

South Australia

# Architectural Practice (Continuing Professional Development) Amendment Act 2019

An Act to amend the *Architectural Practice Act 2009*.

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**The Parliament of South Australia enacts as follows:**

## Part 1—Preliminary

### 1—Short title

This Act may be cited as the *Architectural Practice (Continuing Professional Development) Amendment Act 2019*.

### 2—Commencement

This Act comes into operation on a day to be fixed by proclamation.

### 3—Amendment provisions

In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

## **Part 2—Amendment of *Architectural Practice Act 2009***

### **4—Amendment of section 3—Interpretation**

Section 3(1)—after the definition of *nominated contact address* insert:

*professional development rules*—see section 13(1)(f);

### **5—Amendment of section 13—Functions of Board**

- (1) Section 13(1)(f)—delete paragraph (f) and substitute:
  - (f) to make rules prescribing requirements for continuing professional development for registered architects (the *professional development rules*);
- (2) Section 13(3)(b)—delete paragraph (b) and substitute:
  - (b) professional development rules are made by the Board,
- (3) Section 13(3)(c)—delete "guidelines" and substitute:

rules
- (4) Section 13(3)(d)—delete "guidelines" and substitute:

rules
- (5) Section 13(3)(e)—delete "guidelines" and substitute:

rules
- (6) Section 13(3)—delete "or professional standard" second occurring and substitute:

, professional standard or rule

### **6—Amendment of section 15—Delegations**

Section 15(1)—after paragraph (b) insert:

and

- (c) the power to make professional development rules.

### **7—Insertion of section 31A**

After section 31 insert:

#### **31A—Requirement for further education and training**

- (1) Subject to subsection (2), a registered architect must, in each year of registration, undertake or obtain further education, training and experience required or determined under the professional development rules.
- (2) The Board may exempt a registered architect, or registered architects of a particular class, from the requirement to comply with the professional development rules or particular professional development rules specified by the Board.
- (3) An exemption may be subject to such terms or conditions as the Board thinks fit.

- (4) If a registered architect fails to—
- (a) undertake or obtain further education, training and experience as required or determined under the professional development rules; or
  - (b) in the case of a registered architect who has been exempted from the requirement to comply with the professional development rules or a particular professional development rule—comply with a term or condition of the exemption,
- the registered architect ceases to be entitled to be registered on the register.

### **8—Amendment of section 32—Fees and returns**

Section 32(2)(b)—delete paragraph (b) and substitute:

- (b) furnish the Board with a return in a form approved by the Board containing—
  - (i) information that, under the professional development rules, the registered architect is required to provide to the Board as to compliance with the professional development rules (or with the terms or conditions of an exemption from the rules); and
  - (ii) other information required by the Board.