



# Architects Act 1997

## 1997 CHAPTER 22

### PART II

#### REGISTRATION ETC.

##### *Removal from Register etc.*

#### **8 Retention of name in Register.**

- (1) The Board may require a registered person to pay a retention fee of a prescribed amount if he wishes his name to be retained in [<sup>F1</sup>Part 1 of] the Register in any calendar year after that in which it was entered.
- (2) Where, after the Registrar has sent a registered person who is liable to pay a retention fee a written demand for the payment of the fee, the person fails to pay the fee within the prescribed period, the Registrar may remove the person's name from [<sup>F1</sup>Part 1 of] the Register.
- (3) Where a person whose name has been removed from [<sup>F1</sup>Part 1 of] the Register under subsection (2) pays the retention fee, together with any further prescribed fee, before the end of the calendar year for which the retention fee is payable or such longer period as the Board may allow—
  - (a) his name shall be re-entered in [<sup>F1</sup>Part 1 of] the Register (without his having to make an application under section 4 <sup>F2</sup>...); and
  - (b) if the Board so directs, it shall be treated as having been re-entered on the date on which it was removed.

#### **Textual Amendments**

- F1** Words in s. 8 inserted (20.6.2008) by [Architects \(Recognition of European Qualifications etc and Saving and Transitional Provision\) Regulations 2008 \(S.I. 2008/1331\)](#), regs. 1, **12(a)**

*Status: Point in time view as at 20/06/2008.*

*Changes to legislation: There are currently no known outstanding effects for the Architects Act 1997, Cross Heading: Removal from Register etc.. (See end of Document for details)*

- F2** Words in s. 8(3)(a) omitted (20.6.2008) by virtue of [Architects \(Recognition of European Qualifications etc and Saving and Transitional Provision\) Regulations 2008 \(S.I. 2008/1331\)](#), regs. 1, **12(b)**

## 9 Competence to practise.

- (1) Where the Board is not satisfied that a person who—
- (a) applies for registration in pursuance of section 4 <sup>F3</sup> ...;
  - (b) wishes his name to be retained or re-entered in [<sup>F4</sup>Part 1 of] the Register under section 8; or
  - (c) applies for his name to be re-entered in [<sup>F4</sup>Part 1 of] the Register under section 18,

has gained such recent practical experience as the Board may prescribe, his name shall not be entered or re-entered in [<sup>F4</sup>Part 1 of] the Register, or shall be removed from it, unless he satisfies the Board of his competence to practise.

- (2) Where the Board decides that the name of a person to whom paragraph (b) of subsection (1) applies is by virtue of that subsection to be removed from, or not to be re-entered in, [<sup>F4</sup>Part 1 of] the Register, the Registrar shall serve written notice of the decision on him within the prescribed period after the date of the decision.

### Textual Amendments

- F3** Words in s. 9(1)(a) omitted (20.6.2008) by virtue of [Architects \(Recognition of European Qualifications etc and Saving and Transitional Provision\) Regulations 2008 \(S.I. 2008/1331\)](#), regs. 1, **13(b)**
- F4** Words in s. 9 inserted (20.6.2008) by [Architects \(Recognition of European Qualifications etc and Saving and Transitional Provision\) Regulations 2008 \(S.I. 2008/1331\)](#), regs. 1, **13(a)**

## 10 Disqualification in [<sup>F5</sup>a relevant European State].

- (1) The Board may order the Registrar to remove a person's name from [<sup>F6</sup>Part 1 of] the Register if—
- [<sup>F7</sup>(a) the person relied on section 4(2A) in making the application that led to the person's name being entered in Part 1 of the Register ;
  - (aa) at the time when the person's name was entered in Part 1 of the Register , there was a disqualifying decision in force in respect of the person in a relevant European State other than the United Kingdom; ]
  - (b) at that time the Board was unaware of that fact; and
  - (c) the Board is satisfied that the person was at that time and is still subject to that disqualifying decision.
- (2) Where the Board orders the Registrar to remove a person's name from the Register under this section, the Registrar shall serve written notice of the removal on him as soon as is reasonably practicable.

### Textual Amendments

- F5** Words in s. 10 side-note substituted (20.6.2008) by [Architects \(Recognition of European Qualifications etc and Saving and Transitional Provision\) Regulations 2008 \(S.I. 2008/1331\)](#), regs. 1, **14(a)**

---

*Status: Point in time view as at 20/06/2008.*

*Changes to legislation: There are currently no known outstanding effects for the Architects Act 1997, Cross Heading: Removal from Register etc.. (See end of Document for details)*

---

- F6** Words in s. 10(1) inserted (20.6.2008) by Architects (Recognition of European Qualifications etc and Saving and Transitional Provision) Regulations 2008 (S.I. 2008/1331), regs. 1, **14(b)**
- F7** S. 10(1)(a)(aa) substituted (20.6.2008) for s. 10(1)(a) by Architects (Recognition of European Qualifications etc and Saving and Transitional Provision) Regulations 2008 (S.I. 2008/1331), regs. 1, **14(c)**

## **11 Failure to notify change of address.**

Where the Registrar serves notice in writing on a [<sup>F8</sup>person registered in Part 1 of the Register] asking if he has changed his regular business address—

- (a) if no answer is received within six months from the sending of the notice, the Registrar shall serve further written notice on him; and
- (b) if no answer is received within three months from the sending of the further notice, the Registrar may remove his name from the Register.

---

### **Textual Amendments**

- F8** Words in s. 11 substituted (20.6.2008) by Architects (Recognition of European Qualifications etc and Saving and Transitional Provision) Regulations 2008 (S.I. 2008/1331), regs. 1, **15**

**Status:**

Point in time view as at 20/06/2008.

**Changes to legislation:**

There are currently no known outstanding effects for the Architects Act 1997, Cross Heading: Removal from Register etc..