

# REGULATIONS FOR COMPETENCE REGISTERS

## PURPOSE AND OBJECTIVE

1. Rule 28 of the Engineering New Zealand Rules provides that the Engineering New Zealand Governing Board (the “Board”) may establish Competence Registers.
2. The Objective of each Competence Register is the advancement of the Objective of Engineering New Zealand, by enabling engineering practitioners who demonstrate they meet prescribed competence standards within one or more areas of engineering practice to be recognised by registration on that Register.
3. These Regulations apply to the New Zealand sections of the International Professional Engineers Register, the International Engineering Technologist Register, and the International Engineering Technician Register, which have been established by the Board under Rule 28.
4. The purpose of these Regulations is to set out procedures by which:
  - 4.1 applications for registration to the Registers are made;
  - 4.2 competence for registration must be demonstrated;
  - 4.3 persons may be suspended or removed from the Registers; and
  - 4.4 fees are to be paid for entry to or continuation on the Registers.
5. These Regulations are made by the Board pursuant to Rules 22 and 28.3.

## COMMENCEMENT

6. These Regulations came into force on 1 October 2017 and were last updated on 12 December 2019.

## INTERPRETATION

7. In these Regulations, unless the context otherwise requires, —

**Registers** means the New Zealand sections of the International Professional Engineers Register, the International Engineering Technologist Register, and the International Engineering Technician Register.

**Registered** and **Registration** refer to registration on a Register as defined in this section.

**Registered Person(s)** means a person who is registered on a Register as defined in this section.

**Rules** means the Engineering New Zealand Rules.

## ENTITLEMENT TO REGISTRATION

8. Only Chartered Members of Engineering New Zealand are entitled to become Registered Persons.
9. Clause 8 does not affect the right of any person who is not a Chartered Member of Engineering New Zealand but who was registered before 1 October 2017 to maintain their registration on that Register.

## APPLICATIONS FOR REGISTRATION ON THE REGISTERS

10. Any Chartered Member of Engineering New Zealand may apply to become a Registered Person.
11. Applications for registration may be made in conjunction with an application for Chartered Membership of Engineering New Zealand or may be made by existing Chartered Members of Engineering New Zealand.
12. Applicants for registration must include with their application:
  - 12.1 their full name and contact details;
  - 12.2 the name of the Register they are applying for registration on;
  - 12.3 whether or not the applicant consents to their contact details being included on the Register;
  - 12.4 evidence that the applicant satisfies the minimum standard for registration on the Register they are applying for registration on, as defined in clause 14-16; and
  - 12.5 the application fee, as prescribed in clause 17.
13. Existing Chartered Members applying for registration on a Register must, in addition to the information in clause 12, provide evidence they have made a current Continuing Professional Development (CPD) Declaration as required by Rule 4.6.

## MINIMUM STANDARDS FOR REGISTRATION ON THE REGISTERS

14. To meet the minimum standard for registration on the New Zealand section of the International Professional Engineers Register, a person must:
  - 14.1 hold Chartered Membership of Engineering New Zealand in the engineer category; and
  - 14.2 hold a qualification recognised under the Washington Accord, or an equivalent qualification as assessed according to the New Zealand assessment statement approved by the International Professional Engineers Agreement; and
  - 14.3 have a minimum of seven years of relevant practical experience following completion of the qualification recognised in clause 14.2; and
  - 14.4 have taken responsibility for significant professional engineering activities for a period of at least two years.
15. To meet the minimum standard for registration on the New Zealand section of the International Engineering Technologist Register, a person must:
  - 15.1 hold Chartered Membership of Engineering New Zealand in the engineering technologist category; and
  - 15.2 hold a qualification recognised under the Sydney Accord, or an equivalent qualification as assessed according to the New Zealand assessment statement approved by the International Engineering Technologist Agreement; and
  - 15.3 have a minimum of seven years of relevant practical experience following completion of the qualification recognised in clause 15.2, and
  - 15.4 have taken responsibility for significant engineering activities for a period of at least two years.

16. To meet the minimum standard for registration on the International Engineering Technician Register, a person must:
  - 16.1 hold Chartered Membership of Engineering New Zealand in the engineering technician category; and
  - 16.2 hold a qualification recognised under the Dublin Accord, or an equivalent qualification as assessed according to the New Zealand assessment statement approved by the Agreement for International Engineering Technicians; and
  - 16.3 have a minimum of one year of relevant practical experience following completion of the qualification recognised in clause 16.2.

## **FEES**

17. The Board may specify application fees payable by persons applying for registration on the Registers.
18. The Board may set an annual registration fee payable by each Registered Person.

## **ASSESSMENT OF APPLICATION**

19. Applications for registration made in conjunction with an application for Chartered Membership of Engineering New Zealand will be:
  - 19.1 evaluated by the Assessment Panel evaluating the application for Chartered Membership of Engineering New Zealand; and
  - 19.2 determined by the Competency Assessment Board in accordance with the Engineering New Zealand Election or Transfer to Membership Classes Regulations.
20. Applications for registration by existing Chartered Members will be:
  - 20.1 evaluated by an Assessor appointed under the provisions of the Engineering New Zealand Election or Transfer to Membership Classes Regulations; and
  - 20.2 determined by the Engineering New Zealand Registrar after considering the Assessor's evaluation of the application.

## **REVIEW OF DECISIONS**

21. A person may request a review of a decision to decline their registration on a Register in accordance with the review procedures set out in the Engineering New Zealand Election or Transfer to Membership Classes Regulations.

## **MANAGEMENT OF THE REGISTERS**

22. The Board is responsible for the management of the Registers.
23. Registers will be public, and held and maintained in electronic form.
24. Each Register will include the following information about each Registered Person:
  - 24.1 the name of the person;
  - 24.2 the date the person was registered;
  - 24.3 any order made against the person on a disciplinary matter in the last three years; and
  - 24.4 any current suspension of their registration and the reasons for that suspension, and any conditions for its termination.

## TITLES AND POST NOMINALS

25. Each person who is registered on the New Zealand section of the International Professional Engineers Register, and whose registration on that Register is not suspended, may use the:
- 25.1 title International Professional Engineer; and/or
  - 25.2 title APEC Engineer; and/or
  - 25.3 post nominal abbreviation IntPE(NZ).
26. Each person who is registered on the New Zealand section of the International Engineering Technologist Register, and whose registration on that Register is not suspended, may use the:
- 26.1 title International Engineering Technologist; and/or
  - 26.2 post nominal abbreviation IntET(NZ).
27. Each person who is registered on the International Engineering Technician Register, and whose registration on that Register is not suspended, may use the:
- 27.1 title International Engineering Technician; and/or
  - 27.2 post nominal abbreviation IntETn(NZ).
28. Each Registered Person must comply with these Regulations and the Rules of Engineering New Zealand, including the obligations on Engineering New Zealand Members set out in Rule 4.

## MAINTAINING REGISTRATION

29. To maintain registration, Registered Persons will:
- 29.1 either –
    - i. retain Chartered Membership of Engineering New Zealand in good standing; or
    - ii. in the case of persons registered on the New Zealand section of the International Professional Engineers Register before 1 October 2017 who are not Chartered Members of Engineering New Zealand, remain registered as a Chartered Professional Engineer; and
  - 29.2 pay the annual registration fee as set out in clause 18.

## COMPLAINTS, SUSPENSION AND REMOVAL OF REGISTRATION

### Complaints

30. Complaints about Registered Persons will be managed in the following ways:
- 30.1 If the Registered Person is an Engineering New Zealand member, the complaint will be managed in accordance with the procedures set out in the Engineering New Zealand Disciplinary Regulations.
  - 30.2 Additionally, if the Registered Person is a Chartered Professional Engineer, the complaint will be managed in accordance with the procedures set out in the Chartered Professional Engineers of New Zealand Act 2002 and the Chartered Professional Engineers of New Zealand Rules (No 2) 2002.

### Suspension from register

31. Engineering New Zealand may suspend a Registered Person's registration if:
- 31.1 the Registered Person has been suspended from Engineering New Zealand membership and/or the register for Chartered Professional Engineers by an order of a Disciplinary Committee established under the Rules of Engineering New Zealand and/or the Chartered Professional Engineers of New Zealand Act and Rules. The Registered Person will have their registration suspended under the

same conditions as their suspension from Engineering New Zealand membership and/or the register for Chartered Professional Engineers; or

31.2 the Registered Person does not pay the applicable annual registration fee within 90 days from its due date.

### **Removal of registration**

32. Engineering New Zealand may remove a Registered Person from a Register in the following circumstances:

32.1 the Registered Person's registration has been suspended for non-payment of the annual registration fee, and the fee remains unpaid 12 months after the due date; or

32.2 the Registered Person has been removed from Engineering New Zealand membership and/or the register for Chartered Professional Engineers by order of a Disciplinary Committee; or

32.3 the Registered Person dies; or

32.4 the Registered Person requires it by written notice to Engineering New Zealand.

33. If Engineering New Zealand proposes to suspend or remove a person's registration in accordance with clause 32.1 or 32.2, Engineering New Zealand must:

33.1 notify the Registered Person of the reasons for the proposed decision; and

33.2 give the Registered Person a reasonable opportunity to make written submissions on the matter.

34. If Engineering New Zealand suspends or removes a Registered Person's registration, Engineering New Zealand must:

34.1 Notify the Registered Person of its decision and the reasons for that decision; and

34.2 Remove or suspend that registration. However, Engineering New Zealand must not remove a person's registration until the expiry of a period of at least 28 days after the notification of the decision.

### **ITEMS NOT COVERED**

Anything not covered within these Regulations that could reasonably be expected to be included will be determined at the discretion of the Board.