

Land Surveyors (Code of Professional Conduct and Ethics) Rules

Table of Contents

1 Citation

2 Code of Professional Conduct and Ethics

THE SCHEDULE Code of Professional Conduct and Ethics

Legislative History

LAND SURVEYORS ACT (CHAPTER 156, SECTION 40)

LAND SURVEYORS (CODE OF PROFESSIONAL CONDUCT AND ETHICS) RULES

R 5

G.N. No. S 403/1991

REVISED EDITION 2002

(31st January 2002)

[13th September 1991]

Citation

1. These Rules may be cited as the Land Surveyors (Code of Professional Conduct and Ethics) Rules.

Code of Professional Conduct and Ethics

2.—(1) Every registered surveyor shall observe and be guided by Part I of the Code of Professional Conduct and Ethics set out in the Schedule.

(2) Every licensed corporation and partnership shall, when supplying survey services

in Singapore, observe and be guided by Part II of the Code of Professional Conduct and Ethics set out in the Schedule.

[S 183/2007 wef 02/05/2007]

THE SCHEDULE

CODE OF PROFESSIONAL CONDUCT AND ETHICS

PART I

1. In this Code, unless the context otherwise requires —

“housing developer” has the same meaning as in the Housing Developers (Control and Licensing) Act (Cap. 130);

“practising registered surveyor” means a registered surveyor carrying on his profession, whether jointly in partnership with other registered surveyors or on his own, as an employee, a member of a licensed partnership or a director of a licensed corporation;

[S 183/2007 wef 02/05/2007]

“publicity” means any form of advertisement and includes any advertisement —

(a) printed in any medium for the communication of information;

(b) appearing in, communicated through or retrievable from, any mass medium, electronic or otherwise including but not limited to the internet,

and its derivatives, and “publicise”, “publicised” and “publicising” shall be construed accordingly.

2. A practising registered surveyor shall, in the exercise of his profession, uphold the dignity, standing and reputation of the profession.

3.—(1) A practising registered surveyor may, subject to this rule, publicise his practice or allow his employees or agents to do so.

(2) A practising registered surveyor shall not publicise his practice in a manner which —

(a) is likely to diminish public confidence in the profession of surveying or to otherwise bring the profession into disrepute;

(b) may reasonably be regarded as being misleading, deceptive, inaccurate, false or unbefitting the dignity of the profession; or

(c) the Board may determine to be an undesirable manner of publicising his practice.

(3) For the purposes of this rule, publicity shall be considered to be misleading, deceptive, inaccurate or false if it —

(a) contains a material misrepresentation;

(b) omits to state a material fact;

- (c) contains any information which cannot be verified; or
- (d) is likely to create an unjustified expectation about the results that can be achieved by the practising registered surveyor.

(4) In publicising his practice, a practising registered surveyor shall ensure that —

- (a) any claim to expertise or specialisation can be justified;
- (b) the publicity does not make any direct or indirect mention of past projects in which, or clients for whom, the practising registered surveyor or any of his firm or company had acted where the provision of such information will involve a breach of confidentiality owed to any client or former client;

[S 183/2007 wef 02/05/2007]

- (c) the publicity does not make any comparison or criticism in relation to the quality of the services provided by any other practising registered surveyor, licensed corporation or partnership, or allied professional; and

[S 183/2007 wef 02/05/2007]

- (d) the publicity does not make any reference to the charges, fees or remuneration of the practising registered surveyor in relation to his survey services.

(5) For the purpose of sub-paragraph (4)(a), the following factors shall be taken into account in justifying any claim to expertise or specialisation:

- (a) academic qualifications;
- (b) experience;
- (c) facilities;
- (d) personnel; and
- (e) capacity to render service.

(6) Where a practising registered surveyor becomes aware of any impropriety in any publicity relating to his practice, it shall be his responsibility to use his best endeavour to procure the rectification or withdrawal of the publicity, and to prevent its recurrence.

(7) Where it appears to the Board that the publicity relating to the practice of any practising registered surveyor is contrary to this rule, the Board may, after making due inquiry into the matter, order the practising registered surveyor to alter, withdraw, remove or discontinue the publicity or cause the same to be altered, withdrawn, removed or discontinued.

(8) The responsibilities of a practising registered surveyor under this rule shall not be capable of being delegated to any other person.

(9) No publicity relating to the practice of any practising registered surveyor shall make use of the logo of the Board.

(10) A registered surveyor shall not endorse surveying products or processes in any commercial advertisement.

4.—(1) A registered surveyor shall refrain from expressing publicly an opinion on a survey unless he is informed as to the facts relating thereto.

(2) A registered surveyor —

(a) shall exercise due restraint in criticising the work of another registered surveyor or any licensed corporation or partnership ; or

[S 183/2007 wef 02/05/2007]

(b) shall not maliciously or recklessly injure or attempt to injure, directly or indirectly, the professional reputation, prospects or business of another registered surveyor or any licensed corporation or partnership,

[S 183/2007 wef 02/05/2007]

but this sub-paragraph shall not prejudice the moral obligation on him to expose unethical conduct before the proper authorities or preclude a frank but private appraisal of employees or registered surveyors being considered for employment.

(3) A registered surveyor shall not issue any statement, criticism or argument on matters connected with public policy which is inspired or paid for by private interests unless the registered surveyor indicates on whose behalf he is making the statement, criticism or argument.

5.—(1) A practising registered surveyor shall discharge his duties to his employer or client with complete fidelity.

(2) Subject to this paragraph, a practising registered surveyor shall not, except with the knowledge and approval of his employer or client, accept remuneration for services rendered other than from his employer or the client.

(3) A practising registered surveyor shall not —

(a) accept any trade commission, discount, allowance or indirect payment or other consideration in connection with any professional work in which the registered surveyor is engaged; or

(b) receive directly or indirectly any royalty, gratuity or commission, in respect of any patented article or process used on or for the purpose of the work in respect of which he is acting for an employer unless such royalty, gratuity or commission has been authorised in writing by such employer.

(4) Nothing in this paragraph shall prohibit a practising registered surveyor who is a director of a licensed corporation from receiving remuneration for his services as a director, or who is a registered holder of any share in a licensed corporation from receiving any dividend on that share.

6.—(1) A practising registered surveyor shall not hold, assume or knowingly accept a position in which his interest is in conflict with his professional duty to his client.

(2) Without prejudice to sub-paragraph (1), a practising registered surveyor —

(a) who is a member of a firm, a director of a corporation or an employee of a firm or corporation shall not act as a surveyor in respect of a contract to which such firm or corporation is a party;

(b) shall not act as a surveyor in respect of any project in which he, or a firm of which he is a member, or a corporation of which he is a director, is acting as a housing developer or estate agent; or

(c) shall not be financially interested in any business of a housing developer or estate agent or any other business to such an extent as would affect the independent exercise of his