

BOARD NOTICE 945 OF 2026

BEFORE THE DISCIPLINARY TRIBUNAL OF THE ENGINEERING COUNCIL OF SOUTH AFRICA HELD AT
JOHANNESBURG ON 30 JULY 2024, 3 OCTOBER 2024 AND 12 NOVEMBER 2024 VIA MS TEAMS

In the matter between:

Engineering Council of South Africa

(Complainant)

And

Jan Fanoy

Registration number 830195

(Respondent)

Publication in terms of section 32(5) of the Engineering Profession Act, 46 of 2000 ("The Act") of the finding and sanction imposed by a Disciplinary Tribunal at a disciplinary hearing, into the alleged improper conduct of a registered person.

NATURE OF CONTRAVENTION

Guilty of contravention of Rule 3.2(J), Rule 4(f) and Rule 4(g) of the Rules of the Code of Conduct for Registered Persons promulgated under Board Notice 41 of 2017, Government Gazette number 40961 of 17 March 2021.

Guilty of contravention of Rule 8.2, Rule 8.3, Rule 8.4(a), Rule 8.4(b), Rule 8.4(c), Rule 8.4(d), Rule 8.4(e), Rule 8.6(a), Rule 8.6(b), Rule 8.6(c), Rule 8.6(d), Rule 8.6(e) of the Overarching Code of Practice for the Performance of Engineering Work promulgated under Board Notice 20 of 2021, Government Gazette number 44333 of 26 March 2021.

SANCTION

1. The Respondent is fined to pay to the Council an amount of R40 000.00 (forty thousand rand) to be paid in 2 (two) monthly instalments of R20 000.00 (twenty thousand rand) the first instalment being due within 30 days of this Ruling / Sanction coming to the attention of the Respondent and the second instalment in the amount of R20 000.00 (twenty thousand rand) 30 days later.
2. The Respondent's registration shall be suspended for a period of 6 (six) months, the suspension commencing on the day which this Ruling/ Sanction comes to the attention of the Respondent. During this suspension period the provisions of Section 26(4) of the EPA will apply and the Respondent will not be prohibited from performing work as defined

in the EPA provided that such work is carried out under the direction, control and supervision of a registered person as defined in the EPA, who is authorised to perform the work and who must assume responsibility for any work conducted during this time.

3. The Respondent is required to complete training courses as directed by ECSA on professional ethics and regulatory compliance.