

ENGINEERING

Engineering Profession Act 18 of 1986

Summary: This Act ([OG 5244](#)) regulates the engineering profession. It was brought into force by AG 1/1987 ([OG 5313](#)) and AG 5/1989 ([OG 5687](#)). It repeals the *Professional Engineers' Act 81 of 1968*.

Amendments: Act 25/1991 ([GG 327](#)) amends sections 1, 2, 3, 11, 12, 16, and 26 and substitutes certain words and expressions and the long title.

GN 22/2004 ([GG 3154](#)) amends Schedule II to the Act. General Notice 563/2015 ([GG 5903](#)) substitutes Part A and Part B of Schedule II.

Regulations: These regulations were issued under the current Act:

Regulations concerning registration and annual registration fees are contained in GN 161/1987 ([OG 5434](#)), as amended by General Notice 192/1989 ([OG 5861](#)), GN 71/1998 ([GG 1829](#)), General Notice 336/1999 ([GG 2229](#)) as amended by General Notice 365/1999 ([GG 2248](#)), General Notice 117/2002 ([GG 2759](#)) and General Notice 87/2003 ([GG 2974](#)).

Regulations on the tariff of consulting fees are contained in GN 24/1993 ([GG 593](#)), as amended by GN 14/1998 ([GG 1796](#)), GN 157/2002 ([GG 2810](#)), GN 49/2006 ([GG 3591](#)), GN 199/2006 ([GG 3738](#)), GN 205/2007 ([GG 3933](#)), GN 265/2008 ([GG 4153](#)). GN 42/2010 ([GG 4440](#)), GN 206/2012 ([GG 5014](#)) and GN 239/2013 ([GG 5274](#)).

Pre-independence regulations issued under this Act have yet not been comprehensively researched.

Regulations made in terms of the *Professional Engineers' Act 81 of 1968* survive under this Act pursuant to section 29(2) of this Act:

Any regulation made or any fees prescribed or any kind of work prescribed as reserved for professional engineers under any provision of any law repealed by this Act, which could be made or prescribed in terms of a corresponding provision of this Act, shall be deemed to have been made or prescribed in terms of such corresponding provision, and any reference in any such regulation or in respect of any fees or kind of work so prescribed -

- (a) to any council as defined in any such law, shall be deemed to be a reference to the council;
- (b) to any law repealed by this Act, shall be deemed to be a reference to this Act;
- (c) to the Minister of Public Works or the Minister, shall be deemed to be a reference to the Minister;
- (d) to any provision of any law repealed by this Act, shall be deemed to be a reference to the corresponding provision of this Act;
- (e) to any register, shall be deemed to be a reference to the corresponding register referred to in this Act;
- (f) to a registrar, shall be deemed to be a reference to the registrar;
- (g) to the Republic, shall be deemed to be a reference to Namibia.

Regulations that survive pursuant to this provision have yet been researched.

Rules: Council rules are contained in GN 91/1988 ([OG 5550](#)).

Notices: The recognition of Engineers' Institutes is addressed in GN 159/1987 ([OG 5434](#)).

Remuneration and allowances payable to Council members are addressed in GN 160/1987 ([OG 5434](#)).

Exemptions from the provisions of sections 11, 12, 13, 16 and 17 in respect of work for the Millennium Challenge Account are contained in GN 13/2009 ([GG 4210](#)).

Lists of registered members and cancellations and reinstatements of registrants are published from time to time, but these have not been recorded here.

Fees: GN 60/2005 ([GG 3402](#)) deals with registration and annual registration fees for surveyors.

Notices of intended amendments of tariffs of consulting fees have not been recorded.

Appointments: Members of the Engineering Council are appointed in GN 16/1990 ([GG 33](#)), GN 148/1992 ([GG 512](#)), GN 32/1993 ([GG 605](#)), GN 153/1994 ([GG 913](#)), GN 27/1996 ([GG 1255](#)), GN 72/1989 ([GG 1829](#)), GN 276/1999 ([GG 2248](#)), General Notice 20/2004 ([GG 3154](#)), GN 93/2006 ([GG 3658](#)), GN 186/2007 ([GG 3919](#)), GN 240/2012 ([GG 5038](#)), GN 318/2013 ([GG 5351](#)) and GN 312/2019 ([GG 7034](#)).

Cases: *Fischer Seelenbinder Associates CC v Steelforce CC* 2010 (2) NR 684 (HC).

See also Namibia Qualifications Authority Act 29 of 1996 (occupational standards) (**EDUCATION**).