

SECOND SCHEDULE

OFFENCES AND PENALTIES

| S/N | Offence | Reference | Penalty | | |
|-----|---|------------|--|------------------------|------------------|
| | | | First Offence | Second Offence | Third Offence |
| 1 | Failure to employ professional engineer(s) For each unregistered engineer (for each count) | section 14 | TAS 2,000,000/= Stop employing | TAS 4,000,000/= | Board of Inquiry |
| 2 | (i) Practicing as a Professional Engineer without Registration | section 13 | 1,000,000/= Stop practicing | 1,000,000/= | Board of Inquiry |
| | (ii) Practicing as a Consulting Engineer without Registration | | 2,000,000/= Stop practicing | 4,000,000/= | Board of Inquiry |
| | (iii) Practicing outside one's areas of professional competence | | 2,000,000/= Stop practicing | 4,000,000/= | Board of Inquiry |
| 3 | (i) Failure to use the services of Professional Engineers. In case of a construction project; failure to use a Consulting Firm | section 14 | 2,000,000/= | 3,000,000 | 5,000,000 |
| | (ii) Using the services of unregistered Consulting Engineers For each unregistered engineer | | 2,000,000/= Stop employing | 4,000,000/= | Board of Inquiry |

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|-----|--|------------|---|----------------|-----------------|
| | | | First Offence | Second Offence | Third Offence |
| 4 | Offering engineering consulting services without registered Consulting Engineers | section 13 | | | |
| | (i) Local firm | | 2,000,000/= | 3,000,000/= | Deletion |
| | (ii) Foreign firm | | USD 5,000.0 | USD 10,000.0 | Deletion |
| 5 | Employing the services of unregistered Engineering Consulting Firms | section 14 | | | |
| | (1) Client/Employer | | 3,000,000/= | 5,000,000/= | Court action |
| | (2) Local Firms | | 2,000,000/= | 3,000,000/= | Court action |
| | (3) Foreign Firm | | USD 5,000 Plus payment of prescribed fee from date of practice in the country and apply for registration | USD 10,000.0 | Court action |

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|-----|---|-----------------------|---------------|----------------|-----------------------------|
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| 6 | (i) Failure to maintain a site instruction book | section 4 (Amendment) | 500,000/= | 1,000,000/= | Board of Inquiry |
| | (ii) Failure to paste Engineers Registration Board Sticker on signboard | | 500,000/= | 1,000,000/= | Board of Inquiry |
| 7 | Failure by the consultant to issue approved and stamped drawings to the construction site | Regulation 62 and 66 | 500,000/= | 1,000,000/= | 2,000,000/= or court action |
| 8 | Non-positioning of signboard | Regulation 64 and 66 | 500,000/= | 1,000,000/= | 2,000,000/= |
| 9 | Failure to abide to specifications and standards set for engineering products, materials and processes- | | | | |
| | (a) Factory/Industry | Regulation 65 and 66 | 3,000,000/= | 5,000,000/= | Stop order and court action |
| | (b) Firm/company | | 3,000,000/= | 5,000,000/= | Stop order and court action |

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|-----|---|-----------------------------|---------------|----------------|---------------|
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| 10 | (i) Denying access to the Board's staff or legal representative from executing official duties- | Section 4 and Regulation 50 | 500,000/= | 1,000,000/= | court action |
| | (ii) Disobedience of summons and refusal to give evidence- | Section 19 | 500,000/= | 1,000,000/= | Deletion |
| | (iii) Failure to notify the Board of any change of address- | Regulation 24 and 66 | 100,000/= | 200,000/= | Deletion |
| 11 | Practicing without a valid practicing certificate | | | | |
| | (a) Professional engineer | Section 12 | 500,000/= | 1,000,000/= | Deletion |
| | (b) Consulting engineer | | 700,000/= | 1,500,000/= | Deletion |
| | (c) Individual Consulting Engineer | | 1,000,000/= | 2,000,000/= | Deletion |
| | (d) Temporary Professional Engineer | | USD 2,000 | USD 4,000 | Deletion |
| | (e) Temporary Consulting Engineer | | USD 3,000 | USD 6,000 | Deletion |
| | | | | | |

| S/N | Offence | Reference | Penalty | | |
|-----|--|---------------|-----------------------|----------------|---------------|
| | | | First Offence | Second Offence | Third Offence |
| 12 | Using services of engineers who do not possess valid practicing certificate- | | | | |
| | (a) Local Firm | Section 12 | 5,000,000/= | 10,000,000/= | Deletion |
| | (b) Foreign firm | | USD 7,000 | USD 10,000 | Deletion |
| 13 | Cheating on contract value for consultancy services | Regulation 54 | Actual value plus 50% | | |

Note: 1. All prescribed payments for the various penalties shall be made within **thirty (30) days** from the date of the invoice. Failure to pay penalties within this period shall amount to legal action.

2. Schedule of offences and their penalties shall be as shown above

3. Second offence means repeating first offence

4. Third offence means repeating second offence

5. United States Dollar (USD) or its equivalency