

Non-practising professional engineer

The category of non-practising professional engineer has been established for professional engineers who are retired or on a career break (e.g. maternity leave).

Non-practising professional engineers must not carry out, or be responsible for the carrying out of, professional engineering services in Queensland or for Queensland. RPEQs wanting to change to non-practising professional engineer should notify BPEQ.

To change from a non-practising professional engineer to RPEQ practising the applicant will need to demonstrate that they have maintained competency in the area of engineering they are registered in. This may include evidence they are Chartered member (or similar) with one of BPEQ's approved assessment entities or evidence of at least 150 hours of continuing professional development (CPD) over the past 5 years.

Signature

The registration application is a legal document and BPEQ must receive the document as an original (i.e. by post or delivered in person to the BPEQ office – documents cannot be emailed or faxed) with a wet ink signature.

Fitness to practise declaration

Engineers must complete a fitness to practise declaration when applying for or renewing their registration. The fitness to practise declaration informs BPEQ whether the applicant/RPEQ is a fit and proper person to practise engineering.

If an applicant/RPEQ answers 'Yes' to any of the fitness to practise questions, they must provide the documentation as requested on the application form. Declaring a fitness to practise issue (by answering 'Yes' to any of the fitness to practise questions) does not necessarily mean an applicant/RPEQ will be denied registration.



Notification

BPEQ will notify the applicant by writing whether registration was granted, with or without conditions, or postponed or refused. The notice will include a statement of the reason for the decision (and if requested by the applicant, additional information on which the reason was based).

Appealing BPEQ decision

An applicant may apply to the Queensland Civil and Administrative Tribunal (QCAT) for a review of a BPEQ decision (i.e. conditions, postponement, refusal or registration). BPEQ conditions will apply pending the outcome of any review.

Definitions

Contact details - place of business

BPEQ requires a street address for your contact details, shown as “place of business”. A post office box is not sufficient and renewals without a street address will not be accepted. The PE Act provides that your place of business address is made available to the public.

What is a ‘spent conviction’?

A spent conviction means a conviction for which the rehabilitation period under the Criminal Law (Rehabilitation of Offenders) Act 1986 has expired and has not revived under that Act.

What is ‘subject to bankruptcy action’?

- you are bankrupt under the Bankruptcy Act 1966 or the law of an external territory and you have not been discharged from that bankruptcy; or
- you have the status of an undischarged bankrupt under the law of an external territory or the law of a foreign country; or
- any of your property is subject to control under section 50 or Division 2 of Part X of the Bankruptcy Act 1966 or a corresponding provision of the law of an external territory or the law of a foreign country; or
- you have executed a personal insolvency agreement under Part x of the Bankruptcy Act 1966 or the corresponding provisions of the law of an external territory or the law of a foreign country and you have not fully complied with the terms of the agreement.

What is an ‘executive officer’ for a corporation?

- you are a director of the corporation; or
- you are an executive officer of the corporation; or
- you are concerned with or take part in the corporation’s management.

What is ‘control action’ for a corporation?

- the corporation has executed a deed of company arrangement under the Corporations Act 2001; or
- the corporation is the subject of a winding-up under the Corporations Act 2001; or
- the corporation is the subject of an appointment of an administrator, liquidator, receiver, or receiver and manager under the Corporations Act 2001.

Who is an ‘executive officer of a corporation affected by control action’?

- you were an executive officer when the corporation became affected by the control action; or
- you were an executive officer within 1 year before the corporation became affected by the control action if 5 years have not elapsed since it became affected by the action.

Contact BPEQ’s Legal, Compliance and Investigations Unit at legal@bpeq.qld.gov.au or on 07 3210 3100 if you have any questions about a declaration regarding bankruptcy or insolvency or other fitness to practise concerns.



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ENGINEERS**
OF QUEENSLAND

FOR MORE INFORMATION

Visit www.bpeq.qld.gov.au or contact BPEQ at admin@bpeq.qld.gov.au or call 07 3210 3100