

Hon. Mr. Herdman.

NEW ZEALAND INSTITUTE OF ARCHITECTS.

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A BILL INTITULED

AN ACT to make Provision for the Registration of Architects. Title.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the New Zealand Institute of Architects Act, 1912. Short Title.

2. In this Act, except where a different intention appears,— Interpretation.

“Board” means the Architects’ Registration Board appointed under the provisions of this Act;

“Council” means the Council of the Institute;

“Institute” means the New Zealand Institute of Architects incorporated under this Act;

“Prescribed” means prescribed by this Act or by any regulations made thereunder;

“Member” means a member of the Institute;

“Registered” means registered under this Act.

Establishment and purposes of New Zealand Institute of Architects.

3. (1.) The body registered under the provisions of the Incorporated Societies Act, 1908 (and hitherto known as "The New Zealand Institute of Architects (Registered)") is hereby established and constituted a body corporate, with perpetual succession, to be called "The New Zealand Institute of Architects."

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(2.) Upon the passing of this Act all property of the New Zealand Institute of Architects (Registered) shall become vested in the Institute.

(3.) The said body corporate (which is hereinafter referred to as the Institute) is established for the purposes following:—

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(a.) To represent generally the views and preserve and maintain the integrity and status of the profession of architecture, and to promote in any manner which the members of the Institute think fit the advancement and welfare of architecture in New Zealand.

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(b.) To make provision for the training, education, examination, and registration of persons practising or intending to practise the said profession in New Zealand.

(c.) To grant or issue diplomas, certificates, or degrees to members of the Institute or to other persons in recognition of their proficiency in architecture or in any matters relating to the duties of an architect.

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(d.) To control and regulate the practice of the profession of architecture in New Zealand.

(e.) To afford means of adjusting professional differences and to decide all questions of usage or courtesy in connection with the profession.

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(f.) To hold conferences in the principal towns in New Zealand as may be determined.

(g.) To publish a journal, giving an account of the proceedings of the Institute, and such other matter as may be of interest to the profession.

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(h.) To acquire, form, and maintain an art and science library and museum.

(i.) To raise money on mortgage of the property of the Institute or by issue of debentures charged on all or any of the property or rights of the Institute.

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(j.) To afford pecuniary and other assistance to members of the Institute who are in need of such assistance, or to the wife or children of any member, or to the widow and children of any deceased member.

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(k.) To grant prizes or scholarships or subsidize lectureships in any school, college, or university in connection with any subjects of study relating to architecture or to the duties of an architect.

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(l.) To grant pecuniary or other assistance to any society, school, college, or university established in New Zealand in the interests of the profession of architecture.

(m.) To do all such things as are incidental or conducive to the attainment of the above objects.

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Registered Institute to carry on temporarily.

4. (1.) The business of the Institute shall be carried on by the officers of the New Zealand Institute of Architects (Registered) until after the first election of the Council as hereinafter provided, when the said present officers shall cease to act.

(2.) The rules of the New Zealand Institute of Architects (Registered) shall be and remain the rules of the Institute in force, in so far as they are not inconsistent with the provisions of this Act, until other rules of the Institute have been adopted.

5 5. All members of the New Zealand Institute of Architects at the time of the commencement of this Act shall be members of the Institute, and also such persons as are from time to time registered as members thereof, in accordance with the provisions of this Act. Members of Institute.

10 6. (1.) An Architects' Registration Board is hereby established, consisting of six persons, three of whom shall be appointed by the Governor in Council and three by the registered Institute. Such last-mentioned three members shall, within *two* months of the commencement of this Act, be appointed by the governing body under section *four* hereof or by the Council, as the case may be. Constitution and meetings of Registration Board

15 the said governing body or the Council shall fail so to appoint three members of the Board, the Governor in Council may appoint such three members.

(2.) If any person appointed by the Governor in Council dies, retires, or becomes unqualified to act, the vacancy so created shall be filled by the Governor in Council. If any person appointed by the governing body or Council dies, retires, or becomes unqualified, the vacancy so created shall be filled by the Council, or in case of default, as aforesaid for *two* months, then by the Governor in Council.

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25 (3.) The first meeting of the Board shall be held at such time and place as may be determined by the Registrar-General.

(4.) At every meeting of the Board four members thereof shall form a quorum, and no business shall be transacted at any meeting unless a quorum is present.

30 (5.) The Board shall at its first meeting choose one of its members to be Chairman, who shall have both a deliberative and, in the case of an equality of votes, a casting vote.

(6.) Every question before the Board shall be determined by a majority of the votes of the members present at a meeting of the Board.

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(7.) A meeting of the Board may be demanded at any time by notice signed by any two members thereof, and sent to the Registrar-General, who shall thereupon convene the meeting.

40 (8.) Until the establishment of a Council under the provisions of this Act the registration of members of the Institute shall be effected by the Registration Board hereinbefore referred to.

(9.) After the establishment of the said Council the registration of members of the Institute shall be effected by the Council thereof.

45 (10.) The Board shall cease to exist on the first meeting of the Council of the Institute.

7. Every person shall be entitled to be registered by the Board or the Council as a member of the Institute who—

(a.) Holds some recognized certificate as hereinafter defined;

(b.) Has attained the age of twenty-four years, and has for a period of three consecutive years before the commencement of this Act been *bona fide* engaged in New Zealand as a principal in the exclusive practice of architecture,

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Who entitled to be registered by Board or Council as members of Institute.

and who makes application for registration to the Board or the Council within six months after the commencement of this Act ; or

- (c.) Has attained the age of twenty-five years, and has been engaged during a period of not less than seven years before the commencement of this Act in the acquirement of professional knowledge in architecture, in a manner satisfactory to the Board or the Council, and who makes application for registration to the Board or the Council within six months after such commencement ; or 5
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- (d.) Has attained the age of twenty-one years, and has been a pupil or apprentice for a period of not less than three years to an architectural practitioner whose qualifications would entitle him to be a registered member under this Act, and has before the commencement of this Act had two years' further experience in New Zealand to the satisfaction of the Board or the Council, and who makes application for registration to the Board or the Council within six months after such commencement ; or 15
- (e.) Has at any time before the commencement of this Act during a period of three consecutive years been engaged in New Zealand for part of that period in manner described in paragraph (b) of this section, and for the parts thereof in manner described in paragraphs (c) and (d) of this section, and satisfies the Board or the Council as to his proficiency in the duties of an architect, and who makes application to the Board or the Council within six months after such commencement. 20
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Recognized certificate.

8. The term "recognized certificate" means a certificate, diploma, membership, degree, license, letters, testimonial, or other title, status, or document granted by some university, college, or other public institution in a British possession or foreign country, which is recognized by the Board or the Council as entitling the holder thereof to practice architecture in that possession or country, and as furnishing sufficient guarantee of the possession of the requisite knowledge and skill for the efficient practice of architecture. 30
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Members to be over twenty-one years, and of good character.

9. No person shall be registered either by the Board or by the Council as a member of the Institute if he is less than twenty-one years of age, or if, in the opinion of the Board or the Council, as the case may be, he is not of good character and reputation, or is engaged or concerned in any business or occupation inconsistent with the profession of architecture. 40

Application for registration.

10. (1.) Every application by any person to the Board or the Council to be registered as a member of the Institute shall be in writing, in the form prescribed by the regulations, and the statements made therein shall be verified by a statutory declaration made by the applicant. 45

(2.) Every such application shall be accompanied by a registration fee of twenty-one shillings, which shall be returned to the applicant if the application is refused. 50

(3.) All moneys so received by the Board shall be paid into a bank to the credit of an account in the name of two members of the Board. All expenses incurred by the Board in the execution of its functions shall be paid out of those moneys, and the residue (if any) shall be paid over by the Board to the Council on its establishment.

11. (1.) It shall be the duty of the Board or the Council to receive, consider, and determine all applications so made to it for registration.

Duties of Board to applicants for registration.

(2.) Any applicant who is dissatisfied with the determination of the Board or the Council may appeal from that determination to the Supreme Court. Notice of appeal shall be lodged in the Supreme Court within fourteen days from the date of the determination aforesaid.

(3.) Any such appeal may be by motion for an order directed to the Institute and the secretary thereof that the person applying be registered, and the facts may be proved by affidavit unless the Court or a Judge shall order witnesses to be examined *viva voce*, and the Court may order that the person applying shall be registered, or that he shall be registered conditionally or upon terms, or may decline to make any order, and with or without costs, and the Court may in such case, as in any other motion in the rectification of the register, make such order as may be proper, with or without costs, as it thinks fit.

12. (1.) The registration of members of the Institute by the Board or the Council shall be effected by the entry of the following particulars in a book or books to be kept for that purpose :—

Method of effecting registration.

- (a.) The name of the member :
- (b.) The qualifications by virtue of which he is registered :
- (c.) The provincial district in which he resides :
- (d.) His postal address :

(e.) Such other particulars (if any) as the Board or Council thinks fit.

(2.) When and as often as it is proved to the satisfaction of the Board or the Council that any member has transferred his residence from one provincial district to another, or has altered his postal address, a corresponding alteration shall be made in the registration of those particulars.

(3.) The Board shall from time to time notify the secretary of the registered Institute of the names and addresses of all persons who have been registered.

(4.) Each member of the registered Institute shall hold such rank in the Institute as he holds in the registered Institute.

(5.) The name of every architect registered from time to time by the Board shall be forwarded to the Council of the registered Institute, who shall, after considering his qualifications, place him in the class of either "Fellow" or "Associate."

(6.) For the purposes of this Act, and for the time being, there shall be five provincial districts as follows :—

(a.) Auckland—comprising the Provincial District of Auckland, excepting the County of Cook :

(b.) Wellington—comprising the Provincial Districts of Wellington, Taranaki, Hawke's Bay, Marlborough, Nelson, and the County of Cook :

(c.) Canterbury—comprising the Provincial Districts of Canterbury and Westland :

(d.) Otago—comprising the Provincial District of Otago, excepting Southland :

(e.) Southland—comprising the County of Southland. 5

(7.) The Council may at its discretion and from time to time alter, enlarge, or subdivide such districts or create new ones whenever the development of the Institute renders such a course necessary or desirable.

(8.) Every member registered under this Act shall be a member of the district nearest to his place of business, and shall hold the same rank in such district class as he occupies in the Institute. 10

Council of the
Institute.

13. (1.) The Institute shall be governed by a Council consisting (until and unless the regulations of the Institute otherwise provide) of the following persons, that is to say :— 15

(a.) All past presidents of the Institute, including those of the registered Institute ;

(b.) The presidents (for the time being) of the several provincial district branches who shall be, *ex officio*, the vice-presidents of the Institute ; and 20

(c.) Twelve persons to be elected annually by the members from among their number in the following proportions : three to represent the Auckland District, three to represent the Wellington District, three to represent the Canterbury District, two to represent the Otago District, and one to represent the Southland District : 25

Provided that the Council may, at its discretion, vary the number of representatives provided for under paragraph (c) of this subsection if at any time a new district is created or any existing district is subdivided, altered, or enlarged, as provided in subsection *seven* of section *twelve* of this Act. 30

(2.) The members of the Council so representing any district shall be elected from time to time by the members of the Institute registered as resident in that district.

Acts of Council not
invalidated because
of informality.

14. The constitution or acts of the Council shall not be invalidated or questioned on the ground that the number of the members of the Council is incomplete, or because of any error or irregularity in the election of any member thereof. 35

Election of Council.

15. (1.) It shall be the duty of the Board to hold and conduct the first election of the Council so soon as practicable after the month of October, nineteen hundred and *thirteen*. Subsequent elections of the Council shall be held annually in the month of November in each year. 40

(2.) For this purpose the Board or the Council, as the case may be, shall appoint a day for receiving nominations of candidates and a subsequent day for the holding of the said election. The day appointed for holding the election shall be not less than *twenty* days after the day for receiving nominations. The Board or the Council, as the case may be, not less than *ten* days before the day appointed for receiving such nominations, shall, after the said month, post to every member of the Institute at his registered postal address a list of all members of the Institute and of their registered postal 45 50

addresses, together with a notice of the day appointed for receiving nominations for the said election.

(3.) Every such nomination shall be made in writing, and shall be signed by the person nominated and by two other members of the Institute registered as resident in the provincial district to be represented by the member or members so nominated, and delivered to the Board or the Council on or before the day so appointed.

(4.) After the day so appointed for the receipt of nominations, and not less than ten days before the day appointed for the election, the Board or the Council shall post to each member of the Institute at his registered postal address a list of all persons so nominated to represent the provincial district in which that member resides (stating the number of persons to be elected for that district), together with a voting-paper and a notice stating the day appointed for the said election, and every voting-paper must be returned to and received by the Board or the Council on or before the first-mentioned day.

(5.) Every member of the Institute shall be entitled to vote for the number of members to be elected to represent the provincial district in which he resides, or for any less number.

(6.) So soon as may be after the day so appointed for the return of the voting-papers the Board shall hold a meeting, and shall there examine and count the voting-papers duly returned, and shall by resolution declare the result of the election.

(7.) The resolution so passed by the Board shall be conclusive proof that the election has been in all respects validly conducted, and that the persons so declared to be elected are the members of the Council.

(8.) On the passing of the said resolution the Council shall be deemed to be established and constituted as from the date of the resolution.

(9.) If in respect of any provincial district the number of persons nominated for election does not exceed the number to be elected, it shall not be necessary to send or return any voting-papers in respect of that district; and the Board shall, at the meeting hereinbefore in this section referred to, declare by resolution, in the manner and with the effect aforesaid, that the persons so nominated for that district have been duly elected.

(10.) In any case in which two or more candidates receive the same number of votes, the Board or the Council shall determine by lot, in such manner as it thinks fit, which of those candidates is to be elected.

16. The first meeting of the Council shall be held at such time and place as are appointed by the Board for that purpose.

First meeting of Council.

17. The first general meeting of the members of the Institute shall be held in Wellington, at such time and place as may be appointed by the Council, not being later than three months from the date of the first meeting of the Council.

First meeting of Institute.

18. (1.) At the first meeting of the Council, or so soon thereafter as may be, the Council shall elect one of its members to be the president of the Institute and two of the members of the Institute to be respectively the honorary secretary and honorary treasurer

Election and appointment of officers of Institute.

thereof, who shall be *ex officio* members of the Council in addition to the number elected under section *thirteen* of this Act.

(2.) In case the office of president, honorary secretary, or honorary treasurer becomes vacant, the Council shall appoint a member to such vacant office. The president so appointed shall be chosen from the members of the Council. 5

(3.) In the event of the Council being reduced in number by the death, resignation, or otherwise of a vice-president or of a member elected under paragraph (c) of subsection *one* of section *thirteen* hereof, in each case the Council may, upon the recommendation of the provincial district concerned, elect a Fellow of the Institute in his stead. 10

(4.) All appointments and elections made under the *two* last preceding subsections shall remain in force only until the next period of election for the Council. 15

(5.) The Council may also appoint a secretary to the Institute who shall not be a member of the Council. The Council may pay to the secretary out of the funds of the Institute such salary as it thinks fit.

Quorum at meetings of Council and Institute.

19. (1.) At every meeting of the Council, until and unless the regulations of the Council otherwise provide, *four* shall form a quorum, and no business shall be transacted at any meeting unless a quorum is present. 20

(2.) At every general meeting of the members of the Institute, until and unless the regulations of the Institute otherwise provide, *seven* shall form a quorum, and no business shall be transacted at any meeting unless a quorum is present. 25

(3.) If within half an hour from the time appointed for any meeting a quorum is not present, the meeting shall stand adjourned to the same day in the next week, at the same time and place, and if at such adjourned meeting a quorum is not present those members who are present shall be a quorum, and may transact the business for which the meeting was called. 30

Officers to remain in office until election or appointment of successors.

20. The Council, president, and vice-presidents, honorary secretary, and honorary treasurer, elected or appointed under the provisions hereinbefore contained, shall hold office until the election or appointment of their successors in accordance with this Act and the regulations of the Institute. 35

Regulations of Institute.

21. (1.) At any general meeting of the members of the Institute it shall be lawful for the members present thereat from time to time to make regulations, consistent with this Act, relating to any of the matters following:— 40

- (a.) The constitution of the Institute;
- (b.) The admission of members of the Institute and the modes in which persons cease to be members thereof; 45
- (c.) The constitution, election, and tenure of office of the Council;
- (d.) The election, appointment, resignation, or removal of the president, vice-presidents, and other officers and servants of the Institute; 50
- (e.) The qualifications and disqualifications of members of the Institute or of the Council thereof, or of any officers or servants thereof:

- (f.) The holding of meetings of the Council or of the members of the Institute :
- (g.) The use and custody of the common seal of the Institute :
- (h.) The fees payable to the Institute by members thereof :
- 5 (i.) The powers, duties, and functions of the Council, and of the president, vice-presidents, officers, and servants of the Institute :
- (j.) The tuition and examination of candidates for admission as members of the Institute, and the fees payable for any such examination; the establishment of scholarships, prizes, *et cetera*, and the granting of diplomas or certificates :
- 10 (k.) The classification from time to time of the members of the Institute :
- 15 (l.) The custody, investment, and expenditure of the funds and property of the Institute :
- (m.) The manner of voting at any meeting of the Council or of the members of the Institute or at any election :
- (n.) The regulation and good government of the Institute in all matters within its powers :
- 20 (o.) The establishment of branches of the Institute in the several districts, establishing branch Councils, defining the powers and duties of branch Councils, and the framing of rules and regulations governing their proceedings.
- 25 (2.) No such regulations shall come into force until they have been approved by the Governor in Council.

22. In any legal proceedings the production of any document, purporting to be a copy of any regulations made by the Institute, sealed with the seal of the Institute shall, until the contrary is proved, be sufficient proof that those regulations have been duly made and are in full force and effect.

Copy under seal to be proof of regulations.

23. Subject to this Act and to any regulations made thereunder, the Council shall have the sole and entire management of the Institute and of the income and property thereof, and may exercise on behalf of the Institute all the powers and functions thereof not required by this Act or any regulation to be exercised by resolution of a general meeting.

Powers of Council.

24. (1.) After the establishment of the Council no person shall be registered other than as a Fellow or Associate Member of the Institute and upon the following qualifications :—

Registration of members after establishment of Council.

- (a.) A Fellow of the Institute shall at the time of admission be either—
- (i.) An Associate of the Institute or a person who has passed an examination qualifying for admission to the class of Associates; or
- 45 (ii.) A Fellow or Associate of the Royal Institute of British Architects on becoming a resident of New Zealand :

50 Provided that the Council shall have power to elect and admit as a Fellow any architect who has been engaged as a principal for at least seven successive years

in the practice of architecture as to whom the Council may resolve that it is desirable to elect and admit him as a Fellow.

(b.) An Associate of the Institute shall, at the time of admission, pass or have passed an examination or examinations required by the Institute under the provisions of this Act and its regulations, and according to a standard fixed and regulations made from time to time by the Council. 5

(2.) It shall be lawful for the Institute to make arrangements with the University of New Zealand for the conduct by the University of all or any examinations prescribed by the regulations of the Institute. 10

(3.) The Institute may by its regulations recognize any examination prescribed by the University of New Zealand for the degree of Bachelor of Architecture, or any part of that examination, as equivalent to and as a substitute for the examination referred to in paragraphs (a) and (b) of this section, or any part of that examination. 15

Committee of Education.

25. (1.) The Council shall annually appoint a Committee of Architectural Education to deal with the education of students in architecture, and to conduct by examiners approved by the Council such examinations as may be required by the Institute's regulations. 20

(2.) The committee shall not exceed seven in number (inclusive of the president, who shall be an ex-officio member), and shall consist of such members of the Institute and such other persons as the Council may appoint. The Council may, on the advice of the committee, invite other representative persons to act as advisory members of such committee. 25

(3.) The committee shall have power to elect its own officers from its members and to draw up regulations for its procedure, subject to the approval of the Council. The committee may conduct its own correspondence, but shall take no public action nor incur any pecuniary responsibility. 30

(4.) The committee shall submit any scheme it may devise for education and examination to the Council for its consideration; and if and when such scheme is approved by the Council, the committee shall have the supervision thereof, and shall annually report to the Council thereon, and may submit any suggestion for variations thereof to the Council for its consideration. 35

Register of students.

26. Every student who has passed the examination for that grade instituted or to be instituted by the Institute, and has satisfied such other requirements as the Council may from time to time prescribe as applying to students, shall be entitled to be registered as student of the Institute, subject to such conditions and to such restrictions as to continuance as the Council may determine, and a register shall be kept setting forth the students' names in the chronological order in which they have passed. 40 45

Execution of documents under seal.

27. Until and unless the regulations of the Institute otherwise provide, the common seal of the Institute shall be in the custody of the Council, and shall not be affixed to any document except at a meeting of the Council, or by the authority thereof, and the execution of any document to which the said seal is so affixed shall be attested by two members of the Council. 50

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28. (1.) Every contract made by the Institute which if made by a private person would require to be by deed shall be made under the common seal of the Institute.

Mode of entering into contracts by the Institute.

(2.) Every contract made by the Institute which if made between private persons would require to be made in writing may be made in writing signed by any person thereunto duly authorized on behalf of the Institute.

(3.) Every contract made by the Institute which if made between private persons may be made without writing, may be made in like manner by any person thereunto duly authorized on behalf of the Institute.

29. Every application for registration, notice, document, or other thing required by this Act to be made, given, or sent or delivered to the Board shall be sent or delivered to the office of the Registrar-General at Wellington, and shall then be deemed to have been received by the Board.

Notices for Board to be sent to Registrar-General.

30. It shall be lawful for the Institute to acquire and hold as much freehold or leasehold land as is reasonably required for offices or chambers for the use of the Institute in any place in New Zealand.

Institute may hold land.

31. The Institute may borrow money to be expended in the purchase of such land as is mentioned in the *last preceding* section or in erecting offices or buildings for the use of the Institute.

Borrowing-powers of Institute.

32. The Institute may sell, lease, exchange, or mortgage any real or personal property vested in it.

Powers of Institute with respect to property. Fees.

33. (1.) Every member of the Institute shall pay to the Institute such annual or other fees as the regulations prescribe.

(2.) The fees so made payable may be different in the case of different classes of members, as the regulations prescribe.

(3.) The Council may remove from the register the name of any member who is in arrear for six months in the payment of any fees payable by him, and, on notice of such removal under the hand of the secretary being delivered to that member or posted to his registered postal address, he shall cease to be a member of the Institute.

(4.) Any member whose name is so removed from the register may at any time within twelve months after the date when notice thereof is so delivered or posted to him pay to the Council all fees which are in arrear, or which would be in arrear if he had continued to be a member of the Institute, and shall thereupon be entitled to have his name restored to the register. On such restoration he shall be deemed to have been re-admitted as a member of the Institute.

34. (1.) A member of the Institute may at any time resign his membership by writing under his hand delivered to the secretary.

Resignation and expulsion of members.

(2.) A member may have his certificate of membership suspended for such a time and such a manner as prescribed by the regulations of the Institute which are for the time being in force.

(3.) A member may be expelled from the Institute in the cases and in the manner prescribed by the regulations of the Institute which are for the time being in force.

35. (1.) Every person commits an offence and is liable to a fine not exceeding *fifty* pounds who, not being a member of the Institute, uses, or causes to be used, in connection with his business, trade,

Offences by persons not members of the Institute.

calling, or profession any written words, titles, initials, or abbreviation of words, titles, or initials, intended or likely to cause any person to believe that he is a member of the Institute.

(2.) Every person commits an offence and is liable to a fine not exceeding *fifty* pounds who, not being a member of the Institute, describes himself in writing as a public practising architect or a registered architect. 5

(3.) Every person who uses in connection with his name or with the name under which he carries on business the initials F.N.Z.I.A. or A.N.Z.I.A., or any abbreviation of such initials, or the term "Architect" or any abbreviation or variation thereof, or any combination of such words, titles, initials or abbreviations, shall be deemed to have described himself in writing as a registered architect within the meaning of the *last preceding* subsection, unless it is proved that the said words, titles, initials, or abbreviations were used under such circumstances that they were not capable of being (or were not likely to be) understood by any person as a reference to the practice of architecture. 10 15

(4.) No certificate required by any Act now in force, or that may hereafter be passed, or that is required by custom from an architect shall be valid unless the person signing the same is registered as an architect under the provisions of this Act. 20

(5.) Every person who wilfully makes, or causes to be made, any false entry in or falsification of the register, or procures or attempts to procure himself or any other person to be registered under this Act by making, or producing, or causing to be made or produced, any false or fraudulent representations or declarations either verbally or in writing, and every person who aids or assists therein is liable to a fine not exceeding *fifty* pounds for each offence. 25

(6.) In every prosecution for an offence against subsection *one, two, three, or four* of this section, the burden of proving that the defendant was at the time when the offence was committed a member of the Institute shall lie upon the defendant. 30

Employment of
registered architect
by public bodies.

36. (1.) From and after two years after the commencement of this Act, every local authority, committee, or trust elected, delegated, or appointed by the public, and acting in an administrative, executive, or fiduciary position, who erects or alters any building at a cost exceeding one thousand pounds out of funds borrowed or held by them as a public body, or provided by grants, rates, assessments, or public or private subscriptions, shall employ and appoint as architect a person registered as such under this Act, to design, under their instructions, the said building and to supervise the erection thereof: 35 40

Provided that such employer shall have power, for sufficient cause, to dismiss the said architect and from time to time to appoint another registered architect in his stead. 45

(2.) In the case of bridges, tramways, stations, or other similar buildings which are primarily of an engineering character, a registered architect or architects shall be employed to collaborate with the engineer in the design of such buildings. 50

Registered office of
Institute.

37. (1.) The Institute shall at all times have a registered office, and notice of the situation thereof and of any change in the situation

thereof shall be given by the Council to the Registrar-General at Wellington, and shall be registered by him.

(2.) If any default is made by the Institute or Council in the observance of the requirements of this section, each member of the Council shall be liable to a fine not exceeding *one* shilling for every day during which the default continues.

(3.) All writs, notices, or other documents required or authorized to be served on or delivered or sent to the Institute or Council shall be deemed to be duly served, delivered, or sent, if left at the registered office of the Institute.

38. (1.) Within one month after the establishment of the Council, and in the month of January in every year thereafter, the Council shall send to the Registrar-General, under the hand of the president, vice-presidents, or secretary, a complete list of the names and addresses of all members of the Institute.

Returns to be made to Registrar-General.

(2.) The said list shall at all reasonable times remain open to public inspection in the office of the Registrar-General without fee, and shall be gazetted.

(3.) As often as any new member is admitted, and as often as any member ceases by reason of his resignation, removal, or expulsion to be a member, the Council shall within seven days thereafter send a notice of the fact to the Registrar-General under the hand of the president, vice-presidents, or secretary, and the Registrar-General shall thereupon make an entry accordingly in the aforesaid list of members, which said entry shall be gazetted.

39. All information of offences against this Act shall be laid by the secretary, or other officer appointed by the Council for the purpose, and such offences may be dealt with summarily in accordance with the Justices of the Peace Act, 1908. All fines recovered under this Act shall be paid to the Council.

Offences to be dealt with summarily.