



ANALYSIS

Title
1. Short Title

2. Associates, affiliates, and students of
Institute
3. Qualifications for registration

1987, No. 23

An Act to amend the Clerks of Works Act 1944

[30 March 1987

BE IT ENACTED by the Parliament of New Zealand as follows:

1. Short Title—This Act may be cited as the Clerks of Works Amendment Act 1987, and shall be read together with and deemed part of the Clerks of Works Act 1944 (hereinafter referred to as the principal Act).

2. Associates, affiliates, and students of Institute—
(1) The principal Act is hereby amended by repealing section 12, and substituting the following section:

“12. (1) Any person not for the time being registered as a clerk of works under this Act may, in accordance with the rules of the Institute, be admitted as an associate of the Institute who—

“(a) Is not less than 23 years of age; and

“(b) Satisfies the Council that he or she has had such practical experience in building construction or building services or civil engineering or structural-engineering construction, in New Zealand or elsewhere, as in the opinion of the Council fits the person to be an associate of the Institute.

“(2) Any person not for the time being registered as a clerk of works under this Act may, in accordance with the rules of the Institute, be admitted as an affiliate of the Institute who—

“(a) Is not less than 23 years of age; and

“(b) Satisfies the Council that he or she has not less than 5 years’ practical experience in building construction

or building services or civil engineering or structural-engineering construction, in New Zealand or elsewhere, being experience that in the opinion of the Council fits the person to be an affiliate of the Institute.

“(3) Any person not for the time being registered as a clerk of works under this Act may, in accordance with the rules of the Institute, be admitted as a student of the Institute who—

“(a) Is not less than 20 years of age; and

“(b) Satisfies the Council that he or she—

“(i) Is engaged in a course of study approved by the Council; and

“(ii) Where the course of study is not a full-time course, is also engaged in such practical work in the building industry or any related industry as in the opinion of the Council fits the person to be a student of the Institute.”

(2) Section 17 (1) of the principal Act is hereby amended by repealing paragraph (d), and substituting the following paragraph:

“(d) Regulating the admission of associates, affiliates, and students of the Institute and defining their privileges; and prescribing the conditions under which they may cease to be associates, affiliates, or students of the Institute:”.

(3) Section 17 (1) of the principal Act is hereby further amended by repealing paragraphs (h), (i), and (j), and substituting the following paragraphs:

“(h) Prescribing the fees or other payments, annual or otherwise, to be paid by members, associates, affiliates, and students of the Institute:

“(i) Regulating the conduct of members, associates, affiliates, and students of the Institute in the practice of their calling:

“(j) Imposing, in respect of the breach by any member, associate, affiliate, or student of the Institute of any rule made under this section, a fine not exceeding one-half of the amount of the annual subscription payable by that member, associate, affiliate, or student:”.

(4) Section 17 of the principal Act is hereby amended by omitting from subsection (2) the words “or associates” in both places where they occur, and substituting in each case the words “, associates, affiliates, or students”.

(5) Section 17 of the principal Act is hereby further amended by omitting from subsection (5) the words “or associate” in both places where they occur, and substituting in each case the words “, associate, affiliate, or student”.

(6) Section 45 (2) of the principal Act is hereby amended by inserting, after the words “or an associate” in both places where they occur, the words “or an affiliate or a student”.

3. Qualifications for registration—(1) Section 19 (1) of the principal Act (as substituted by section 3 (1) of the Clerks of Works Amendment Act 1976) is hereby amended by omitting from paragraph (b) the words “which in the opinion of the Board were major works”.

(2) Section 34 of the principal Act is hereby repealed.

This Act is administered in the Department of Trade and Industry.
