

SIXTH SCHEDULE

LICENSED LAND SURVEYORS ACT 1958

LICENSED LAND SURVEYORS REGULATIONS 2011

[Subregulation 13(1)]

ARTICLES

LAND SURVEYORS BOARD
PENINSULAR MALAYSIA

REF: LJT_____

This Articles is made on the ____ day of _____ 20__ between _____
(licensed land surveyor)
a licensed land surveyor who had been issued with a licence to practice the profession of land
surveying and practising at _____

AND _____ I/C No: _____ of _____
(articled person)

_____ who is a person equipped with the required pre-
requisites to undergo training under the licensed land surveyor to qualify to be registered as a land
surveyor (hereinafter referred as the “articled person”).

Whereas the articled person is desirous of obtaining training in conduct of title and other surveys and
the licensed land surveyor had agreed to provide such training to the articled person to enable him to
seek registration with the Land Surveyors Board in Peninsular Malaysia as a licensed land surveyor.

Whereas the licensed land surveyor is practicing as a sole *proprietor/partnership and have been
registered with the Board for more than 5 years.

Whereas the articled person shall undergo articleship under the supervision of the licensed land
surveyor.

Whereas the articled person shall be provided free training and/or instruction and/or facilities during
the articleship.

1. Interpretation

1.1 The headings and marginal headings to the clauses are for convenience only and have no
legal effect.

1.2 Any reference in this Articles to any Act or subsidiary legislation includes any statutory
modification or re-enactment of it or the provisions referred to.

1.3 In this Articles:

“Act” means the Licensed Land Surveyors Act 1958 [Act 458];

“articled person” means a person who is a Malaysian citizen who has obtained the required qualification as stipulated under the Licensed Land Surveyors Regulations 2011 and is undergoing training under a licensed land surveyor;

“Articles” means an agreement or writing containing a contract or an agreement for training in land surveying made between a licensed land surveyor and the person seeking to qualify himself as a licensed land surveyor;

“examination” means the examination conducted by the Board for the issuance of a certificate of competency;

“licence to practice” means a licence to practice as a licensed land surveyor issued by the Board;

“licensed land surveyor” means a person whose name has been placed in the Register and to whom a licence to practice has been issued by the Board; and

“Board” means the Land Surveyors Board established under section 3 of the Act.

2. Duration and warranty

- 2.1 The articled person shall commence his articleship under the guidance of the licensed land surveyor from the _____ of _____ 20__ and shall continue for a period of two (2) years (subject to earlier annulment) as provided in this Articles.
- 2.2 The articled person warrants that by virtue of entering into this Articles the articled person will not be in breach of any expressed or implied terms of any contract with or of any other obligation to any third party binding upon him.

3. Duties of the articled person

The articled person shall at all times during the period of the Articles –

- 3.1 devote so much of his time, attention and ability as is reasonably required of him;
- 3.2 faithfully and diligently perform those duties and exercise such powers consistent with them which are from time to time assigned to or vested in him;
- 3.3 keep the licensed land surveyor promptly and fully informed (in writing if so requested) of his conduct of the field or office work and provide such explanations as may be required;
- 3.4 not make any false claims or any untrue or misleading statement during his articleship;
- 3.5 return all documents to the licensed land surveyor as soon as practicable after completion of any survey or as directed;

- 3.6 return any documents or tangible items which belong to the licensed land surveyor as directed;
- 3.7 be duty bound to take good care of the equipments which are in his possession or under his control;
- 3.8 return all documents and tangible items which belong to the licensed land surveyor in the event of any dispute and pending settlement or upon the annulment of the Articles without any pre-conditions;
- 3.9 endeavour to pass the examinations set by the Board during his articleship; and
- 3.10 produce evidence of experience to the licensed land surveyor.

4. Duties of the licensed land surveyor

The licensed land surveyor shall at all times during the period of this Articles –

- 4.1 provide allowances to the articted person for the performance of his duties;
- 4.2 provide facilities for the completion of twelve (12) months of training which includes six (6) months of field work and six (6) months of office work in the conduct of title surveys;
- 4.3 assist the articted person to obtain maximum exposure by providing leave of absence to attend seminars, revision courses or examinations and permit the making of copies of records of any surveys for the purposes of examinations;
- 4.4 provide the articted person a period of supervised training before effecting surveys on his own responsibility;
- 4.5 furnish progress reports or any other documents or reports for the successful conduct and completion of the articleship;
- 4.6 forward to the Secretary of the Board the Articles duly completed within three (3) months from the date of commencement together with:
 - (a) evidence of educational qualification specified in the Licensed Land Surveyors Regulations 2010;
 - (b) evidence of date of birth; and
 - (c) the fee for registrations of Articles.
- 4.7 submit to the Secretary a statement in the form of the Eighth Schedule of the Licensed Land Surveyors Regulations 2011 for the period or part thereof ending thirtieth June or thirty-first December of each year not later than thirty days after the end of such period;
- 4.8 allocate time for the proper guidance of the articted person; and
- 4.9 not withhold the issuance of any certificate pertaining to the training provided during articleship, in the event of any dispute and pending settlement.

5. Annulment

Either party may annul the Articles by giving the other party notice in writing of at least fourteen (14) days and simultaneously informing the Board of such annulment or upon the registration of the articulated person as a licensed land surveyor.

6. Safety

The licensed land surveyor shall ensure the safety of the articulated person.

7. Severability

If any of the provisions of this Articles becoming invalid, illegal or unenforceable in any respect under the law, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired.

8. Stamping

This Articles shall be stamped and delivered to the respective parties and the cost shall be borne by the licensed land surveyor.

IN WITNESS WHEREOF of the respective hands of the duly appointed and authorised signatories of the articulated person and the licensed land surveyor were hereunto written in the day and year first above written.

SIGNED SEALED AND DELIVERED

by the said _____
in the presence of _____
on this _____ day of _____
20 _____

}

AND by the said _____
in the presence of _____
on this _____ day of _____
20 _____

}

**delete where appropriate*