



# **LAWS OF MALAYSIA** **ACT 487**

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**QUANTITY SURVEYORS**  
**ACT 1967**  
*(INCORPORATING AMENDMENTS*  
*UP TO 2015)*

**LEMBAGA JURUUKUR BAHAN MALAYSIA**  
**(BOARD OF QUANTITY SURVEYORS MALAYSIA)**  
**<https://www.bqsm.gov.my>**



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# **SUMMARY OF THE LATEST AMENDMENTS TO THE QUANTITY SURVEYORS ACT 1967**



**RINGKASAN**  
**PENGUATKUASAAN AKTA JURUUKUR BAHAN (PINDAAN) 2015**

**A. LATARBELAKANG**

Rang Undang-Undang pindaan Akta Juruukur Bahan telah diluluskan oleh Dewan Negara pada 17.12 2014 dan seterusnya telah digazetkan dalam Warta Kerajaan pada 24.2.2015 setelah mendapat perkenan daripada Yang Dipertuan Agong pada 12.2.2015.

Rang Undang-Undang ini telah dikuatkuasakan pada 30.1.2016.

**B. PINDAAN UTAMA BERKAITAN PENDAFTARAN DENGAN LEMBAGA JURUUKUR BAHAN MALAYSIA**

NO	SEKSYEN / SUB-SEKSYEN	PINDAAN DAN KETERANGAN
1	10(3)	<u>Pemansuhan Klausu Kewarganegaraan serta kategori Pendaftaran <i>Temporary Quantity Surveyor</i></u> <ul style="list-style-type: none"><li>Selaras dengan dasar Kerajaan Malaysia mengenai liberalisasi, klausu berkaitan keperluan kewarganegaraan untuk berdaftar dengan LJBM telah dimansuhkan.</li></ul>
	10A	Lanjutan daripada pemansuhan klausu kewarganegaraan seperti di atas, kategori pendaftaran <i>Temporary Quantity Surveyor</i> yang sebelum ini diperuntukkan kepada Juruukur Bahan asing melalui seksyen 10A turut dimansuhkan

NO	SEKSYEN / SUB-SEKSYEN	PINDAAN DAN KETERANGAN												
2	10A	<p><u>Kategori Pendaftaran Baru : Quantity Surveying Technologist</u></p> <ol style="list-style-type: none"> <li>1. Menggantikan seksyen 10A (Akta ibu) untuk <i>Temporary Quantity Surveyor</i> yang telah dimansuhkan.</li> <li>2. Diwujudkan untuk graduan yang bukan daripada kelulusan Ukur Bahan atau yang tidak diiktiraf oleh LJBM, tetapi mempunyai elemen yang cukup untuk membantu kerja-kerja ukur bahan.</li> <li>3. Senarai program akan ditetapkan oleh LJBM bagi membolehkan graduan berdaftar di bawah kategori ini dan akan dikemaskini dari masa kesemasa.</li> </ol> <p>Berikut merupakan laluan dan keperluan yang ditetapkan bagi pendaftaran kategori ini :</p> <table border="1" data-bbox="426 767 978 1254"> <thead> <tr> <th data-bbox="426 767 474 826">NO</th> <th data-bbox="474 767 661 826">KELAYAKAN</th> <th data-bbox="661 767 978 826">KEPERLUAN PENDAFTARAN</th> </tr> </thead> <tbody> <tr> <td data-bbox="426 826 474 919">1</td> <td data-bbox="474 826 661 919">Ijazah Ukur Bahan yang tidak diiktiraf</td> <td data-bbox="661 826 978 919">TIADA</td> </tr> <tr> <td data-bbox="426 919 474 986">2</td> <td data-bbox="474 919 661 986">Ijazah berkaitan Ukur Bahan</td> <td data-bbox="661 919 978 986">TIADA</td> </tr> <tr> <td data-bbox="426 986 474 1254">3</td> <td data-bbox="474 986 661 1254">Diploma Ukur Bahan yang diiktiraf</td> <td data-bbox="661 986 978 1254"> <ul style="list-style-type: none"> <li>• Ahli Probationer RISM</li> <li>• Bekerja di firma berkaitan industri pembinaan</li> <li>• Telah lulus sekurang-kurangnya 3 kertas dalam <i>Direct Final Exam</i> meliputi :               <ol style="list-style-type: none"> <li>i) <i>Profesional Practice</i></li> <li>ii) <i>Measurement</i></li> </ol> </li> </ul> </td> </tr> </tbody> </table>	NO	KELAYAKAN	KEPERLUAN PENDAFTARAN	1	Ijazah Ukur Bahan yang tidak diiktiraf	TIADA	2	Ijazah berkaitan Ukur Bahan	TIADA	3	Diploma Ukur Bahan yang diiktiraf	<ul style="list-style-type: none"> <li>• Ahli Probationer RISM</li> <li>• Bekerja di firma berkaitan industri pembinaan</li> <li>• Telah lulus sekurang-kurangnya 3 kertas dalam <i>Direct Final Exam</i> meliputi :               <ol style="list-style-type: none"> <li>i) <i>Profesional Practice</i></li> <li>ii) <i>Measurement</i></li> </ol> </li> </ul>
NO	KELAYAKAN	KEPERLUAN PENDAFTARAN												
1	Ijazah Ukur Bahan yang tidak diiktiraf	TIADA												
2	Ijazah berkaitan Ukur Bahan	TIADA												
3	Diploma Ukur Bahan yang diiktiraf	<ul style="list-style-type: none"> <li>• Ahli Probationer RISM</li> <li>• Bekerja di firma berkaitan industri pembinaan</li> <li>• Telah lulus sekurang-kurangnya 3 kertas dalam <i>Direct Final Exam</i> meliputi :               <ol style="list-style-type: none"> <li>i) <i>Profesional Practice</i></li> <li>ii) <i>Measurement</i></li> </ol> </li> </ul>												



NO	SEKSYEN / SUB-SEKSYEN	PINDAAN DAN KETERANGAN													
3	7Aa(1), 10(1)(a), 10(2), 10(3) & 10A	<p data-bbox="423 236 984 352"><u>Pindaan Terhadap Kategori Pendaftaran LJBM</u> Bagi mengemaskini kategori-kategori pendaftaran dengan LJBM, pindaan telah dilakukan seperti berikut:</p> <table border="1" data-bbox="423 384 975 874"> <thead> <tr> <th data-bbox="423 384 684 421">AKTA IBU</th> <th data-bbox="684 384 975 421">PINDAAN 2015</th> </tr> </thead> <tbody> <tr> <td data-bbox="423 421 684 491">[TIADA]</td> <td data-bbox="684 421 975 491"><i>Quantity Surveying Technologist (QST)</i></td> </tr> <tr> <td data-bbox="423 491 684 561"><i>Registered Graduate Quantity Surveyor</i></td> <td data-bbox="684 491 975 561"><i>Provisional Quantity Surveyor (ProvQS)</i></td> </tr> <tr> <td data-bbox="423 561 684 703" rowspan="2"><i>Registered Quantity Surveyor</i></td> <td data-bbox="684 561 975 632"><i>Professional Quantity Surveyor (PQS)</i></td> </tr> <tr> <td data-bbox="684 632 975 703"><i>Consultant Quantity Surveyor (CQS)</i></td> </tr> <tr> <td data-bbox="423 703 684 802"><i>Consulting Quantity Surveyor</i></td> <td data-bbox="684 703 975 802"><i>Consulting Quantity Surveyor Practice (CQSP)</i></td> </tr> <tr> <td data-bbox="423 802 684 874"><i>Temporary Quantity Surveyor</i></td> <td data-bbox="684 802 975 874">[DIMANSUHKAN]</td> </tr> </tbody> </table>	AKTA IBU	PINDAAN 2015	[TIADA]	<i>Quantity Surveying Technologist (QST)</i>	<i>Registered Graduate Quantity Surveyor</i>	<i>Provisional Quantity Surveyor (ProvQS)</i>	<i>Registered Quantity Surveyor</i>	<i>Professional Quantity Surveyor (PQS)</i>	<i>Consultant Quantity Surveyor (CQS)</i>	<i>Consulting Quantity Surveyor</i>	<i>Consulting Quantity Surveyor Practice (CQSP)</i>	<i>Temporary Quantity Surveyor</i>	[DIMANSUHKAN]
AKTA IBU	PINDAAN 2015														
[TIADA]	<i>Quantity Surveying Technologist (QST)</i>														
<i>Registered Graduate Quantity Surveyor</i>	<i>Provisional Quantity Surveyor (ProvQS)</i>														
<i>Registered Quantity Surveyor</i>	<i>Professional Quantity Surveyor (PQS)</i>														
	<i>Consultant Quantity Surveyor (CQS)</i>														
<i>Consulting Quantity Surveyor</i>	<i>Consulting Quantity Surveyor Practice (CQSP)</i>														
<i>Temporary Quantity Surveyor</i>	[DIMANSUHKAN]														

NO	SEKSYEN / SUB-SEKSYEN	PINDAAN DAN KETERANGAN															
4	7	<p><u>Sistem Pendaftaran 2-tier</u>  Sistem pendaftaran 2-tier diperkenalkan bagi memperkemas kini pendaftaran LJBM seperti berikut:</p> <table border="1" data-bbox="430 355 975 1278"> <thead> <tr> <th colspan="3" data-bbox="430 355 975 395">a) GRADUATE</th> </tr> <tr> <th data-bbox="430 395 474 427">NO</th> <th data-bbox="474 395 650 427">KATEGORI</th> <th data-bbox="650 395 975 427">KELAYAKAN</th> </tr> </thead> <tbody> <tr> <td data-bbox="430 427 474 616">1</td> <td data-bbox="474 427 650 616"><i>Provisional Quantity Surveyor</i></td> <td data-bbox="650 427 975 616"> <ul style="list-style-type: none"> <li>• Ijazah Ukur Bahan yang diiktiraf; atau</li> <li>• Ijazah Sarjana yang diiktiraf, dengan kelulusan dalam ijazah berkaitan ukur bahan</li> </ul> </td> </tr> <tr> <td data-bbox="430 616 474 1007">2</td> <td data-bbox="474 616 650 1007"><i>1<sup>st</sup> Tier : Professional Quantity Surveyor</i></td> <td data-bbox="650 616 975 1007"> <ul style="list-style-type: none"> <li>• Sekurang-kurangnya 2 tahun pengalaman kerja tempatan<sup>1</sup> di bawah penyeliaan PQS /CQS atau sekurang-kurangnya 3 tahun pengalaman jika di bawah penyeliaan “external supervisor<sup>2</sup>”</li> <li>• Lulus : <ul style="list-style-type: none"> <li>i) <i>Part I (Work Diary dan Log Book)</i></li> <li>ii) <i>Part II (Laporan Analisa Kritikal dan Temuduga)</i></li> </ul> </li> </ul> </td> </tr> <tr> <td data-bbox="430 1007 474 1278">3</td> <td data-bbox="474 1007 650 1278"><i>2<sup>nd</sup> Tier : Consultant Quantity Surveyor</i></td> <td data-bbox="650 1007 975 1278"> <ul style="list-style-type: none"> <li>• Sekurang-kurangnya 1 tahun pengalaman kerja tempatan yang diiktiraf oleh Lembaga</li> <li>• Lulus penilaian / peperiksaan : <ul style="list-style-type: none"> <li>i) <i>Professional Practice 1</i></li> <li>ii) <i>Professional Practice 2</i></li> <li>iii) Sesi Temuduga</li> </ul> </li> </ul> </td> </tr> </tbody> </table>	a) GRADUATE			NO	KATEGORI	KELAYAKAN	1	<i>Provisional Quantity Surveyor</i>	<ul style="list-style-type: none"> <li>• Ijazah Ukur Bahan yang diiktiraf; atau</li> <li>• Ijazah Sarjana yang diiktiraf, dengan kelulusan dalam ijazah berkaitan ukur bahan</li> </ul>	2	<i>1<sup>st</sup> Tier : Professional Quantity Surveyor</i>	<ul style="list-style-type: none"> <li>• Sekurang-kurangnya 2 tahun pengalaman kerja tempatan<sup>1</sup> di bawah penyeliaan PQS /CQS atau sekurang-kurangnya 3 tahun pengalaman jika di bawah penyeliaan “external supervisor<sup>2</sup>”</li> <li>• Lulus : <ul style="list-style-type: none"> <li>i) <i>Part I (Work Diary dan Log Book)</i></li> <li>ii) <i>Part II (Laporan Analisa Kritikal dan Temuduga)</i></li> </ul> </li> </ul>	3	<i>2<sup>nd</sup> Tier : Consultant Quantity Surveyor</i>	<ul style="list-style-type: none"> <li>• Sekurang-kurangnya 1 tahun pengalaman kerja tempatan yang diiktiraf oleh Lembaga</li> <li>• Lulus penilaian / peperiksaan : <ul style="list-style-type: none"> <li>i) <i>Professional Practice 1</i></li> <li>ii) <i>Professional Practice 2</i></li> <li>iii) Sesi Temuduga</li> </ul> </li> </ul>
a) GRADUATE																	
NO	KATEGORI	KELAYAKAN															
1	<i>Provisional Quantity Surveyor</i>	<ul style="list-style-type: none"> <li>• Ijazah Ukur Bahan yang diiktiraf; atau</li> <li>• Ijazah Sarjana yang diiktiraf, dengan kelulusan dalam ijazah berkaitan ukur bahan</li> </ul>															
2	<i>1<sup>st</sup> Tier : Professional Quantity Surveyor</i>	<ul style="list-style-type: none"> <li>• Sekurang-kurangnya 2 tahun pengalaman kerja tempatan<sup>1</sup> di bawah penyeliaan PQS /CQS atau sekurang-kurangnya 3 tahun pengalaman jika di bawah penyeliaan “external supervisor<sup>2</sup>”</li> <li>• Lulus : <ul style="list-style-type: none"> <li>i) <i>Part I (Work Diary dan Log Book)</i></li> <li>ii) <i>Part II (Laporan Analisa Kritikal dan Temuduga)</i></li> </ul> </li> </ul>															
3	<i>2<sup>nd</sup> Tier : Consultant Quantity Surveyor</i>	<ul style="list-style-type: none"> <li>• Sekurang-kurangnya 1 tahun pengalaman kerja tempatan yang diiktiraf oleh Lembaga</li> <li>• Lulus penilaian / peperiksaan : <ul style="list-style-type: none"> <li>i) <i>Professional Practice 1</i></li> <li>ii) <i>Professional Practice 2</i></li> <li>iii) Sesi Temuduga</li> </ul> </li> </ul>															

<sup>1</sup> Kerja Tempatan bermaksud bekerja di Malaysia

<sup>2</sup> External Supervisor bermaksud seorang PQS/CQS yang terlibat di bawah projek yang sama

NO	SEKSYEN / SUB-SEKSYEN	PINDAAN DAN KETERANGAN	
<b>b) EXPERIENCE</b>			
		NO	KATEGORI
		1	<p><i>Provisional Quantity Surveyor</i></p> <ul style="list-style-type: none"> <li>• Ijazah Ukur Bahan yang diiktiraf dengan sekurang-kurangnya 5 tahun pengalaman kerja dalam bidang berkaitan; atau</li> <li>• Ijazah Ukur Bahan yang tidak diiktiraf atau keahlian dalam institusi ukur bahan yang diluluskan oleh LJBM dengan sekurang-kurangnya 10 tahun pengalaman kerja dalam bidang berkaitan</li> </ul>
		2	<p><i>1<sup>st</sup> Tier : Professional Quantity Surveyor</i></p> <ul style="list-style-type: none"> <li>• Sekurang-kurangnya 1 tahun pengalaman kerja tempatan di bawah penyeliaan PQS /CQS atau sekurang-kurangnya 2 tahun jika di bawah penyeliaan <i>external supervisor</i></li> <li>• Lulus <i>Part II</i> (Laporan Analisa Kritikal dan Temuduga)</li> </ul>
		3	<p><i>2<sup>nd</sup> Tier : Consultant Quantity Surveyor</i></p> <ul style="list-style-type: none"> <li>• Sekurang-kurangnya 1 tahun pengalaman kerja tempatan yang diiktiraf oleh LJBM</li> <li>• Lulus penilaian / peperiksaan : <ul style="list-style-type: none"> <li>i) <i>Professional Practice I</i></li> <li>ii) <i>Professional Practice II</i></li> <li>iii) Sesi Temuduga</li> </ul> </li> </ul>

NO	SEKSYEN / SUB-SEKSYEN	PINDAAN DAN KETERANGAN		
c) <i>ACADEMIC</i>				
NO	KATEGORI	KELAYAKAN		
1	<i>Provisional Quantity Surveyor</i>	<p>Pensyarah sepenuh masa dengan Ijazah Ukur Bahan yang diiktiraf dan :</p> <ul style="list-style-type: none"> <li>i) Mempunyai sekurang-kurang Ijazah Sarjana; dan</li> <li>ii) mengajar program ukur bahan yang diluluskan oleh Lembaga atau program berkaitan dengan ukur bahan</li> </ul>		
2	<i>1<sup>st</sup> Tier Professional Quantity Surveyor</i>	<ul style="list-style-type: none"> <li>• sekurang-kurangnya 3 tahun pengalaman mengajar program ukur bahan yang diluluskan atau program berkaitan dengan ukur bahan</li> <li>• Memenuhi keperluan <i>Part II</i> (Laporan Analisa Kritikal dan Temuduga)</li> </ul>		
3	<i>2<sup>nd</sup> Tier Consultant Quantity Surveyor</i>	<ul style="list-style-type: none"> <li>• Sekurang-kurangnya 2 tahun pengalaman kerja tempatan yang diiktiraf oleh Lembaga</li> <li>• Lulus penilaian / peperiksaan : <ul style="list-style-type: none"> <li>i) <i>Professional Practice 1</i></li> <li>ii) <i>Professional Practice 2</i></li> <li>iii) Sesi Temuduga</li> </ul> </li> </ul>		

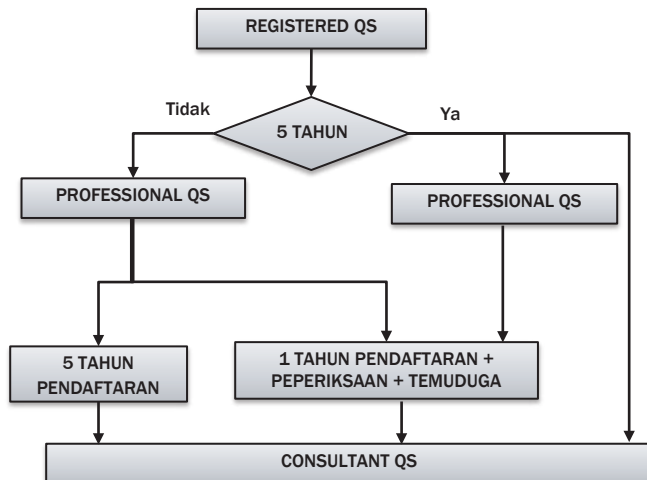
NO	SEKSYEN / SUB-SEKSYEN	PINDAAN DAN KETERANGAN
5	7 (1A), (1B) & (1C)	<p><u>Seksyen baru mengenai Pre-fix dan Post-fix</u>  Penggunaan Pre-fix dan Post-fix berikut telah diperuntukkan di dalam pindaan Akta Juruukur Bahan</p> <p>i) <i>Post-fix</i> CQS : <i>Consultant Quantity Surveyor</i>  (contoh : Roziyah binti Ismail, <i>CQS</i>)</p> <p>ii) <i>Post-fix</i> PQS : <i>Professional Quantity Surveyor</i>  (contoh : Roziyah binti Ismail, <i>PQS</i>)</p> <p>iii) <i>Pre-fix</i> Sr : hanya boleh digunakan hanya sekiranya mereka berdaftar dengan RISM  (contoh 1 : Sr Roziyah binti Ismail, <i>CQS</i>), atau  (contoh 2 : Sr Roziyah binti Ismail, <i>PQS</i>)</p>

NO	SEKSYEN / SUB-SEKSYEN	PINDAAN DAN KETERANGAN															
6	7A(3)(a), (b), (c) & 7B(2)(i)	<p data-bbox="426 236 984 296"><u>Struktur firma dan ekuiti Praktis Perunding Ukur Bahan</u></p> <p data-bbox="426 296 984 357">Struktur firma dan ekuiti yang dibenarkan telah dikemaskini seperti berikut :</p> <table border="1" data-bbox="432 384 978 1437"> <thead> <tr> <th data-bbox="432 384 482 416">NO</th> <th data-bbox="482 384 628 416">KATEGORI</th> <th data-bbox="628 384 978 416">STRUKTUR</th> </tr> </thead> <tbody> <tr> <td data-bbox="432 416 482 504">1</td> <td data-bbox="482 416 628 504">Ketuanpunaan Tunggal</td> <td data-bbox="628 416 978 504">Prinsipal hendaklah seorang <i>Consultant Quantity Surveyor (CQS)</i></td> </tr> <tr> <td data-bbox="432 504 482 568">2</td> <td data-bbox="482 504 628 568">Perkongsian</td> <td data-bbox="628 504 978 568">100% rakankongsi hendaklah terdiri daripada CQS</td> </tr> <tr> <td data-bbox="432 568 482 1031">3</td> <td data-bbox="482 568 628 1031">Pertubuhan Perbadanan</td> <td data-bbox="628 568 978 1031"> <ul style="list-style-type: none"> <li>• Sekurang-kurangnya 2/3 lembaga pengarah hendaklah terdiri daripada CQS; dan</li> <li>• Sekurang-kurangnya 70% pegangan ekuiti oleh CQS; dan</li> <li>• Modal berbayar minimum RM50,000.00; dan</li> <li>• Pengurusan harian berkaitan kerja-kerja profesional Ukur Bahan hendaklah di bawah:               <ul style="list-style-type: none"> <li>i) Pengarah berstatus CQS; dan</li> <li>ii) Berada di Malaysia secara fizikal sekurang-kurangnya 183 hari dalam tempoh satu tahun kalendar</li> </ul> </li> </ul> </td> </tr> <tr> <td data-bbox="432 1031 482 1437">4</td> <td data-bbox="482 1031 628 1437">Perunding Multi-Disiplin</td> <td data-bbox="628 1031 978 1437"> <ul style="list-style-type: none"> <li>• Lembaga Pengarah terdiri daripada CQS atau <i>Architect</i> atau <i>Professional Engineer with Practicing Certificate (PEPC)</i>; dan</li> <li>• Memiliki sekurang-kurangnya 70% jumlah ekuiti oleh CQS/Architect/PEPC dengan sekurang-kurangnya 10% pegangan ekuiti oleh CQS dan maksimum 30% ekuiti oleh professional berkaitan; dan</li> <li>• Modal berbayar minimum RM150,000.00</li> </ul> </td> </tr> </tbody> </table>	NO	KATEGORI	STRUKTUR	1	Ketuanpunaan Tunggal	Prinsipal hendaklah seorang <i>Consultant Quantity Surveyor (CQS)</i>	2	Perkongsian	100% rakankongsi hendaklah terdiri daripada CQS	3	Pertubuhan Perbadanan	<ul style="list-style-type: none"> <li>• Sekurang-kurangnya 2/3 lembaga pengarah hendaklah terdiri daripada CQS; dan</li> <li>• Sekurang-kurangnya 70% pegangan ekuiti oleh CQS; dan</li> <li>• Modal berbayar minimum RM50,000.00; dan</li> <li>• Pengurusan harian berkaitan kerja-kerja profesional Ukur Bahan hendaklah di bawah:               <ul style="list-style-type: none"> <li>i) Pengarah berstatus CQS; dan</li> <li>ii) Berada di Malaysia secara fizikal sekurang-kurangnya 183 hari dalam tempoh satu tahun kalendar</li> </ul> </li> </ul>	4	Perunding Multi-Disiplin	<ul style="list-style-type: none"> <li>• Lembaga Pengarah terdiri daripada CQS atau <i>Architect</i> atau <i>Professional Engineer with Practicing Certificate (PEPC)</i>; dan</li> <li>• Memiliki sekurang-kurangnya 70% jumlah ekuiti oleh CQS/Architect/PEPC dengan sekurang-kurangnya 10% pegangan ekuiti oleh CQS dan maksimum 30% ekuiti oleh professional berkaitan; dan</li> <li>• Modal berbayar minimum RM150,000.00</li> </ul>
NO	KATEGORI	STRUKTUR															
1	Ketuanpunaan Tunggal	Prinsipal hendaklah seorang <i>Consultant Quantity Surveyor (CQS)</i>															
2	Perkongsian	100% rakankongsi hendaklah terdiri daripada CQS															
3	Pertubuhan Perbadanan	<ul style="list-style-type: none"> <li>• Sekurang-kurangnya 2/3 lembaga pengarah hendaklah terdiri daripada CQS; dan</li> <li>• Sekurang-kurangnya 70% pegangan ekuiti oleh CQS; dan</li> <li>• Modal berbayar minimum RM50,000.00; dan</li> <li>• Pengurusan harian berkaitan kerja-kerja profesional Ukur Bahan hendaklah di bawah:               <ul style="list-style-type: none"> <li>i) Pengarah berstatus CQS; dan</li> <li>ii) Berada di Malaysia secara fizikal sekurang-kurangnya 183 hari dalam tempoh satu tahun kalendar</li> </ul> </li> </ul>															
4	Perunding Multi-Disiplin	<ul style="list-style-type: none"> <li>• Lembaga Pengarah terdiri daripada CQS atau <i>Architect</i> atau <i>Professional Engineer with Practicing Certificate (PEPC)</i>; dan</li> <li>• Memiliki sekurang-kurangnya 70% jumlah ekuiti oleh CQS/Architect/PEPC dengan sekurang-kurangnya 10% pegangan ekuiti oleh CQS dan maksimum 30% ekuiti oleh professional berkaitan; dan</li> <li>• Modal berbayar minimum RM150,000.00</li> </ul>															

### C. KLAUSA KECUALIAN DAN PERALIHAN

Klausa ini diwujudkan untuk proses dan prosedur dalam tempoh peralihan di antara akta ibu dengan penguatkuasaan pindaan akta 2015

- i) Sijil / permit yang dikemukakan di bawah akta sedia ada  
*Consulting Quantity Surveyor (Consulting QS) /Registered Quantity Surveyor (Registered QS) / Registered Graduate Quantity Surveyor (Registered Graduate QS)* boleh terus beramal di bawah sijil / permit dan terma-terma sedia ada sehingga berakhir tempoh sahlaku sijil / permit yang dikeluarkan oleh LJBK.
  
- ii) Registered OS :
  - Juruukur Bahan Berdaftar melebihi lima (5) tahun pengalaman dibenarkan untuk memilih sama ada hendak berdaftar sebagai PQS atau CQS. Sekiranya mereka memilih untuk berdaftar sebagai PQS, mereka perlu mematuhi semua prosedur yang ditetapkan jika ingin menaiktaraf pendaftaran mereka sebagai CQS seperti di gambarajah di bawah.
  - Namun begitu, bagi semua pengarah / rakankongsi yang mempunyai lebih 5 tahun pengalaman berdaftar, mereka diwajibkan untuk berdaftar sebagai CQS.
  - Ringkasan peralihan kategori pendaftaran Juruukur Bahan Berdaftar adalah seperti berikut :



iii) Registered Graduate QS dan Temporary Quantity Surveyor (Temporary QS) :

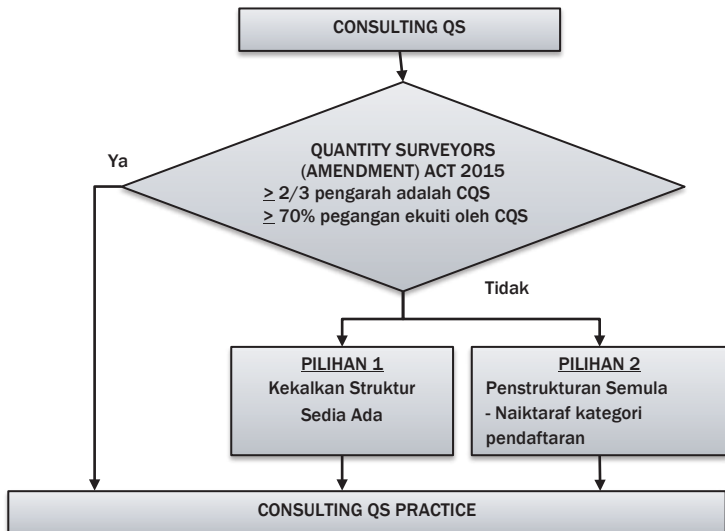
Di bawah pindaan Akta Juruukur Bahan, semua *Registered Graduate QS* dan *Temporary QS* secara automatik akan didaftarkan sebagai *Provisional QS*

#### D. LAIN-LAIN PROSES PERALIHAN

i) Firma Juruukur Bahan Perunding yang tidak memenuhi keperluan pindaan Akta Juruukur Bahan (pindaan) 2015

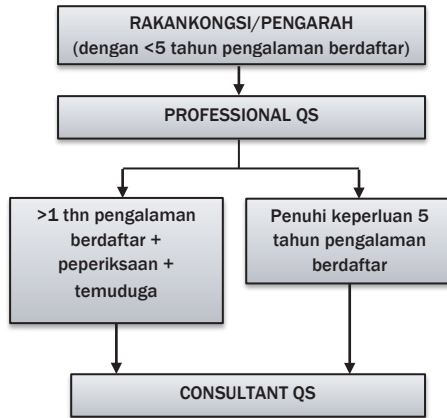
Bagi Firma Juruukur Bahan Perunding yang tidak memenuhi keperluan pendaftaran dari segi struktur dan pegangan ekuiti setelah pindaan Akta Juruukur Bahan dikuatkuasakan, pengarah/rakankongsi dalam kategori pendaftaran PQS dikehendaki mengekalkan pegangan ekuiti sehingga mereka memenuhi keperluan pindaan Akta dengan menaiktaraf pendaftaran kepada CQS.

(a) Ringkasan peralihan kategori pendaftaran Firma Juruukur Bahan Perunding adalah seperti berikut :





- (b) Bagi PQS yang telah dilulus dan didaftarkan sebagai rakankongsi/pengarah sebelum pindaan Akta diluluskan, proses peralihan adalah seperti berikut :



ii) Juruukur Bahan Berdaftar melalui skim Akademik

Berdasarkan perkara 3(a) klausa Kecualian dan Peralihan Keperluan, pengalaman praktis tidak akan berkuatkuasa kepada Juruukur Bahan Berdaftar yang mempunyai lebih daripada 5 tahun pengalaman berdaftar. Namun begitu, bagi Juruukur Bahan Berdaftar yang diluluskan melalui skim Akademik, tetapi mempunyai kurang daripada 5 tahun pengalaman berdaftar, mereka masih perlu memenuhi keperluan ini sekiranya ingin berdaftar sebagai CQS secara automatik setelah cukup 5 tahun pengalaman berdaftar berdasarkan perkara 5(a) dalam klausa tersebut.

Berikut merupakan ringkasan proses peralihan untuk Juruukur Bahan Berdaftar yang diluluskan melalui skim Akademik.



## E. PINDAAN TERHADAP BAYARAN PERMOHONAN DAN PEMBAHARUAN PENDAFTARAN DENGAN LJBM

Berikut merupakan pindaan yang telah diluluskan bagi permohonan pemprosesan, pendaftaran, pembaharuan serta Surat Kebenaran oleh LJBM seperti yang telah digazetkan di dalam Kaedah-Kaedah Juruukur Bahan (pindaan) 2015.

No	Particulars of Application	Processing Fee (subrules 20(1), 42(1), and 53(1))	Registration Fee (subrules 20(1), 42(1), and 53(1))	Renewal of Registration Fee (subrules 22(1) and rules 23 and 45)	Date of Yearly Renewal of Registration	Reinstatement Fee (rules 23B and 45A)
1	QS Technologist	RM50.00	RM100.00	RM100.00	31 January of the year following the year of expiration of registration	Arrears of yearly renewal fee + re-registration fee of the same amount as the arrears of yearly renewal fee + administration fee (RM50.00)
2	Provisional Quantity Surveyor	RM50.00	RM100.00	RM100.00	31 January of the year following the year of expiration of registration	Arrears of yearly renewal fee + re-registration fee of the same amount as the arrears of yearly renewal fee + administration fee (RM50.00)
3	Professional Quantity Surveyor	RM100.00	RM300.00	RM300.00	31 January of the year following the year of expiration of registration	Arrears of yearly renewal fee + re-registration fee of the same amount as the arrears of yearly renewal fee + administration fee (RM100.00)

No	Particulars of Application	Processing Fee (subrules 20(1), 42(1), and 53(1))	Registration Fee (subrules 20(1), 42(1), and 53(1))	Renewal of Registration Fee (subrules 22(1) and rules 23 and 45)	Date of Yearly Renewal of Registration	Reinstatement Fee (rules 23B and 45A)
4	Consultant Quantity Surveyor (CQS)	RM100.00	RM400.00	RM400.00	31 January of the year following the year of expiration of registration	Arrears of yearly renewal fee + re-registration fee of the same amount as the arrears of yearly renewal fee + administration fee (RM100.00)
5	Consultant Quantity Surveyor Practice (CQSP) (a) Sole proprietorship (b) Partnership (c) Body corporate	RM100.00	RM2,000.00	RM2,000.00	31 January of the year following the year of expiration of registration	Arrears of yearly renewal fee + re-registration fee of the same amount as the arrears of yearly renewal fee + administration fee (RM100.00)
6	A Combination of services comprising consulting Quantity Surveyor (Multi-Disciplinary Practice)	RM100.00	RM2,000.00	RM2,000.00	31 January of the year following the year of expiration of registration	Arrears of yearly renewal fee + re-registration fee of the same amount as the arrears of yearly renewal fee + administration fee (RM100.00)
7	Application for Letter of Authorisation by person, sole proprietorship, partnership or body corporate	RM100.00	RM3,000.00	Not Applicable	Not Applicable	Not Applicable
8	Change of Name	Not Applicable	RM300.00	Not Applicable	Not Applicable	Not Applicable

No	Particulars of Application	Processing Fee ( <i>subrules 20(1), 42(1), and 53(1)</i> )	Registration Fee ( <i>subrules 20(1), 42(1), and 53(1)</i> )	Renewal of Registration Fee ( <i>subrules 22(1) and rules 23 and 45</i> )	Date of Yearly Renewal of Registration	Reinstatement Fee ( <i>rules 23B and 45A</i> )
9	Application for Consultant Quantity Surveyor Practice (CQSP) Re-Structuring of directorship / partnership / equity	Not Applicable	RM300.00	Not Applicable	Not Applicable	Not Applicable
10	Application for Consultant Quantity Surveyor Practice (CQSP) Branch	Not Applicable	RM300.00	RM300.00	31 January of the year following the year of expiration of registration	Not Applicable

#### **F. PENGUATKUASAAN SEPENUHNYA PINDAAN AKTA JURUUKUR BAHAN**

Mesyuarat Lembaga bilangan ke 6 sesi ke-17 pada 02.04.2016 telah bersetuju bahawa penguatkuasaan sepenuhnya Akta Juruukur Bahan (pindaan) 2014 akan bermula pada 01.01.2017 bagi memberi laluan kepada proses peralihan dan persediaan sepenuhnya dari segi pentadbiran. Sehingga tarikh tersebut, semua permohonan berkaitan pendaftaran akan diproses berdasarkan prosedur sedia ada.





# QUANTITY SURVEYORS ACT (AMENDMENTS) 2015







LAW OF MALAYSIA

ACT 487

QUANTITY SURVEYORS ACT 1967

(incorporating all amendments up to January 2016)

QUANTITY SURVEYORS ACT 1967

First enacted ..... 1967 (Act No. 67 of 1967)

Revised ..... 1992 (Act 487 w.e.f. 18 March 1992)

Revised ..... 2016 (Act 487 w.e.f. 30 January 2016)

**FOR INTERNAL CIRCULATION ONLY**

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**LAWS OF MALAYSIA**  
**Act 487**  
**QUANTITY SURVEYORS (AMENDMENT) ACT 2015**

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- 2 Interpretation.

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SURVEYORS

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- 4 Functions of the Board.
- 4A Power of Board to purchase or lease land, etc.

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Saving and transitional

LAWS OF MALAYSIA

Act 487

QUANTITY SURVEYORS (AMENDMENT) ACT 2015

An act to amend the Quantity Surveyors Act 1967.

ENACTED by the Parliament of Malaysia as follows:

PRELIMINARY

PART 1

- |                                     |   |  |
|-------------------------------------|---|--|
| <b>Short title and commencement</b> | 1 | (1) This Act may be cited as the Quantity Surveyors (Amendment) Act 2015.  |
|                                     |   | (2) This Act comes into operation on a date to be appointed by the Minister by notification in the Gazette and the Minister may appoint different dates for the coming into operation of the different provisions of this Act. |
| <b>Interpretation</b>               | 2 | In this Act, unless the context otherwise requires -   |
| <i>[Am.Act A1481]</i>               |   | “Architect” has the same meaning assigned to it in the Architects Act 1967 [Act 117];  |
| <i>Act 117</i>                      |   | "architectural consultancy services" has the meaning assigned to it by the Architects Act 1967;  |
|                                     |   | "authorized officer" means an officer authorized by the Board under paragraph 4(ff);   |
| <i>[Am.Act A1481]</i>               |   | “Consultant Quantity Surveyor” means a person who is registered under subsection 10(3)   |

- [Am.Act A1481] “Consulting Quantity Surveying Practice” means a sole proprietorship, partnership or body corporate incorporated under the Companies Act 1965 [Act 125], which is granted by the Board a permit to practise as a Consulting Quantity Surveying Practice under section 7A;
- [Am.Act A1481] “Disciplinary Committee” means a committee appointed by the Board under Section 14A;
- [Am.Act A1481] “Dispute Resolution Panel” means a panel appointed by the Board under section 14B to mediate, adjudicate or arbitrate or otherwise resolve disputes including expert determination;
- "Minister" means the Minister charged with the responsibility for public works;
- "prescribed" means prescribed by rules made by the Board of Quantity Surveyors;
- [Am.Act A1481] “Professional Engineer with Practising Certificate” has the same meaning assigned to it in the Registration of Engineers Act 1967 [Act 138]’
- [Am.Act A1157] "professional engineering services" has the meaning assigned to it by the Registration of Engineers Act 1967;
- [Am.Act A1481] “Professional Quantity Surveyor” means a person who is registered under subsection 10(2)
- [Am.Act A1481] “Provisional Quantity Surveyor” means a person who is registered under paragraph 10(1)(a);
- [Am.Act A1481] “Quantity Surveying Technologist” means a person who is registered under section 10A;
- [Am.Act A1157] "Register" means the Register of Quantity Surveyors kept and maintained by the Board of Quantity Surveyors under Section 5;

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PART II  
BOARD OF QUANTITY SURVEYORS

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- Establishment of Board of Quantity Surveyors.**
- 3 (1) For the purposes of this Act there is hereby established a board to be called "the Board of Quantity Surveyors" (hereinafter referred to as "the Board") which shall be a body corporate with perpetual succession and a common seal and which may sue and be sued.
- [Am.Act A1157]* (2) The Board shall consist of the following members who shall be Malaysian citizens and who are appointed by the Minister -
- [Am.Act A1481]* (a) A President who shall be a Consultant Quantity Surveyor or Professional Quantity Surveyor;
- [Am.Act A1481]* (b) five members from among Consultant Quantity Surveyors or Professional Quantity Surveyors who are in the public service of Malaysia;
- (c) (Deleted)
- [Am.Act A1481]* (d) one member from among Consultant Quantity Surveyors or Professional Quantity Surveyors who is in the service of any local authority or statutory authority;
- [Am.Act A1481]* (dd) one member from among Consultant Quantity Surveyors or Professional Quantity Surveyors from an institution of higher learning;
- [Am.Act A1481]* (e) four Consultant Quantity Surveyors from the private sector who are practising in Malaysia, on the nomination of the Royal Institution of Surveyors Malaysia or any other professional body recognized by the Board to represent Quantity Surveyors in the private sector;



- [Am.Act A1481] (ea) one Consultant Quantity Surveyor or Professional Quantity Surveyor from the private sector who is not practising as a consulting Quantity Surveyor, on the nomination of the Royal Institution of Surveyors Malaysia or any other professional body recognized by the Board to represent Quantity Surveyors in the private sector;
- [Am.Act A1157] (f) one member on the nomination of the Board of Architects from among members of that Board established under the Architects Act 1967;
- [Am.Act A1157] (g) one member on the nomination of the Board of Engineers from among members of that Board established under the Registration of Engineers Act 1967;
- [Am.Act A1481] (h) two members from among Consultant Quantity Surveyors or Professional Quantity Surveyors on the nomination of the President.

(2A) (Deleted)

- [Am.Act A1481] (3) A member of the Board including the President shall, unless he sooner resigns, vacates his office or his appointment is revoked, hold office for such term as may be specified in the instrument appointing him and shall be eligible for re-appointment.
- [Am.Act A1481] (4) If any member of the Board dies or resigns, vacates his office or his appointment is revoked, a new member shall as soon as practicable be appointed in his place and the member so appointed shall hold office for the remainder of the term for which his predecessor was appointed.
- (5) The Schedule shall have effect with respect to the Board.
- [Am.Act A1481] (6) The Minister may, by order published in the *Gazette*, amend the Schedule.

**Functions of the Board.**

4 The functions of the Board shall be -

- [Am.Act A1481] (a) to keep and maintain a Register of Quantity Surveyors;
- [Am.Act A1481] (b) to approve or reject applications for registration or permit to practise under this Act or to approve any such application subject to such conditions or restrictions as it may deem fit to impose;
- [Am.Act A1481] (c) to order the issuance of a written warning or reprimand, the imposition of a fine, suspension, cancellation, removal or reinstatement in accordance with this Act;
- [Am.Act A1481] (d) to fix from time to time with the approval of the Minister the scale of fees to be charged by Consulting Quantity Surveying Practice for professional advice or service rendered;
- [Am.Act A1481] (e) to hear and determine disputes relating to professional conduct or ethics of Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor, Quantity Surveying Technologist or Consulting Quantity Surveying Practice or to appoint a committee or arbitrator or arbitrators to hear and determine such disputes;
- [Am.Act A1481] (ea) to act as a stakeholder in a contract for consulting quantity surveying services,;
- [Am.Act A1481] (f) to determine and regulate the professional conduct and ethics of the Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor, Quantity Surveying Technologist or Consulting Quantity Surveying Practice;

*[Am.Act A1481]*

(fa) to hold or cause to be held professional development programmes for Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist to further enhance their knowledge in the latest developments relating to the profession;

*[Am.Act A1481]*

(fb) to appoint a council comprising members of the Board, Consultant Quantity Surveyors or Professional Quantity Surveyors and other persons or institutions as may be determined by the Board to accredit qualifications and to conduct examination as it deems necessary;

*[Am.Act A1481]*

(fc) to nominate any person to represent it on any board, committee or body if requested by an institution, body or society relating to the profession;

*[Am.Act A1481]*

(fd) to nominate any members of the Board to represent the Board on any board, committee or body in accordance with the relevant laws;

*[Am.Act A1157]*

(fe) to provide scholarships and other facilities for the promotion of learning and education in connection with quantity surveying, where deemed necessary by the Board;

*[Am.Act A1157]*

(ff) to authorise any person to investigate the commission of any offence under this Act or any rules made under this Act; and

(g) generally, to do all acts, matters and things as are necessary to carry out the provisions of this Act.

**Power of the Board to purchase or lease land, etc.**

4A The Board shall have power -

- (a) to purchase or lease any land or building as may be required for the proper exercise of its functions under this Act;
- (b) from time to time to borrow or raise money by bank overdraft or otherwise for the purposes specified in paragraph (a); and
- (c) to lease out, dispose of, or otherwise deal in any immovable property of the Board.

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PART III

REGISTRATION OF QUANTITY SURVEYORS , PROVISIONAL QUANTITY SURVEYORS AND QUANTITY SURVEYING TECHNOLOGIST

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[Am.Act A1481]

[Am.Act A1481]

The Register of Quantity Surveyors shall be in five parts, that is to say -

[Am.Act A1481]

- (a) Part A - which shall contain the names, registration numbers, addresses and other particulars of Consultant Quantity Surveyors, together with particulars of any conditions or restrictions imposed by the Board under Section 4(b);

[Am.Act A1481]

- (b) Part B - which shall contain the names, registration numbers, addresses and other particulars of Professional Quantity Surveyors together with particulars of any conditions or restrictions imposed by the Board under Section 4(b);

- [Am.Act A1481] (c) Part C – which shall contain the names, registration numbers, addresses and other particulars of Provisional Quantity Surveyors together with particulars of any conditions or restrictions imposed by the Board under paragraph 4(b);
- [Am.Act A1481] (d) Part D – which shall contain the names, registration numbers, addresses and other particulars of Consulting Quantity Surveying Practices together with any particulars of any conditions or restrictions imposed by the Board under subsection 7A(3) or 7B(1);
- [Am.Act A1481] (e) Part E – which shall contain the names, registration numbers, addresses and other particulars of Quantity Surveying Technologists together with any particulars as determined by the Board under section 10A.
- [Am.Act A1481] 6 (1) The Minister shall appoint a Registrar of Quantity Surveyors who shall be under the general direction of the Board and who shall sign all certificates of registration, permits to practise and their renewals, and orders of the Board or orders of any committee established by the Board and record all entries of registration, suspension, cancellation, removal and reinstatement in the Register.
- [Am.Act A1481] (2) The Registrar shall publish in one newspaper either in the national language, or the English language, and may, if he thinks fit, cause to be published by electronic means the name, registration number or permit number, address and other particulars of -
- [Am.Act A1481] (a) a Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist whose registration has been -
- [Am.Act A1481] (i) by an order of the Disciplinary Committee -

- [Am.Act A1157] (A) suspended under paragraph 15(1A)(c) or subsection 15(3); or
- [Am.Act A1157] (B) cancelled under paragraph 15(1A)(d) or section 25A; or
- [Am.Act A1481] (ii) reinstated under subsection 17(1) and (3); or
- [Am.Act A1481] (b) a Consulting Quantity Surveying Practice whose permit to practise has been -
- [Am.Act A1481] (i) by an order of the Disciplinary Committee -
- [Am.Act A1157] (A) suspended under paragraph 7A(5)(cc) or subsection 15(3); or
- [Am.Act A1157] (B) cancelled under paragraph 7A(5)(dd), 7B(3) or section 25A; or
- [Am.Act A1157] (ii) reinstated under subsection 7A(9) or section 17.
- [Am.Act A1157] (2A) The publication under subsection (2) shall be made -
- [Am.Act A1481] (a) as soon as possible after the order of the Disciplinary Committee is made, if there is no appeal to the Appeal Board against that order; or
- [Am.Act A1157] (b) as soon as possible after the order of the Disciplinary Committee is confirmed by the Appeal Board, if there is an appeal filed against that order.

[Am.Act A1481] (3) In any proceedings, a certificate of registration or permit to practise shall be conclusive proof that the person, or firm or body corporate named in it is a Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor, Quantity Surveying Technologist or Consulting Quantity Surveying Practice, respectively.

[Am.Act A1481] (4) The Registrar may annually publish the Register.

**Restrictions of unregistered persons, Consultant Quantity Surveyor, etc** 7 (1) No person shall unless he is a Consultant Quantity Surveyor or Professional Quantity Surveyor

[Am.Act A1481]

[Am.Act A1481] (a) practise or carry on business or take up employment as a Quantity Surveyor under any name, style or title containing the words 'Quantity Surveyor', 'Building Economist', 'Building Cost Consultant', 'Project Cost Consultant' or the equivalent thereto in any other language or bearing any other word whatsoever in any language which may reasonably be construed to imply that the person is a Consultant Quantity Surveyor or Professional Quantity Surveyor;

[Am.Act A1481] (b) use or display any sign, board, card or other device representing or implying that the person is a Consultant Quantity Surveyor or Professional Quantity Surveyor;

[Am.Act A1481] (c) (Deleted)

[Am.Act A1481] (d) (Deleted)

[Am.Act A1481] (1A) A Consultant Quantity Surveyor shall be entitled to use the abbreviation "CQS" after his name.

[Am.Act A1481] (1B) A Professional Quantity Surveyor shall be entitled to use the abbreviation “PQS” after his name.

[Am.Act A1481] (1C) A Consultant Quantity Surveyor or Professional Quantity Surveyor shall be entitled to use the abbreviation “Sr” before his name if the Consultant Quantity Surveyor or Professional Quantity Surveyor is a member of the Royal Institution of Surveyors, Malaysia.

[Am.Act A1481] (2) Notwithstanding subsection (1), a Consultant Quantity Surveyor or Professional Quantity Surveyor, may subject to section 8, with the written approval of the Board take up employment as a Quantity Surveyor.

(3) A person is not allowed to practise as a consulting Quantity Surveyor, or to collect any fee, charge, remuneration or other form of consideration for any professional advice or services rendered, unless the person has obtained a permit to practise as a Consulting Quantity Surveying Practice approved by the Board under section 7A or 7B.

**Consulting  
Quantity  
Surveying  
Practice.**

[Am.Act A1481]

7A (1) Notwithstanding Subsection 7(1), a firm or a body corporate may practise as a Consulting Quantity Surveying Practice and recover in any Court any fee, charge, remuneration or other form of consideration for any professional advice or services rendered by it pursuant to its practice as such, if it has the written approval of the Board, and has been issued with a valid permit as a Consultant Quantity Surveyor Practice.

[Am.Act A1481]

(2) Every application by a firm or a body corporate for approval to practise as a Consulting Quantity Surveying Practice shall be made to the Board in the prescribed form and manner and shall be accompanied by the prescribed fee.

[Am.Act A1481]

(3) The Board shall grant its approval for a firm or a body corporate to practise as a Consulting Quantity Surveying Practice, subject to such conditions or restrictions as it may deem fit to impose, if -



- [Am.Act A1481] (a) in the case of the sole proprietorship, the sole proprietor is a Consultant Quantity Surveyor;
- [Am.Act A1481] (b) in the case of the partnership, all the partners are Consultant Quantity Surveyors; or
- [Am.Act A1481] (c) in the case of the body corporate -
- [Am.Act A1481] (i) it has a board of directors as may be prescribed by the Board;
- [Am.Act A1481] (ii) it has shareholdings as may be prescribed by the board;
- [Am.Act A1481] (iii) it has a minimum paid-up capital which shall be an amount to be prescribed by the Board; and
- [Am.Act A1481] (iv) the day-to-day affairs of the body corporate shall be under the control and management of a person who –
- (A) is a Consultant Quantity Surveyor; and
- (B) is authorized under a resolution of the board of directors of the body corporate to make all final quantity surveying decisions on behalf of the body corporate in respect of the requirements under this Act or any other law relating to the supply of quantity surveying services by the body corporate; and
- [Am.Act A1481] (d) in the case of the consortium or joint venture, all the members of the consortium or joint venture are Consulting Quantity Surveying Practices.
- [Am.Act A1481] (4) A Consulting Quantity Surveying Practice shall, within thirty days of the occurrence of any change -
- [Am.Act A1481] (a) in the case of a firm, of its sole proprietor or in the composition of its partners;

- [Am.Act A1481] (b) in the case of a body corporate, in the composition of its board of directors or shareholders; or
- [Am.Act A1481] (c) in the case of a consortium or joint venture, in the composition of its members,
- furnish to the board a true report in writing giving full particulars of the change.
- [Am.Act A1481] (4A) The report of any change referred to in subsection (4) shall be accompanied by the prescribed fee.
- [Am.Act A1157] (5) If the Disciplinary Committee finds that -
- [Am.Act A1481] (a) the Consulting Quantity Surveying Practice has breached or failed to comply with any of the conditions or restrictions imposed by the Board when granting approval of permit to practise;
- [Am.Act A1481] (b) the composition of the partners, or of the board of directors or the shareholding of the body corporate, practising as consulting Quantity Surveyors does not comply with section 7B or subsection (3);
- [Am.Act A1481] (c) the Consulting Quantity Surveying Practice has breached any of the requirements of subsection (4); or
- [Am.Act A1481] (d) the sole proprietor or any partner, or any director or shareholder of Consulting Quantity Surveying Practice, has committed, or is guilty of, or has contributed to, any of the acts or things set out in –
- [Am.Act A1157] (i) paragraph 15(1)(a); or
- [Am.Act A1481] (ii) paragraph 15(1)(b) to (o) (except paragraphs (e) (f) and (fb)),

- [Am.Act A1481] the Disciplinary Committee may, subject to subsections (6) and (6A), by written notice to the Consulting Quantity Surveying Practice, order -
- [Am.Act A1157] (aa) the issuance of a written warning or reprimand to;
- [Am.Act A1481] (bb) the imposition of a fine not exceeding one hundred thousand ringgit on;
- [Am.Act A1157] (cc) the suspension of the permit to practise for a period not exceeding one year of;
- [Am.Act A1157] (dd) the cancellation of the permit to practise of;  
or
- [Am.Act A1157] (ee) any combination of the sanctions set out in paragraphs (aa) to (dd) on,
- [Am.Act A1481] the Consulting Quantity Surveying Practice.
- [Am.Act A1481] (5A) If a Consulting Quantity Surveying Practice has been wound up under the Companies Act 1965, the Consulting Quantity Surveying Practice is not allowed to practise and the permit to practise shall be cancelled.
- [Am.Act A1481] (6) The Disciplinary Committee shall not make any order under paragraph (5) (aa) to (ee), based upon any of the grounds of complaint set out in paragraph (5)(a), (b), (c) or (d)(ii), unless -
- [Am.Act A1157] (a) there has been an investigation of the grounds of complaint conducted by an Investigating Committee; and
- [Am.Act A1481] (b) there has been a hearing conducted by the Disciplinary Committee of the grounds of complaint against the Consulting Quantity Surveying Practice.

- [Am.Act A1481] (6A) The Consulting Quantity Surveying Practice will be given an opportunity to be heard -
- [Am.Act A1481] (a) at the investigation by the Investigating Committee-
- [Am.Act A1157] (i) in the case of a sole proprietorship, by the sole proprietor; or
- [Am.Act A1481] (ii) in the case of a partnership or body corporate, by the partner or director who at the material time was responsible for the act or thing which forms the grounds of the complaint; or
- [Am.Act A1481] (b) at the hearing by the Disciplinary Committee -
- [Am.Act A1481] (i) in the case of a sole proprietorship, by a sole proprietor; or
- [Am.Act A1481] (ii) in the case of a partnership or body corporate, by the partner or director who at the material time was responsible for the act or thing which forms the grounds of the complaint and the partner or director may be assisted by counsel.
- [Am.Act A1481] (6B) Notwithstanding subsection (6), the Disciplinary Committee may make an order under paragraph (5)(aa) to (ee) if the Disciplinary Committee has under paragraph 15(1A) (c) or (d) suspended or cancelled the registration of -
- [Am.Act A1157] (a) a sole proprietor;
- [Am.Act A1157] (b) one of the partners in a partnership comprising only two partners; or
- [Am.Act A1157] (c) one of the directors in the board of directors of a body corporate comprising only two directors.

- [Am.Act A1481] (7) The Disciplinary Committee shall not make an order under paragraphs (5)(aa) to (ee) based on the grounds of complaint set out in paragraph (5)(d) if, on the date of hearing, the Consulting Quantity Surveying Practice satisfies the Disciplinary Committee –
- [Am.Act A1481] (a) that the partner, director or shareholder, as the case may be, who has committed, or is guilty of, or has contributed to, the act or thing in question has ceased to be a partner, director or shareholder of the Consulting Quantity Surveying Practice;
- [Am.Act A1481] (b) that the partner, director or shareholder who at the material time was not responsible for the act or thing which forms the grounds of the complaint; and
- [Am.Act A1481] (c) that the Consulting Quantity Surveying Practice has complied with the requirements of subsection (3) or section 7B.
- [Am.Act A1481] (8) Upon the Disciplinary Committee suspending or cancelling the permit to practise of a Consulting Quantity Surveying Practice pursuant to paragraph (5)(cc) or (dd), the Consulting Quantity Surveying Practice shall cease to practise.
- [Am.Act A1481] (8A) Notwithstanding subsection (8), the Consulting Quantity Surveying Practice is entitled to recover in any court any fee, charge, remuneration or other form of consideration for any professional advice or services rendered by the Consulting Quantity Surveying Practice prior to the date of receipt of the written notice from the Disciplinary Committee suspending or cancelling the permit to practise.

- [Am.Act A1481] (9) Without prejudice to section 17, the Board may at any time, upon receipt of an application from a Consulting Quantity Surveying Practice whose permit to practise has been suspended or cancelled under paragraph (5)(cc) or (dd), reinstate the permit to practise if it is satisfied that -
- [Am.Act A1481] (a) the Consulting Quantity Surveying Practice has complied with the requirements of section 7B or subsection (3);
- [Am.Act A1481] (b) the Consulting Quantity Surveying Practice is capable of complying with the conditions or restrictions imposed by the Board pursuant to section 7B or subsection (3) at the time of the original approval; and
- [Am.Act A1481] (c) where the permit to practise is suspended or cancelled based on the grounds of complaint set out in subsection (5)(d), the partner or director or shareholder, as the case may be, who has committed, or is guilty of, or has contributed, to the act or thing in question has ceased to be the partner, director or shareholder of the Consulting Quantity Surveying Practice.
- [Am.Act A1157] (10) In reinstating the permit to practise under subsection (9) the Board may impose such additional terms, conditions or restrictions as it deems fit.
- [Am.Act A1157] (11) (Deleted)
- [Am.Act A1481] (12) The Registrar shall, upon approval being granted by the Board, issue to the firm or body corporate whose application to practise as a Consulting Quantity Surveying Practice has been approved by the Board, a permit to practise in the prescribed form.

[Am.Act A1481] (13) The permit to practise issued by the Board to the Consulting Quantity Surveying Practice shall expire on 31 December of the year in which it is issued.

[Am.Act A1157] (14) (Deleted)

[Am.Act A1481] (15) The permit may, subject to this Act, be renewed annually upon payment of the prescribed fee and upon satisfying such conditions as may be determined by the Board

**A body corporate providing a combination of services comprising consulting Quantity Surveying services, professional engineering services or architectural consultancy services.**

7B (1) Where a body corporate carries on a practice of providing a combination of services comprising consulting Quantity Surveying services, professional engineering services or architectural consultancy services, the Board may, subject to such conditions or restrictions as it may deem fit to impose, grant an approval to practise as a Consulting Quantity Surveying Practice in respect of that part of the practice providing consulting Quantity Surveying services.

[Am.Act A1481]

[Am.Act A1157] (2) The body corporate that applies for approval to practise under subsection (1) must be incorporated under the Companies Act 1965 and -

[Am.Act A1481] (a) has a board of directors comprising Consultant Quantity Surveyors, Professional Engineers with Practising Certificate or Architects;

[Am.Act A1481] (b) has shares held by the persons mentioned in paragraph (a) and any of the following persons or bodies corporate where -

[Am.Act A1481]

- (i) the Consultant Quantity Surveyors, Professional Engineers with Practising Certificate, Architects, bodies corporate providing consulting Quantity Surveying services, bodies corporate providing professional engineering services or bodies corporate providing architectural consultancy services hold a minimum combined share of 70% of the overall equity of that body corporate, of which the Consultant Quantity Surveyors or bodies corporate providing consulting Quantity Surveying services hold a minimum share of 10%; and

[Am.Act A1481]

- (ii) any other persons, including persons belonging to a profession allied to quantity surveying, engineering or architecture, being a profession approved in writing by the Board regulating the profession of engineering or architecture, respectively, hold a maximum share of 30%,

[Am.Act A1157]

of the overall equity of the body corporate; and

[Am.Act A1157]

- (c) has a minimum paid-up capital which shall be an amount to be determined by the Minister.

[Am.Act A1157]

- (3) Notwithstanding paragraph 7A(5)(b), where in a body corporate approved to practise under subsection (1)-

[Am.Act A1481]

- (a) the minimum shareholdings of a Consultant Quantity Surveyor or body corporate providing consulting Quantity Surveying services is less than the percentage stipulated in paragraph (2)(b)(i); or



[Am.Act A1481]

- (b) the minimum combined shareholdings of a Consultant Quantity Surveyor, Professional Engineers with Practising Certificates, Architects, body corporate providing consulting Quantity Surveying services, body corporate providing professional engineering services or body corporate providing architectural consultancy services is less than percentage stipulated in paragraph (2)(b)(i),

[Am.Act A1481]

that body corporate shall, as soon as possible but not later than three months after such change in shareholdings or within any extended period of time as may be approved by the Board, increase the respective shareholdings so as to comply with the percentage as stipulated in paragraph (2)(b)(i), and if that body corporate fails to do so within the stipulated time, the Board shall cancel its permit to practise as a Consulting Quantity Surveying Practice under this Act.

[Am.Act A1481]

- (4) For the purposes of this Act, the body corporate shall, upon being granted approval to practise, be deemed to be a body corporate practising as a Consulting Quantity Surveying Practice.

**Consultant  
Quantity  
Surveyor,  
Professional  
Quantity  
Surveyor and  
Consulting  
Quantity  
Surveying  
Practice may  
prepare  
preliminary  
estimates, etc.**

[Am.Act A1481]

- 8 (1) Except as otherwise provided in subsection (2) or any other written law, no person or body, other than a Consultant Quantity Surveyor and Professional Quantity Surveyor who is residing and practising in Malaysia, or Consulting Quantity Surveying Practice in Malaysia, shall be entitled to -

[Am.Act A1157]

(a) prepare and submit to any person, organisation or authority in Malaysia, for construction projects, any feasibility study reports, preliminary estimates, cost plans, documents and reports for pre-qualification of contractors, bills of quantities and other tender documents, tender estimates and reports, contract documents, and valuation of works for interim payments, variation and final accounts; and

[Am.Act A1157]

(b) provide professional services such as project cost management, value management, risk management, facilities management, project management, construction management, construction claims management, dispute resolution services, technical and construction cost auditing and condition survey.

[Am.Act A1481]

(2) Nothing in subsection (1) shall affect the right of any architect, engineer, licensed land surveyor, valuer and appraiser for the time being registered under the relevant laws relating to the registration of such professions to carry out any activity connected with his professional practice allowed under the relevant laws.

[Am.Act A1481]

(3) Nothing contained in any other written law shall prevent a Consultant Quantity Surveyor, Professional Quantity Surveyor or Consulting Quantity Surveying Practice from making and submitting to any person, organisation or authority in Malaysia valuations of structures, plants, machinery and equipment in the course of carrying out any activity connected with his or its professional practise.

[Am.Act A1481]

9 (Deleted)

**Qualifications for registration.**

[Am.Act A1481]

10 (1) (a) Subject to this Act, any person who holds a qualification which is recognised by the Board shall be entitled on application to be registered as a Provisional Quantity Surveyor.

*[Am.Act A1481]*

- (b) Subject to this Act, a person who is registered under paragraph (a) shall be required to obtain such practical experience as may be prescribed by the Board in order to be entitled to apply for registration as a Professional Quantity Surveyor or Consultant Quantity Surveyor under subsection (2) or (3), as the case may be.

*[Am.Act A1157]*

- (2) Subject to the provisions of this Act, any person who -

*[Am.Act A1481]*

- (a) is a Provisional Quantity Surveyor;
- (b) has obtained the practical experience as prescribed under paragraph (1)(b); and

*[Am.Act A1481]*

- (c) has passed a test of professional competence or other professional assessment or examination conducted or sanctioned by the Board.

*[Am.Act A1481]*

shall be entitled on application to be registered as a Professional Quantity Surveyor.

*[Am.Act A1481]*

- (3) A person shall be entitled to be registered as a Consultant Quantity Surveyor on application to the Board if –
  - (a) he is a Professional Quantity Surveyor;
  - (b) he is residing in Malaysia;
  - (c) he has obtained the practical experience as may be prescribed by the Board; and
  - (d) he has passed a further test of professional competence or other professional assessment or examination conducted or sanctioned by the Board.

*[Am.Act A1481]*

- (4) No person shall be entitled to be registered as a Consultant Quantity Surveyor, Professional Quantity Surveyor or Provisional Quantity Surveyor if at any time prior to this registration there exists any facts or circumstances which would entitle the Board to cancel his registration pursuant to subsection 15(1A) if he were registered.

- (5) Any person who has been refused registration by the Board upon the ground specified in subsection (4) may, if he has not appealed against such refusal or if his appeal has been dismissed, after the expiration of six months from the date of such refusal or of the dismissal of the appeal make a new application for registration to the Board.

**Registration Of  
Quantity  
Surveying  
Technologist**  
*[Am.Act A1481]*

- 10 (1) A person who holds a qualification recognized by the Board  
A shall be entitled, on application, to be registered as a  
Quantity Surveying Technologist.

*[Am.Act A1481]*

- (2) A person who is registered under subsection (1) shall be entitled, on application, to be registered as a Provisional Quantity Surveyor under paragraph 10(1)(a) if the person holds any qualification or has complied with any requirements as may be determined by the Board.

*[Am.Act A1481]*

- (3) No person shall be entitled to be registered as a Quantity Surveying Technologist if at any time prior to his registration there exists any facts or circumstances which would entitle the Board to cancel his registration pursuant to subsection 15(1A) if he were registered.

*[Am.Act A1481]*

- (4) No person shall, unless he is a Quantity Surveying Technologist –
- (a) be entitled to take up employment as a quantity surveying technologist; or
  - (b) be entitled to describe himself or hold himself out under any name, style or title –
    - (i) bearing the words “Quantity Surveying Technologist” or equivalent in any other language; or
    - (ii) bearing any other words in any language which may reasonably be construed to imply that he is a Quantity Surveying Technologist.

11 (Deleted).

- Application for registration.** 12 Application for registration shall be made to the Board in such manner as may be prescribed.
- Certificate of registration.** 13 (1) The Registrar shall upon receipt of the prescribed fee issue to every person whose application has been approved by the Board a certificate of registration in the prescribed form.  
*[Am.Act A1157]*
- [Am.Act A1157]* (2) Every such certificate of registration shall, subject to this Act, expire on the 31st day of December of the year in which it is issued and may be renewed annually upon payment of the prescribed fee and upon satisfying the conditions as may be determined by the Board.
- Notification of change of address.** 14 Every registered Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor, Quantity Surveying Technologist or Consulting Quantity Surveying Practice shall notify the Registrar of any change in his or its address.  
*[Am.Act A1481]*

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PART IIIA  
DISCIPLINARY COMMITTEE AND DISPUTE RESOLUTION  
PANEL

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- Disciplinary Committee** 14A (1) The Board shall appoint a Disciplinary Committee to conduct a hearing of any misconduct or complaint referred to it by the Investigating Committee.  
*[Am.Act A1481]*
- [Am.Act A1481]* (2) The Disciplinary Committee shall comprise the following members:
- [Am.Act A1481]* (a) a Chairman who shall be a Consultant Quantity Surveyor or Professional Quantity Surveyor, who has been registered as a Consultant Quantity Surveyor or Professional Quantity Surveyor, as the case may be, for a period of not less than seven years prior to his appointment; and

[Am.Act A1481]

(b) one Consultant Quantity Surveyor, and one Professional Quantity Surveyor, not being a member of the Board.

[Am.Act A1481]

(3) The Disciplinary Committee shall conduct a hearing of any misconduct or complaint against any Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor, Quantity Surveyor Technologist or Consulting Quantity Surveying Practice referred to it by the Investigating Committee.

**Dispute  
Resolution  
Panel**

[Am.Act A1481]

14B (1) The Board shall appoint a Dispute Resolution Panel which shall comprise the following members:

[Am.Act A1481]

(a) a Chairman who shall be a Consultant Quantity Surveyor or Professional Quantity Surveyor, who has been registered as a Consultant Quantity Surveyor or Professional Quantity Surveyor, as the case may be, for a period of not less than seven years prior to his appointment; and

[Am.Act A1481]

(b) One Consultant Quantity Surveyor, and one Professional Quantity Surveyor, not being a member of the Board.

[Am.Act A1481]

(2) The Dispute Resolution Panel shall mediate, adjudicate, arbitrate or otherwise resolve and determine disputes not relating to professional conduct or ethics of any Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor, Quantity Surveyor Technologist or Consulting Quantity Surveying Practice referred to it by the Board.

- [Am.Act A1481] (3) Where a member of the Board has been appointed as a member of the Dispute Resolution Panel under paragraph (1)(a), that member shall not sit as a member of the Board when the Dispute Resolution Panel makes a recommendation to the Board.

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PART IV

CANCELLATION, REMOVAL, REINSTATEMENT, ETC

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[Am.Act A1157]

**Cancellation of registration**

[Am.Act A1481]

[Am.Act A1157]

[Am.Act A1157]

- 15 (1) The Disciplinary Committee may make any or any combination of the orders specified in paragraphs (a) to (d) of subsection (1A) against a Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist under any of the following circumstances:
- (a) if he is convicted of any offence involving fraud or dishonesty or moral turpitude in Malaysia or elsewhere;
  - (b) if he offers or accepts any commission which in the opinion of the Disciplinary Committee is an illicit commission;
  - (c) if whilst acting in his professional capacity, he at the same time without disclosing the fact in writing to his client, is a sole proprietor, partner, director, member of or substantial shareholder in or agent for any contracting or manufacturing company or firm or business or has any financial interest in such company or firm or business, with which he deals on behalf of his client,
  - (d) if his registration under this Act has been obtained by fraud or misrepresentation;

- [Am.Act A1157] (e) if his qualification under section 10 has been withdrawn or cancelled by the Authority through which it was acquired or by which it was awarded;
- [Am.Act A1157] (f) if he is found to be of unsound mind;
- [Am.Act A1157] (fa) if he is found to be incapable or no longer able to perform his professional duties effectively;
- [Am.Act A1157] (fb) if he becomes a bankrupt;
- [Am.Act A1481] (g) if he is found by the Disciplinary Committee to have contravened or failed to comply with any of the provisions of this Act or of any rules made thereunder;
- [Am.Act A1157] (h) if he fails to observe any conditions or restrictions subject to which he is registered;
- [Am.Act A1481] (i) if he is found guilty by the Disciplinary Committee of any act or conduct which in the opinion of the Disciplinary Committee is infamous or disgraceful;
- [Am.Act A1481] (j) if he procures, or assists in procuring, or is knowingly a party to procuring, by fraud or misrepresentation, the approval of the Board for a permit to practice as a Consulting Quantity Surveying Practice;
- [Am.Act A1157] (k) if he conceals or assists in concealing from the Board the existence of any facts or circumstances which, if known, would entitle the Board to withdraw the approval granted under subsection 7A(3) or section 7B from any firm in which he is the sole proprietor or a partner, or body corporate in which he is a director or shareholder;



*[Am.Act A1481]*

- (l) if he contravenes, or fails to perform, or assists in the contravention of, or is knowingly a party to the contravention of or failure to perform, conditions or restrictions imposed by the Board when granting approval to a firm or a body corporate as a Consulting Quantity Surveying Practice under Section 7A or 7B;

*[Am.Act A1481]*

- (m) if he causes or permits or suffers any firm in which he is the sole proprietor or a partner, or body corporate in which he is a director or shareholder, to practise as a Consulting Quantity Surveying Practice prior to the approval of the Board being obtained;

*[Am.Act A1157]*

- (n) if he causes or permits or suffers any firm in which he is the sole proprietor or a partner, or body corporate in which he is a director or shareholder, to continue to practise quantity surveying after the Board has suspended or cancelled its permit to practice under paragraph 7A(5)(cc) or (dd), respectively; or

*[Am.Act A1157]*

- (o) if he fails to discharge his professional duties with due skill, care and diligence.

*[Am.Act A1157]*

(1A) The orders referred to in subsection (1) are -

*[Am.Act A1157]*

- (a) the issuance of a written warning or reprimand;

*[Am.Act A1481]*

- (b) the imposition of a fine not exceeding fifty thousand ringgit;

*[Am.Act A1157]*

- (c) the suspension of registration for a period not exceeding one year;

*[Am.Act A1157]*

- (d) the cancellation of registration.

- [Am.Act A1481] (2) The Disciplinary Committee shall not make any order under subsection (1A), based upon any of the circumstances set out in paragraphs (1)(b) to (o)(except for paragraphs (1)(e), (f) and (fb)), unless -
- [Am.Act A1157] (a) there has been an investigation conducted by an Investigating Committee; and
- [Am.Act A1481] (b) the Disciplinary Committee after having studied the recommendations of the Investigating Committee -
- [Am.Act A1481] (i) may, if it proposes to make an order under paragraph (1A)(a) or (b), convene a hearing; or
- [Am.Act A1481] (ii) shall, if it proposes to make an order under paragraph (1A)(c) or (d), convene a hearing.
- [Am.Act A1481] (2A) The Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist will be given an opportunity to be heard -
- [Am.Act A1481] (a) at the investigation by the Investigating Committee, in person; or
- [Am.Act A1481] (b) at the hearing by the Disciplinary Committee, in person or by counsel.
- [Am.Act A1481] (3) The Disciplinary Committee may, if it deems fit, suspend the registration of any Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor, Quantity Surveying Technologist or Consulting Quantity Surveying Practice for a period not exceeding six months pending any investigations by the Investigating Committee under this Act and during the period of such suspension he or it shall not exercise any of the rights or privileges accorded to him or it under this Act.
- [Am.Act A1157] (4) (Deleted)

**Removal from Register.** 16 There shall be removed from the Register the name and other particulars of -

*[Am.Act A1481]* (a) any Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist who has died, or any Consulting Quantity Surveying Practice which has ceased to practise;

*[Am.Act A1481]* (b) any Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist who has failed to renew his registration, or any Consulting Quantity Surveying Practice which has failed to apply for a renewal of its approval to practise, within one month of the expiry of the registration or approval to practise, respectively;

*[Am.Act A1481]* (c) any Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist whose registration has been cancelled under paragraph 15(1A)(d) or 25A, or any Consulting Quantity Surveying Practice whose permit to practise has been cancelled under paragraph 7A(5)(dd), 7B(3) or 25A; or

*[Am.Act A1481]* (d) any Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist whose registration, or Consulting Quantity Surveying Practice whose approval to practise, has been effected by reason of any mistake or error made by the Board in considering his or its application for registration or approval to practise, respectively.

**Reinstatement.** 17 (1) Any Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist or Consulting Quantity Surveying Practice whose name has been removed from the Register pursuant to an order of the Board under subsection 7A(5) or 15(1A), shall, if his or its appeal is allowed, forthwith be reinstated and the Registrar shall issue a certificate of registration or permit to practise to him or it;

*[Am.Act A1481]*

*[Am.Act A1481]* (2) Any Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist or Consulting Quantity Surveying Practice whose name has been removed from the Register for failure to renew his registration or its permit to practise shall be reinstated as soon as may be after he or it has notified the Registrar of his or its desire to be reinstated and upon payment of such fees as may be prescribed, and the Registrar shall issue a certificate of registration or permit to practise to him or it.

*[Am.Act A1481]*

Provided that no Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist or Consulting Quantity Surveying Practice shall be reinstated under this section if he has failed to renew his registration or its permit to practise within a period of three years of the expiry thereof.

*[Am.Act A1481]*

(3) Any Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist or Consulting Quantity Surveying Practice whose name has been removed from the Register pursuant to an order of the Disciplinary Committee under subsection 7A(5) or 15(1A) and who has not appealed against that order or whose appeal has been dismissed may, after the expiration of not less than six months from the order of cancellation or from the date of the decision of the appeal, apply for reinstatement.

[Am.Act A1481]

- (4) The Board shall, upon receipt of satisfactory evidence of proper reasons for the reinstatement of the Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying technologist or Consulting Quantity Surveying Practice removed from the Register and upon reimbursement to the Board of all expenditure incurred arising out of the proceedings leading to cancellation of his or its registration or its permit to practise and upon payment of the prescribed fee, issue a certificate of registration or permit to practise to him or it.

**Certificates or permits to be returned.**

[Am.Act A1481]

- 18 Any Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist or Consulting Quantity Surveying Practice whose name is removed from the Register shall within fourteen days after notification to such person, firm or body corporate by registered post of the removal, surrender to the Board the certificate or registration or permit to practise issued to such person, firm or body corporate under this Act.

[Am.Act A1157]

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GENERAL  
PART V

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**Appeal.**

- 19 (1) Any person, firm or body corporate -

[Am.Act A1157]

- (a) who has been refused registration or approval to practise by the Board;

[Am.Act A1481]

- (b) who has been registered or approved to practise but is dissatisfied with any conditions or restrictions imposed by the Board under paragraph 4(b), subsection 7A(3) or 7B(1); or

[Am.Act A1481]

(c) who having been registered or approved to practise has had his or its name removed from the Register pursuant to an order made by the Disciplinary Committee under subsection 7A (5) or 15(1A);

[Am.Act A1157]

may within twenty-one days of being notified of the refusal, conditions, restrictions or removal appeal to the Appeal Board constituted under Section 20 and the Appeal Board may thereupon make such orders as it may deem just or proper.

(2) The Board shall give effect to any order made by the Appeal Board forthwith.

**Appeal Board.**

20 For the purpose of this Part there shall be established an Appeal Board consisting of a person qualified for appointment as a Judge of the High Court as a Chairman who shall be appointed by the Yang Di Pertuan Agong (after consultation with the Chief Justice) and two other persons appointed by the Yang Di Pertuan Agong.

[Am.Act A1481]

**Tenure of office of members of the Appeal Board.**

21 A member of the Appeal Board shall unless he sooner resigns his office or his appointment revoked hold office for such terms as may be specified in the instrument appointing him and shall be eligible for re-appointment.

**Procedure of Appeal**

[Am.Act A1481]

22 (1) A notice of appeal against an order of the Board or the Disciplinary Committee, as the case may be referred to in Section 19 shall be made in writing to the Appeal Board and a copy of the notice to the President of the Board or the Chairman of the Disciplinary Committee, as the case may be.

[Am.Act A1481]

- (2) On receipt of a copy of the notice of appeal the President of the Board or in the absence of the President the member delegated by the President so to do, or the Chairman of the Disciplinary Committee, as the case may be, shall cause to be prepared and sent to the Chairman of the Appeal Board records or a summary of the records of the proceedings of the Board or the Disciplinary Committee, as the case may be, and the statement setting out the grounds on which the Board or the Disciplinary Committee, as the case may be, arrived at its decision.

[Am.Act A1481]

- (3) Upon receiving the records or summary of the records and the grounds of the decision of the Board or the Disciplinary Committee, as the case may be, the Chairman of the Appeal Board shall convene a meeting of the Appeal Board to hear the appeal.

[Am.Act A1481]

- (4) The Appeal Board after hearing the appeal may confirm, vary or revoke the decision of the Board or the Disciplinary Committee, as the case may be.

- (5) The decision of the Appeal Board shall be final.

**Procedure of Appeal Board.**

- 23 The Appeal Board shall at its discretion determine its own procedure.

**Penalties for obtaining registration by false pretences, etc.**

- 24 Any person, firm or body corporate who -

[Am.Act A1157]

*[Am.Act A1157]*

(a) procures or attempts to procure registration or approval or a certificate of registration or a permit to practise under this Act by knowingly making or producing or causing to be made or produced any false or fraudulent declaration, certificate, permit, application or representation whether in writing or otherwise;

(b) wilfully makes or causes to be made any falsification in the Register;

*[Am.Act A1157]*

(c) forges, alters or counterfeits any certificate of registration or permit to practise under this Act;

*[Am.Act A1157]*

(d) uses any forged, altered or counterfeited certificate of registration or permit to practise under this Act knowing the same to have been forged, altered or counterfeited;

*[Am.Act A1481]*

(e) impersonates a Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist;

*[Am.Act A1481]*

(f) buys or fraudulently obtains a certificate of registration or permit to practise under this Act issued to another Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist or Consulting Quantity Surveying Practice; or

*[Am.Act A1157]*

(g) sells any certificate of registration or permit to practise issued under this Act; or

*[Am.Act A1157]*

(h) contravenes subsection 7(1), 8(1), section 24A, 24B, subsection 24D(2) or 25B(5), and,



[Am.Act A1157]

shall be guilty of an offence under this Act and shall be liable on conviction to a fine not exceeding fifty thousand ringgit or to imprisonment for a term not exceeding three years or to both, and, in the case of a continuing offence, to a further fine of five hundred ringgit for each day during which the offence continues after conviction.

**Restriction on employment of unregistered persons**

[Am.Act A1481]

24A No person shall employ as a Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist any person who is not registered under this Act.

**Restriction on employment of firm or body corporate as Consulting Quantity Surveying Practice.**

[Am.Act A1481]

24B No person shall employ as a Consulting Quantity Surveying Practice any firm or body corporate unless it is approved by the Board to practise as a Consulting Quantity Surveying Practice.

**Investigating Committee.**

[Am.Act A1157]

24C (1) For the purposes of subsections 7A(6), 15(2) and 15(3), the Board shall appoint an Investigating Committee consisting of -

[Am.Act A1481]

(a) a Chairman who shall be a Consultant Quantity Surveyor or Professional Quantity Surveyor;

[Am.Act A1481]

(b) two members from among Consultant Quantity Surveyors or Professional Quantity Surveyors who are not members of the Board; and

[Am.Act A1157]

(c) one other person where deemed necessary,

[Am.Act A1157]

to conduct an investigation.

[Am.Act A1481]

(2) (Deleted)

[Am.Act A1481]

- (3) Upon completion of its investigation, the Investigating Committee shall submit a report together with its recommendations to the Disciplinary Committee for its consideration.

**Procedure for hearing and investigation.**

[Am.Act A1481]

- 24D (1) The Disciplinary Committee or the Investigating Committee may for the purpose of a hearing or investigation -

[Am.Act A1481]

- (a) require any person, including a sole proprietor, partner, director, manager or secretary, to attend before it and give evidence on oath or affirmation, and the Chairman of the Disciplinary Committee or the Chairman of the Investigating Committee presiding at the hearing or investigation may administer the oath; and

[Am.Act A1157]

- (b) require such person to produce any book, document or paper relating to the subject matter of the hearing or investigation which is in the custody of that person or under his control.

[Am.Act A1157]

- (2) Any person, including a sole proprietor, partner, director, manager or secretary, shall, unless with reasonable excuse -

[Am.Act A1481]

- (a) attend and give evidence when required to do so by the Disciplinary Committee or the Investigating Committee;

[Am.Act A1481]

- (b) answer truthfully and fully any question put to him by any member of the Disciplinary Committee or the Investigating Committee; or

[Am.Act A1481]

- (c) produce to the Disciplinary Committee or the Investigating Committee any book, document or paper required of him.

**General  
Penalty.**

[Am.Act A1157]

[Am.Act A1157]

- 25 (1) Any person, firm or body corporate who contravenes or fails to comply with any of the provisions of this Act is guilty of an offence and, where no penalty is expressly provided therefor, is liable on conviction to a fine not exceeding two thousand ringgit.
- (2) If a firm or a body corporate contravenes or fails to comply with any of the provisions of this Act or any rules made thereunder, the sole proprietor or every partner, director, manager, secretary or other similar officer thereof shall be guilty of the same offence and be liable to the same penalty as the firm or the body corporate is guilty of and liable to, unless he proves that the offence was committed without his knowledge, consent or connivance or was not attributable to any neglect on his part.

**Failure to  
comply with  
orders of the  
Disciplinary  
Committee or  
Appeal Board.**

[Am.Act A1481]

- 25A Notwithstanding subsection 7A(6) or 15(2), where a Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist or Consulting Quantity Surveying Practice refuses or fails to comply with an order of the Disciplinary Committee made under subsection 7A(5) or 15(1A), or Appeal Board made under section 19, the Disciplinary Committee shall immediately cancel his certificate of registration or its permit to practise, respectively.

**Power of search  
and seizure.**

[Am.Act A1157]

[Am.Act A1157]

[Am.Act A1157]

- 25B (1) An authorised officer shall have the power to investigate the commission of any offence under this Act or any rules made under this Act.
- (2) An authorised officer may, for the purpose of carrying out the objectives of this section, at any reasonable time enter, inspect and examine any place of work.
- (3) In exercising his powers under subsection (2), an authorised officer may -

*[Am.Act A1157]*

(a) examine any book, account, record or other document as may be necessary to ascertain whether or not this Act or any rules made under this Act has been complied with;

*[Am.Act A1157]*

(b) direct that the place of work or any part of it, or anything in it, shall be left undisturbed, whether generally or in particular respect, for so long as is reasonably necessary for the purpose of any examination or investigation under this section;

*[Am.Act A1481]*

(c) search for and seize any signboard, card, letter, pamphlet, leaflet, notice or any device representing or implying that the person is a Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist or Consulting Quantity Surveying Practice; or

*[Am.Act A1157]*

(d) seize or take copies of or extracts from any book, account, record or other document found in the place of work which he has power to enter or in the vicinity of that place of work, and that is reasonably believed to furnish evidence of the commission of an offence under this Act or any rules made under this Act.

*[Am.Act A1157]*

(4) Where by reason of its nature, size or amount, it is not practicable to remove any signboard, card, letter, pamphlet, leaflet, notice, book, account, record or other device or document seized under this section, the authorised officer may, by any means, seal such signboard, card, letter, pamphlet, leaflet, notice, book, account, record or other device or document in the place of work in which it is found.

*[Am.Act A1157]*

(5) A person shall not, except with lawful authority -

[Am.Act A1157] (a) break, tamper with or damage, or attempt to break, tamper with or damage the seal referred to in subsection (4); or

[Am.Act A1157] (b) remove or attempt to remove any signboard, card, letter, pamphlet, leaflet, notice, book, account, record or other device or document under seal.

**List of things seized.** 25C (1) Except as provided in subsection (2), where any signboard, card, letter, pamphlet, leaflet, notice, book, account, record or other device or document is seized from the place of work under section 25B, the authorised officer shall prepare a list of the things seized and immediately deliver a copy of the list signed by him to the occupier of the place which has been searched, or to his agent or servant at that place.

[Am.Act A1157] (2) Where the place of work is unoccupied, the authorised officer shall, wherever possible, post a list of the things seized conspicuously at that place.

**Rules.** 26 The Board may with the approval of the Minister make rules to prescribe anything which may be prescribed or required to be prescribed under this Act or to enable it to perform any of its functions or to exercise any of its powers set out in this Act.

**Authorisation by President.** 26A (1) Subject to subsection (2) and such policy as the Board may from time to time adopt, the President may from time to time, on payment of the prescribed fee and on such conditions or with such restrictions as he thinks fit to impose, in writing authorise any person who is not a Consultant Quantity Surveyor or Professional Quantity Surveyor, or any firm or body corporate which is not practising as a Consulting Quantity Surveying Practice, to do any act or thing that the person, firm or body corporate would, but for the authorisation, be prohibited, or not be entitled, to do, and may at any time, without assigning any reason therefor, withdraw the authorisation by notice served on the person, firm or body corporate.

[Am.Act A1481]

[Am.Act A1157]

- (2) No person, firm or body corporate shall be authorised under this section to do any such act or thing for more than a total period of one hundred and eighty days in any one calendar year.

[Am.Act A1481]

- (3) A person, firm or body corporate who does any such act or thing under and in accordance with an authorisation under subsection (1) shall, notwithstanding any provision of this Act to the contrary, be deemed to be permitted or entitled to do that act or thing as if he were a Consultant Quantity Surveyor or Professional Quantity Surveyor or it were a firm or body corporate practicing as a Consulting Quantity Surveying Practice.

**Notices.**

- 26B (1) Any notice or document left at, or posted by registered post or prepaid post to, the last known address or principal place of business last appearing in the Register of a Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist or Consulting Quantity Surveying Practice shall be deemed to have been duly served upon that Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist or Consulting Quantity Surveying Practice

[Am.Act A1481]

[Am.Act A1481]

- (2) Subject to subsection (3), if the Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist or Consulting Quantity Surveying Practice fails to reply to the notice or document which has been duly served upon him or it in accordance with subsection (1) for at least three times, the Disciplinary Committee shall take the appropriate action against that Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist or Consulting Quantity Surveying Practice in accordance with this Act

[Am.Act A1481]

- (3) If the Consultant Quantity Surveyor, Professional Quantity Surveyor, Provisional Quantity Surveyor or Quantity Surveying Technologist or Consulting Quantity Surveying Practice fails to reply to the notice or document which has been duly served upon him or it in accordance with subsection (1) for at least three times, and if, with regard to the matter contained in the notice or document, the Disciplinary Committee proposes to suspend or cancel his registration or its permit to practise— the Disciplinary Committee shall -

[Am.Act A1157]

- (a) cause to be published in at least one national newspaper a notification containing the material contents of that notice or document; and

[Am.Act A1157]

- (b) take action in accordance with this Act based on his or its reply to the notification, or otherwise on his or its failure to reply that notifications.

**Building and Mining Surveyors excluded.**

[Am.Act A1157]

- 27 This Act shall not apply to Building Surveyors and Mining Surveyors.

**Savings as to right of Government.**

- 28 Nothing in this Act contained shall apply to anything done or omitted to be done by or under the authority of the Government of Malaysia or of any State.

**Indemnity.**

[Am.Act A1481]

- 29 (1) No action or proceeding shall be instituted or maintained in any court against the Board, Appeal Board, Disciplinary Committee, Investigating Committee or any body appointed by the Board, any member of the Board, Appeal Board, Disciplinary Committee, Investigating Committee or any such body, or any person authorised to act for or on behalf of the Board for any act or omission done in good faith in the discharge of any of its or his functions, powers and duties under this Act or any rules made under this Act.

[Am.Act A1157]

- (2) This section does not apply to powers conferred under section 4A or any power to enter into contracts exercised by the Board.

**Appointment of advocate and solicitor and other persons.**

[Am.Act A1157]

- 30 (1) The Board may appoint an advocate and solicitor to institute and conduct proceedings on its behalf.

[Am.Act A1157]

- (2) The Board, for the purposes of carrying out its functions, powers and duties under this Act may appoint any other person to assist the Board in carrying out such functions, powers and duties.

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SCHEDULE

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- 1 (1) The following persons shall be disqualified from being appointed to or being members of the Board: -
- (a) a person who is of unsound mind and/or is otherwise incapable of performing his duties;
  - (b) a bankrupt
- (2) A member of the Board shall vacate his office if he fails to attend three consecutive meetings of the Board without the permission in writing of the President or if he becomes disqualified under sub-paragraph (1).

[Am.Act A1481]

- 2 (1) The Board shall meet at least four times a year at such place as may from time to time be appointed by the President.
- (2) At any meeting of the Board the President shall preside, and in his absence the members shall elect one of their number to preside over the meeting.
- (3) The quorum of the Board shall be ten.



- (4) If on any questions to be determined by the Board there is an equality of votes, the President or, in the case where the President is absent, the member presiding over the meeting shall have a casting vote.
  - (5) Subject to sub-paragraphs (3) and (4) the Board shall determine its own procedure and, except in relation to Sections 15 and 26, have power to delegate to committees appointed by the Board all or any of the functions of the Board upon such terms and subject to such conditions and restrictions as the Board may in its absolute discretion think fit. Any act, ruling or decision of any committee so appointed shall be deemed to be the act, ruling or decision of the Board.
  - (6) The Board shall cause proper records of its proceedings and of the proceedings of any committee appointed by it to be kept.
- 3
- (1) The Board shall have a common seal which shall bear such device as the Board may approve and such seal may from time to time be broken, changed, altered and made anew by the Board as the Board may think fit.
  - (2) Until a seal is provided by the Board under this paragraph, a stamp bearing the description "Board of Quantity Surveyors" may be used and shall be deemed to be the Common Seal.
  - (3) The Common Seal shall be kept in the custody of the President and shall be authenticated by the President or other member acting in the absence of the President, and any document purporting to be sealed with the said seal, authenticated as aforesaid shall, until the contrary is shown, be deemed to have been validly executed.

- [Am.Act A1481] 4 All monies arising from fees payable under this Act shall be paid to the Board to be applied in first place to defraying the expenses of registration and other expenses of the administration of this Act including any expenses of the Board that may be allowed under any rules made under this Act and thereafter to sponsor or provide facilities for the promotion of learning and education in connection with quantity surveying. Monies not immediately required by the Board shall be invested in such Trustee Securities as the Board may from time to time determine.

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#### SAVING AND TRANSITIONAL

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- (1) A firm or body corporate practicing as a consulting Quantity Surveyor under the principal Act, before the date of the coming into operation of this Act, may continue to practise, carry on business or take up employment in quantity surveying services until the expiry of the certificate of registration issued under the principal Act.
- (2) For the purposes of subsection (1), the provisions relating to a firm or body corporate practicing as a consulting Quantity Surveyor under the principal Act shall continue to apply as if those provisions of the principal Act had not been amended by this Act.
- (3) Any registered Quantity Surveyor under the principal Act who -
  - (a) On the date of the coming into operation of this Act, has been registered for a period of not less than five years shall be deemed to be registered as a Consultant Quantity Surveyor; and
  - (b) On the date of the coming into operation of this Act, has been registered for a period of less than five years shall be deemed to be registered as a Professional Quantity Surveyor.

- (4) Any registered Quantity Surveyor deemed to be registered as a Consultant Quantity Surveyor under paragraph (3)(a) and any registered Quantity Surveyor deemed to be registered as a Professional Quantity Surveyor under paragraph (3)(b) shall continue to practise, carry on business or take up employment in quantity surveying services until the expiry of the certificate of registration issued under the principal Act.
- (5) Any person deemed to be a registered Professional Quantity Surveyor under paragraph (3)(b) may apply to be registered as a Consultant Quantity Surveyor -
  - (a) within five years from the date of coming into operation of this Act provided that he has been registered for a period of not less than five years and has acquired working experience during that period; or
  - (b) If the person has passed an examination as may be determined by the Board.
- (6) Any registered graduate Quantity Surveyor and temporary registered Quantity Surveyor under the principal Act shall, on the date of the coming into operation of this Act, be deemed to be registered as a Provisional Quantity Surveyor.
- (7) Any registered graduate Quantity Surveyor and temporary registered as a Provisional Quantity Surveyor under subsection (6) shall continue to practise, carry on business or take up employment in quantity surveying services until the expiry of the certificate of registration issued under the principal Act.

LAWS OF MALAYSIA

ACT 487

QUANTITY SURVEYORS ACT 1967

Amending Law	Short Title	In force from
Act A131	Registration of Surveyors (Amendment) Act 1972	7-7-1972
Act A172	Registration of Surveyors (Amendment) Act 1973	30-3-1973
Act A248	Registration of Surveyors (Amendment) Act 1974	15-3-1974
Act A242	Valuers, Appraisers and Estate Agents Act 1981	6-2-1981
Act A598	Valuers, Appraisers and Estate Agents Act 1984	7-9-1984
Act A742	Quantity Surveyors (Amendment) Act 1989	25-8-1989
Act A1157	Quantity Surveyors (Amendment) Act 2002	1-12-2002
Act A1481	Quantity Surveyors (Amendment) Act 2015	30-1-2016





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BOARD OF QUANTITY SURVEYORS MALAYSIA

17th Floor, Ibu Pejabat JKR, Block F, Jalan Sultan Salahuddin, 50582 Kuala Lumpur

E-mail : [info@bqsm.gov.my](mailto:info@bqsm.gov.my)

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**LEMBAGA JURUUKUR BAHAN MALAYSIA**  
(BOARD OF QUANTITY SURVEYORS MALAYSIA)