) an authorised surveyor who has in force a practising certificate; or”.

Amendment of section 15

5. Section 15 of the principal Act is amended —

- (a) by deleting paragraph (b) of subsection (3) and substituting the following paragraph:

“(b) such evidence as the Board may require that the applicant has complied with or is exempt from the rules relating to —

- (i) insurance against professional liability;
and
- (ii) continuing professional development;
and”;

- (b) by deleting paragraph (c) of subsection (4); and

- (c) by deleting subsection (11).

Repeal of Part VI

6. Part VI of the principal Act is repealed.

Amendment of section 22

7. Section 22 of the principal Act is amended —

- (a) by deleting the words “a corporation” in the 2nd line of subsection (1) and substituting the words “any limited corporation”;
- (b) by deleting paragraphs (c) and (d) of subsection (1) and substituting the following paragraph:

“(c) the articles of association of the corporation provide that a prescribed number or proportion of the directors of the corporation shall be registered surveyors or allied professionals;”;

(c) by deleting sub-paragraphs (i), (ii) and (iii) of subsection (1)(e) and substituting the following sub-paragraphs:

- “(i) is a registered surveyor who has in force a practising certificate; and
- (ii) is authorised under a resolution of the board of directors of the corporation to make all final survey decisions on behalf of the corporation with respect to the requirements of this Act, the rules or any other law relating to the supply of survey services by the corporation; and”;

(d) by deleting subsection (2) and substituting the following subsection:

“(2) Subject to the provisions of this Act, the Board may grant a licence to any unlimited corporation to supply survey services in Singapore if —

- (a) the memorandum of association of the corporation provides that a primary object of the corporation is to supply survey services;
- (b) the articles of association of the corporation provide that —
 - (i) no person shall be a director of the corporation unless he is either a registered surveyor or an allied professional; and
 - (ii) no person shall be registered as a member of the corporation unless he is —
 - (A) a registered surveyor or an allied professional, or a nominee of such a person; and
 - (B) a director, a manager or an employee of the corporation; and
- (c) the business of the corporation, so far as it relates to survey work in Singapore, will be under the control and management of a director of the corporation who —
 - (i) is a registered surveyor who has in force a practising certificate;