Repealed
Architect's Act 1997

Statutes in Force

Official Revised Edition

Architects (Registration) Act 1931

(*21 and 22 Geo. 5 c. 33*)

Incorporating amendments made up to 31st December 1975

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1st Schedule

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An Act to provide for the registration of architects and for purposes connected therewith. [31st July 1931]

Act extended (N.I.) by S.R & O. 1931/1093 (Rev. II. p. 761: 1931, p. 69)

Act excluded by Architects Registration Act 1938 (c. 54), s. 2(1); amended by Architects Registration Act 1938 (c. 54), s. 4

Words of enactment omitted under authority of Statute Law Revision Act 1948 (c. 62), s. 3

1. This Act may be cited as the Architects (Registration) Act, 1931. Short title.

2. In this Act unless the context otherwise requires— Interpretation.

The expression "the Council" means the Architects' Registration Council of the United Kingdom established for the purposes of this Act.

The expression "registered person" means a person registered under this Act.

The expression "prescribed" means prescribed by regulations made by the Council under this Act.

The expression "the Register" means the Register kept in pursuance of this Act.

3.—(1) For the purposes of this Act there shall be established an Architects' Registration Council of the United Kingdom (in this Act referred to as "the Council") which shall be a body corporate by that name, with perpetual succession and a common seal . . .[1] Constitution and general functions of Registration Council.

(2) The provisions contained in the First Schedule to this Act shall have effect with respect to the constitution and proceedings of the Council. The seal of the Council shall be authenticated in manner prescribed by the Council, and any document purporting to be sealed with the seal so authenticated shall be receivable as evidence of the particulars stated in that document.

(3) It shall be the duty of the Council within six months from the commencement of this Act to set up and thereafter maintain a register to be called "the Register of [2Architects]" and to cause to be entered therein the name and address of every person entitled to be registered under this Act, and to cause to be removed therefrom—

(a) the names of all registered persons who have made application to the Council in the prescribed manner, requesting the Council to remove their names from the Register; and

(b) the names of all registered persons who shall have died and any names or particulars inaccurately entered in the Register;

[1]Words repealed by Charities Act 1960 (c. 58), Sch. 7 Pt. II and Mortmain (Repeals) Act (Northern Ireland) 1960 (c. 20), s. 1(2)

[2]Word substituted by Architects Registration Act 1938 (c. 54), s. 1(3)

and from time to time to cause to be made any necessary alterations therein.

(4) The Council shall not later than twenty-seven months from the commencement of this Act and annually thereafter publish and offer for sale at the prescribed price copies of the Register, setting forth the names of the registered persons in alphabetical order according to their surnames, with their respective regular business addresses, and a copy of the Register certified by order of the Council or by any officer of the Council duly authorised in that behalf, to be a correct copy, shall be primâ facie evidence that any person named therein is registered in accordance with the provisions of this Act: Provided always that in the case of a person whose name does not appear on such copy, a certificate under the hand of any officer of the Council, duly authorised in that behalf, of the entry of the name of such person in the Register, shall be primâ facie evidence that such person is registered in accordance with the provisions of this Act. Such certificate shall remain the property of the Council and be surrendered by the holder to the Council upon publication of the name in or upon removal of the name from the Register.

If the holder refuses so to surrender such certificate to the council on demand, he shall on summary conviction be liable to a fine not exceeding twenty pounds.

Officers and servants of Council.

4. The Council shall from time to time appoint such officers and servants as shall be necessary for the purposes of this Act and may assign to such officers and servants such duties as the Council shall consider desirable for the purposes of this Act, and every person so appointed shall be removable by the Council, and shall be paid by the Council such salary, emoluments and benefits as the Council may think fit.

Board of Architectural Education and Admission Committee.

5.—(1) For the purposes of this Act there shall be appointed annually by the Council—

(a) a board of architectural education (in this Act referred to as "the Board") constituted in accordance with the Second Schedule to this Act; and

(b) a committee (in this Act referred to as "the Admission Committee") constituted in accordance with the Third Schedule to this Act.

(2) It shall be the duty of the Board to recommend to the Council—

(a) the recognition of any examinations in architecture the passing of which ought, in the opinion of the Board, to qualify persons for registration under this Act; and

(b) the holding of any examinations in architecture which ought, in the opinion of the Board, to be passed by applicants for registration under this Act;

and to hold examinations in architecture in accordance with this Act.

(3) It shall be the duty of the Admission Committee to consider every application for registration under this Act and to report thereon to the Council as to whether or not the applicant is, in the opinion of the Committee, qualified for registration.

Qualifications for registration.

6.—(1) Subject to the provisions of this Act, a person shall, on application made to the Council in the prescribed manner and on payment of the prescribed fee, be entitled to be registered under this Act, if the Council are satisfied on a report of the Admission Committee—

(a) that he is an architect member of the Royal Academy or of the Royal Scottish Academy; or

(b) that his application for registration was made within two years from the commencement of this Act and that at the commencement of this Act he was, or had been, practising as an architect in the United Kingdom; or

(c) that he has passed any examination in architecture which is for the time being recognised by the Council; or

(d) that he possesses the prescribed qualifications.

(2) The Council shall cause a written notice of their decision on any application for registration to be served on the applicant within the prescribed period after the date of decision.

(3) Where the Board recommend to the Council the recognition of any examination in architecture, the Council shall recognise that examination for the purpose of paragraph (*c*) of subsection (1) of this section.

(4) For the purpose of paragraph (*d*) of subsection (1) of this section, the prescribed qualifications may include the passing of any examinations in architecture, the holding of which may have been recommended to the Council by the Board, and in that event the Council shall direct the Board to hold those examinations, and those examinations shall be held by the Board accordingly at least once in each year and at such times and places as the Board may determine. Save as aforesaid, the Council shall not prescribe as a qualification for registration the passing of any examination held by or under the authority of the Council or the Board.

Removal of name from Register for criminal offence or professional misconduct.

7.—(1) If any registered person is convicted of a criminal offence, or if the committee appointed for the purposes of this section, after an inquiry held thereunder in respect of any registered person, report to the Council that that person has been guilty of conduct disgraceful to him in his capacity as an architect, the Council may, subject to the provisions of this section, cause the name of that person to be

removed from the Register, and where the name of any person is duly removed from the Register under this subsection, he shall, during such period thereafter as the Council may determine on the occasion of the removal, be disqualified for registration under this Act:

Provided that the Council may at any time, either of their own motion or on the application of the person concerned, cause his name to be restored to the Register, either without payment of a fee or on payment of such fee not exceeding the fee payable for registration under this Act as the Council may determine.

(2) For the purposes of this section there shall, subject as hereinafter provided, be appointed annually by the Council a committee (in this Act referred to as "the Discipline Committee") consisting of eight persons, of whom four shall be registered persons nominated by the Council (including one person who is practising as an architect in Scotland), one shall be nominated by the Commissioners of Works, one shall be nominated by the Minister of Health and two shall be nominated by the President of the Law Society, and it shall be the duty of the said Committee, if so directed by the Council, to inquire into, and report to the Council on, any case in which it is alleged that a registered person has been guilty of conduct disgraceful to him in his capacity as an architect:

Provided that, in the case of any inquiry under this section in respect of a registered person who is a member of any of the bodies referred to in the First Schedule to this Act, the council or other governing body of each such body of which the registered person is a member shall (except where the Discipline Committee already includes a member of that body) be entitled to nominate one person for membership of that Committee, and upon the name of any person duly nominated as aforesaid being submitted to them in the prescribed manner, the Council shall appoint that person to be an additional member of the Discipline Committee for the purposes of the inquiry and of the report of the Committee in connection therewith.

(3) It shall be the duty of the Council to direct the Discipline Committee to hold an inquiry under this section in any case in which it appears to the Council that such an inquiry is necessary.

(4) Where the Council direct the Discipline Committee to hold any inquiry under this section in respect of a registered person, the Council shall forthwith cause to be served on that person a written notice of the proposed inquiry, specifying the time and place at which it is to be held and the subject matter thereof, and that person shall, on application made in the prescribed manner and within the prescribed period from the date of the service of the said notice, be entitled to be heard by the Discipline Committee at the inquiry, either in person or by counsel or a solicitor.

(5) Where the Council intend to remove the name of any person from the Register in pursuance of this section, then, before so doing, the Council shall cause a written notice of their intention to be served on that person and shall, on application made by that person in the prescribed manner within three months from the date of the service of the said notice, consider any representations with regard to the matter which may be made by him to the Council, either in person or by counsel or a solicitor.

Functions of Commissioners of Works now exercisable by Secretary of State: S.R.& O. 1945/991 (Rev. XV, p. 232: 1945 I, p. 1414), S.I. 1962/1549 and 1970/1681

Functions of Minister of Health under this Act now exercisable by Secretary of State: S.I. 1951/753, 1900 (1951 I, pp. 1354, 1347), 1965/319 and 1970/1681

Notice of removal of name from Register.

8. Where the Council cause the name of any person to be removed from the Register, they shall forthwith cause written notice of the removal to be served on that person, and where, in connection with the removal, the Council have determined that the person in question shall, during any period, be disqualified for registration, the determination of the Council shall be specified in the said notice:

Provided that nothing in the foregoing provisions of this section shall apply in a case where the Council cause the name of any person to be removed from the Register in consequence of the death of that person.

Right of appeal against removal of name from Register.

9. Any person aggrieved by the removal of his name from the Register, or by a determination of the Council that he be disqualified for registration during any period, may, within three months from the date on which notice of the removal or determination was served on him, appeal to the High Court or Court of Session against the removal or determination, and on any such appeal the Court may give such directions in the matter as they think proper, and the order of the Court shall be final.

10. . . . . . .

Removal of name from Register for failure to notify change of address.

11. For the purpose of maintaining the Register the Council may at any time by notice in writing served on any registered person inquire if such person has changed his regular business address, and if no answer shall be received within six months from the sending of such notice, the Council shall send to the said person a further notice by post as a registered letter, and if no answer shall be received within three months from the sending of such further notice, the Council may remove the name of such person from the Register.

S. 11 amended by Recorded Delivery Service Act 1962 (c. 27), s. 1, Sch.

Penalty for obtaining

12. If any person shall wilfully procure or attempt to procure himself to be registered under this Act by making or producing

registration by false representation.

or causing to be made or produced any false or fraudulent representation or declaration, either verbally or in writing, the person so offending, shall be liable on summary conviction to a fine not exceeding fifty pounds.

Regulations, &c.

13.—(1) Subject to the provisions of this Act, regulations made by the Council shall or may, as the case may be, prescribe anything which is by this Act required or authorised to be prescribed, and may further make provision—

(a) prescribing the fee (hereafter in this section referred to as "a retention fee") to be paid in respect of the retention of any name in the Register during any calendar year subsequent to that in which the name was entered in the Register, and the fees to be paid by candidates for any examination held under this Act;

(b) prescribing the information to be furnished to the Admission Committee or the Council in connection with any application for registration under this Act;

(c) providing (subject to such restrictions or conditions as may be prescribed) for the delegation to committees of any of the functions of the Council other than functions under section six or section seven of this Act;

(d) regulating the meetings and procedure (including quorum) of the Council, the Board and any committee appointed under this Act;

(e) for the filling of casual vacancies in the Council, the Board and any such committee as aforesaid;

(f) generally for carrying out or facilitating the purposes of this Act:

Provided that no regulations affecting the Board or the Admission Committee shall be made by the Council without consultation with the Board or the Admission Committee, as the case may be.

(2) No regulations made under this Act shall be of any force or validity unless and until they have been approved by the Privy Council, and the Privy Council shall, before giving their approval, cause the regulations to be published and give persons to whom the regulations are applicable an opportunity of making representations to the Privy Council thereon.

(3) The powers conferred on the Privy Council by this section may be exercised by any two or more of the Lords and others for the time being of His Majesty's Most Honourable Privy Council.

(4) Any act of the Privy Council under this section shall be sufficiently signified by an instrument signed by the clerk of the

Privy Council, and every order and act signified by an instrument purporting to be so signed shall be deemed to have been duly made and done by the Privy Council, and every instrument purporting to be so signed shall be received in evidence in all courts and proceedings without proof of the authority or signature of the clerk of the Privy Council or other proof.

(5) If any registered person, within the prescribed period after the date on which the Council have caused to be sent to him a written demand for payment of any retention fee payable by him, fails to pay that fee to the Council, the Council may cause his name to be removed from the Register, but if, within the year in respect of which the fee is payable or within such longer period as the Council may allow, the said person pays to the Council the retention fee, together with such additional sum (if any) by way of penalty as may be prescribed, his name shall be restored to the Register, and, if the Council so direct, the restoration shall have effect as from the date on which his name was removed from the Register.

S. 13(3)(4) applied by Architects Registration (Amendment) Act 1969 (c. 42), s. 1(2)(3)

14. . . . . . .

Supply of regulations and forms.

15. The Council shall on payment of the prescribed charges supply a copy of any regulations made under this Act and of any forms prescribed by such regulations to any person applying for the same.

Service of documents.

16.—(1) Any notice or document required by or for the purposes of this Act to be sent may be sent by post, and when sent to any registered person shall be deemed to be properly addressed if addressed to him at his address in the Register.

(2) Any notice relating to the refusal to register any person, or to the removal from the register of the name of any registered person, shall be sent by post as a registered letter.

S. 16 amended by Recorded Delivery Service Act 1962 (c. 27), s. 1, Sch.

Saving for co-operative societies, &c.

17. Nothing in this Act shall prevent a body corporate, firm or partnership from carrying on business under the style or title of [1Architect]:

(a) if the business of the body corporate, firm or partnership so far as it relates to architecture is under the control and management of a superintendent who is a registered person and who does not act at the same time in a similar capacity for any other body corporate firm or partnership; and

[1]Word substituted by Architects Registration Act 1938 (c. 54), s. 1(3)

(b) if in every premises where such business as aforesaid is carried on and is not personally conducted by the superintendent such business is bona fide conducted under the direction of the superintendent by an assistant who is a registered person.

Commencement of Act and application of Act to Northern Ireland.

18.—(1) . . . . . .

(2) This Act shall not extend to Northern Ireland unless and until provision to that effect is made by an Order of His Majesty in Council made in pursuance of a resolution passed by both Houses of the Parliament of Northern Ireland, and any such Order may make such adaptations of this Act in its application to Northern Ireland as may appear to His Majesty in Council to be necessary.

(3) . . . . . .

SCHEDULES

Sections 3 and 7.

FIRST SCHEDULE

CONSTITUTION OF THE COUNCIL

1. Subject to the provisions of this Schedule, the Council shall be composed of the following persons, that is to say:—

(i) one member appointed by the Council of the Royal Institute of British Architects in respect of every five hundred architect members of that Institute, being fellows, associates or licentiates thereof;

(ii) one member appointed by the Council of the Incorporated Association of Architects and Surveyors in respect of every five hundred architect members of that Association, being fellows, associates or licentiates thereof;

(iii) one member appointed by the Council of the Faculty of Architects and Surveyors in respect of every five hundred architect members of that Faculty;

(iv) one member appointed by the Council of the Architectural Association (London) in respect of every five hundred architect members of that Association, not being student members;

(v) one member appointed by the Council of the Association of Architects, Surveyors and Technical Assistants in respect of every five hundred architect members of that Association;

(vi) one member appointed jointly by the councils or other governing bodies of the provincial associations of the bodies mentioned in the foregoing sub-paragraphs, in respect of every five hundred persons

who are architect members of one or more of those associations but are not architect members of any of the bodies so mentioned;

(vii) one member (being a registered person) elected in the prescribed manner in respect of every five hundred registered persons, not being architect members of any of the bodies referred to in the foregoing provisions of this Schedule;

(viii) one member appointed by the Council of the Ulster Society of Architects (Incorporated);

(ix) five members appointed as follows:—

One by the President of the Board of Education.
One by the Minister of Health.
One by the Commissioners of Works.
One by the Department of Health for Scotland.
One by the Governor of Northern Ireland:

Provided that—

(a) for the purpose of the first constitution of the Council, the provisions of sub-paragraph (vii) of this paragraph shall not apply, and in lieu of the members to be elected under that sub-paragraph the Secretary of State shall, after consultation with the councils of the several bodies referred to in sub-paragraphs (i) to (v) of this paragraph, appoint five members, being persons who appear to the Secretary of State to be in practice as architects but are not architect members of any of the bodies referred to in sub-paragraphs (i) to (vi) of this paragraph; and

(b) a member shall not be appointed by the Governor of Northern Ireland until this Act has come into operation in Northern Ireland.

Functions of President of Board of Education now exercisable by Secretary of State for Education and Science: Education Act 1944 (c. 31), s. 2(1), and S.I. 1964/490

Functions of Minister of Health under this Act now exercisable by Secretary of State: S.I. 1951/753, 1900 (1951, pp. 1354, 1347), 1965/319 and 1970/1681

Functions of Commissioners of Works now exercisable by Secretary of State: S.R. & O. 1945/991 (Rev. XV, p. 232: 1945 I, p. 1414), S.I. 1962/1549 and 1970/1681

Functions of Department of Health for Scotland now exercisable by Secretary of State: Reorganisation of Offices (Scotland) Act 1939 (c. 20), s. 1

2. The council of each of the following bodies shall be entitled to appoint as a member of the Council one person, not being a registered person:—

The Chartered Surveyors' Institution.
The Institution of Structural Engineers.
The Institution of Municipal and County Engineers.
The Society of Engineers.
The Institute of Builders.
The National Federation of Building Trades Employers.
The National Federation of Building Trades Operatives.

3. For the purpose of computing the number of persons in respect of whom members of the Council are to be appointed or elected under sub-paragraph (i), (ii), (iii), (iv), (v), (vi) or (vii) of paragraph 1 of this Schedule—

(a) any fraction of five hundred shall be reckoned as five hundred; and

(b) regard shall be had only to persons ordinarily resident in the United Kingdom; and

(c) in relation to any of the bodies referred to in sub-paragraphs (i) to (vi) of the said paragraph, any person being an honorary, corresponding or retired member of that body shall be deemed not to be a member thereof.

4.—(1) For the purpose of the first constitution of the Council, the Secretary of State shall appoint a committee consisting of nine members, of whom six shall be persons who appear to the Secretary of State to represent the bodies referred to in sub-paragraphs (i) to (vi) of paragraph 1 of this Schedule, and three shall be persons who have been appointed as members of the Council by the Secretary of State under proviso (*a*) to that paragraph, and it shall be the duty of that committee to determine for the said purpose, in accordance with this Schedule, the number of persons in respect of whom members of the Council are to be appointed under each of the said sub-paragraphs, and to summon the first meeting of the Council.

(2) The council or other governing body of each of the bodies referred to in the said sub-paragraphs shall furnish to the said committee such information as the committee may reasonably require for the purpose of performing their duties.

(3) Any determination of the said committee under the foregoing provisions of this paragraph shall be final and conclusive and not subject to review in any court.

(4) The quorum of the said committee shall be such number as may be determined by the committee.

1889 c. 63. (5) Without prejudice to the provisions of section thirty-seven of the Interpretation Act, 1889, the functions of the said committee shall be exerciseable as from the passing of this Act.

5. Where, by virtue of the provisions of paragraph 1 of this Schedule, any of the bodies referred to in sub-paragraphs (i) to (vi) of that paragraph is on any occasion required to appoint two or more persons as members of the Council, those persons shall be appointed by that body simultaneously.

6. Every member of the Council shall hold office until the expiration of one year from the date of his appointment or election, as the case may be, so however that a member may at any time resign his office, and a member ceasing to hold office shall be eligible for subsequent appointment or election.

7. The powers of the Council may be exercised notwithstanding any vacancy in their number.

Section 5.

SECOND SCHEDULE

CONSTITUTION OF THE BOARD OF ARCHITECTURAL EDUCATION

1. Subject to the provisions of this Schedule the Board shall be composed of the following persons, that is to say:—

One person nominated by each of the Governing Bodies of the Universities of Oxford, Cambridge and London, and three persons nominated

by the Standing Committee of Vice-Chancellors and Principals of the Universities of Great Britain and Ireland.

Three persons nominated by the Royal Society of Teachers, being persons who appear to that Society to represent teaching bodies.

One person nominated by the governing body of each of the following schools of architecture:—

The Liverpool School of Architecture, University of Liverpool.

The Bartlett School of Architecture, University of London.

The School of Architecture, Victoria University, Manchester.

The Architectural Association School of Architecture, London.

The Glasgow School of Architecture.

The School of Architecture, Edinburgh College of Art.

The School of Architecture, Robert Gordon's Colleges, Aberdeen.

The School of Architecture, Leeds College of Art.

The Welsh School of Architecture, Technical College, Cardiff.

The Birmingham School of Architecture.

Four persons nominated jointly by the governing bodies of the following schools of architecture:—

The Department of Architecture, University of Sheffield.

The Cambridge University School of Architecture.

The School of Architecture, Armstrong College, Newcastle-on-Tyne.

The School of Architecture, Royal West of England Academy, Bristol.

The Department of Architecture, Northern Polytechnic, London.

The School of Architecture, Leicester College of Arts and Crafts.

The School of Architecture, Municipal School of Arts and Crafts, Southend-on-Sea.

The Nottingham School of Architecture.

The School of Architecture, The Polytechnic, Regent Street, London.

The Director of Education of the School of Architecture of the Architectural Association London.

Four persons nominated by the Association of Technical Institutions, being persons who appear to that Association to represent technical institutions teaching architecture and of whom two are members of London institutions and two are members of provincial institutions.

One person nominated by the National Society of Art Masters, being a person who appears to that Society to represent the art schools teaching architecture.

One person nominated by the National Association of Principals of Technical Institutions.

One person nominated by the Association of Teachers in Technical Institutions.

Two persons nominated by each of the following bodies:—

The Institute of Builders.

The National Federation of Building Trades Operatives.

One person nominated by each of the following bodies:—

The Headmasters' Conference.

The Incorporated Association of Headmasters.

The Association of Head Mistresses.

The Association of Architects, Surveyors and Technical Assistants.

The Royal Society of Arts.

The Royal Incorporation of Architects in Scotland.

The Ulster Society of Architects (Incorporated).

The British School at Rome, Faculty of Architecture.

The Royal Academy of Arts.

The Union of Educational Institutions.

The Workers Educational Association.

The Central Education Committee of the Co-operative Union.

The Education Officer of the London County Council.

The Master of the Art Workers' Guild.

The President of the Town Planning Institute.

The President of the Architectural Association (London).

Twenty-four registered persons nominated by the Council:

Provided that so much of this paragraph as requires the nominees of the Council to be registered persons shall not apply in relation to the first appointment of the Board.

2. If it appears to the Board to be desirable that any school of architecture, not being a school specified in the foregoing provisions of this Schedule, should be represented on the Board, then, subject as hereinafter provided, the Board may nominate for membership thereof one person recommended to it by the governing body of that school, and upon the name of any person duly nominated as aforesaid being submitted to the Council in the prescribed manner, the Council shall appoint that person to be a member of the Board:

Provided that the number of members appointed under this paragraph shall not at any time exceed the prescribed number.

Section 5.

THIRD SCHEDULE

CONSTITUTION OF THE ADMISSION COMMITTEE

The Admission Committee shall be composed of—

(1) one person nominated by each of the following bodies:—

The Institution of Municipal and County Engineers.

The Society of Engineers.

The Chartered Surveyors' Institution.

The Institution of Structural Engineers.

The Institute of Builders; and

(2) not less than twelve or more than eighteen registered persons, of whom four shall be nominated by the Royal Institute of British Architects, four by the Incorporated Association of Architects and Surveyors, one by the Faculty of Architects and Surveyors, and the remainder by the Council:

Provided that so much of paragraph (2) of this Schedule as requires the persons nominated thereunder to be registered persons shall not apply in relation to the first appointment of the Admission Committee.

The following provisions have been omitted from the text for the reasons stated below:—

s. 10	... ...	repealed by Architects Registration Act 1938 (c. 54), s. 1(4)
s. 14	... ...	repealed by Architects Registration (Amendment) Act 1969 (c. 42), s. 2
s. 18(1)	... ...	repealed by Statute Law Revision Act 1950 (c. 6)
(3)	... ...	repealed by Northern Ireland Constitution Act 1973 (c. 36), Sch. 6 Pt. I

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