

No. 20

] FRIDAY, NOVEMBER 7 [

2003

The following Act was passed by Parliament on 2nd September 2003 and assented to by the President on 15th September 2003:—

### **Building Control (Amendment) Act 2003**

**(No. 18 of 2003.)**

An Act to amend the Building Control Act (Chapter 29 of the 1999 Revised Edition) and to make related amendments to the Architects Act (Chapter 12 of the 2000 Revised Edition) and the Professional Engineers Act (Chapter 253 of the 1992 Revised Edition).

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

#### **THE SCHEDULE**

Section 15

#### **RELATED AMENDMENTS**

<i>First column</i>	<i>Second column</i>
(2) Professional Engineers Act (Chapter 253, 1992 Ed.)	
(a) Section 2	Delete the definition of “building” and substitute the following definitions:  ““builder”, “building” and “building works” have the same meanings as in the Building Control Act (Cap. 29);”
(b) Section 10	subsection:  “(5A) Notwithstanding subsection (5), a builder may supply or offer to supply professional engineering services in Singapore in connection with any building works which he undertakes to carry out if the

	<p>professional engineering services are provided by a person referred to in subsection (5) ( <i>a</i>), ( <i>b</i>) or ( <i>c</i>).”.</p>
( <i>c</i> ) Section 18 (4)	<p>(i) Delete the word “or” at the end of paragraph ( <i>d</i>).</p>
	<p>(ii) Delete the full-stop at the end of paragraph ( <i>e</i>) and substitute the word “; or”, and insert immediately thereafter the following paragraph:</p> <p>“(f) the Board is not satisfied that the applicant has complied with the prescribed requirements relating to continuing professional education. ”.</p>
( <i>d</i> ) Section 20	<p>(i) Insert, immediately before the word “corporation” in the 2nd line of subsection (1), the word “limited”.</p>
	<p>(ii) Delete paragraph ( <i>c</i>) of subsection (1) and substitute the following paragraph:</p> <p>“(c) the articles of association of the corporation provide that a prescribed number or proportion of allied professionals; ”.</p>
	<p>(iii) Delete sub-paragraphs ( <i>i</i>) and (ii) of subsection (1) ( <i>e</i>) and substitute the following sub-paragraphs:</p> <p>“(i) is a registered professional engineer who has in force a practising certificate; and</p> <p>(ii) is authorised under a resolution of the board of directors of the corporation to make all final engineering decisions on behalf of the corporation</p> <p>engineering services by the corporation; and ”.</p>
	<p>(iv) Delete sub-paragraphs ( <i>i</i>), (ii) and (iii) of subsection (2) ( <i>c</i>) and substitute the following sub-paragraphs:</p> <p>“(i) is a registered professional engineer who has in force a practising certificate;</p>

	<p>share, of the corporation; and</p> <p>(iii) is authorised under a resolution of the board of directors of the corporation to make all final engineering decisions on behalf of the corporation</p> <p>engineering services by the corporation. ”.</p>
	<p>(v) Delete the words “ordinarily resident in Singapore” in subsection (3) (b) (i).</p>
	<p>(vi) Insert, immediately after subsection (8), the following subsection:</p> <p>“(9) In subsection (1), “prescribed number or proportion of directors” means —</p> <p>(a) a majority of the directors, where no number or proportion is specified under paragraph ( b); or</p> <p>(b) where a number or proportion is specified by the Minister for the purposes of subsection (1) by notification in the <i>Gazette</i>, such number or proportion of directors as may for the time being be so specified.”.</p>
<p>(e) Section 21</p>	<p>Delete subsection (1) and substitute the following subsection:</p> <p>“(1) It shall be a condition of every licence granted or partnership shall supply professional engineering services in Singapore through a professional engineer —</p> <p>(a) who shall be responsible for the professional engineering works;</p> <p>(b) who has in force a practising certificate</p>

	<p>authorising him to engage in professional engineering work to which those services relate; and</p> <p>(c) who is —</p> <p>(i) corporation, a director or an employee of the corporation;</p> <p>corporation who is a registered owner of at least one share of the corporation;</p> <p>(iii) in the case of an unlimited corporation which employee of the corporation who is a member of the corporation; or</p> <p>(iv) in the case of a partnership, a partner thereof. ”.</p>
(f) Section 22 (1)	(i) Delete the word “or” at the end of paragraph ( a).
	<p>(ii) Delete the comma at the end of paragraph ( b) and substitute the word “; or”, and insert immediately thereafter the following paragraph:</p> <p>“(c) any revocation of any resolution passed by the board of directors under section 20 (1) ( e) (ii) or (2) (c) (iii),”.</p>
(g) Section 26	Delete the words “and competence”.