

BOARD NOTICE 73 OF 2005
PROPERTY VALUERS PROFESSION ACT, 2000
FOURTH AMENDMENT TO RULES

The South African Council for the Property Valuers Profession, under section **37** of the Property Valuers Profession Act, 2000, hereby makes the rules in the Schedule.

SCHEDULE

Definitions

1. In these rules, unless the context otherwise indicates –
 - (i) “the Act” means the Property Valuers Profession Act, 2000 (Act No. **47** of 2000); and
 - (ii) “the Rules” means the Rules for the Property Valuers Profession, 2003, **as** amended.

Amendment of rule 8 of Rules

2. Rule **8** of the Rules is hereby amended by the substitution for subrule **2** of the following subrule:

“(2) An applicant may apply to the council for registration in more than one category referred to or contemplated in section 19(1) of the Act, provided –

 - (a) that a separate application form with separate supporting information and documents, **as well as** the applicable registration fee and charges, accompany the application in respect of each category;
 - (b) that an applicant may not at the same time be registered in more **than** one category; and
 - (c) that when the council registers **an** applicant in a category other than the category in which the applicant has been registered, **the** previous registration lapses by that very fact.”.

Amendment of Annexure D.2 to Rules

3. Annexure **D.2** to the Rules is hereby amended by the insertion before item 1 of the following item:

“Registration of Estate Agents

A1.(1) For the purposes of this item -

- (a) “estate agent” means an estate agent as defined in section I of the Estate Agency Affairs Act;
 - (b) “fidelity fund certificate” means a fidelity fund certificate is defined in section 1 of the Estate Agency Affairs Act; **and**
 - (c) “the Estate Agency Affairs Act” means the Estate Agency Affairs Act 1976 (Act No. 112 of 1976).
- (2) Without derogating from the provisions of section 20(2) of the Act, the council shall, in addition, be satisfied that ~~an~~ applicant wishing to be registered as a candidate single residential property assessor or a single residential property assessor -
- (a) is an estate agent; and
 - (b) is in possession of a valid fidelity fund certificate.
- (3) Without derogating from the provisions of section 21 of the Act, and in addition, the registration of a candidate single residential property assessor or a single residential property assessor shall, by that very fact, lapse if -
- (a) the registered person concerned is no longer an estate agent; or
 - (b) the fidelity fund certificate of the registered person concerned is withdrawn or lapses in terms of section 28 or 29(3) of the Estate Agency Affairs Act.
- (4) Any applicant whose application for registration ~~as~~ a single residential property assessor is pending at the date of commencement of item A1 or who does not already comply with subitem (2)(a) and (b), shall within 12 months from that date, or a further period determined by the council, comply with subitem (2)(a) and (b).
- (5) The registration of any person who at the date of commencement of item A1 is registered as a candidate single residential property assessor and who does not comply with subitem (2)(a) and (b), lapses after 12 months from that date, or a further period determined by the council, unless the candidate single residential property assessor complies with subitem (2)(a) and (b).”.

Short title

4. These rules shall be called the Fourth Amendment to the Rules.