

Discipline Penalty Report

Registered Architect Frans Kamermans 1763

Background

On 8 September 2014, a complaint was laid against Registered Architect Frans Kamermans, registration number 1763.

The complaint was in regard to the provision of services in relation to a residential project.

The complaint was investigated. As a result of the investigation, a Disciplinary Committee hearing was held to consider a charge that:

- during the period February 2013 – February 2014 Mr Kamermans provided architectural services for the design of a new house in breach of Rule 49 of the Code of Minimum Standards of Ethical Conduct for Registered Architects 2006

Rule 49 requires that: “A Registered Architect must perform his or her professional work with due care and diligence.”

The charge related to a residential project where the terms of engagement included a requirement that resource consent, if needed, would be applied for by a separate consultant.

In the event, resource consent was applied for without a separate consultant being engaged. In addition, the design and documentation lodged in support of the applications contained significant errors. The site being a rear section, the building was required to be set back from all boundaries by three metres whereas the documentation showed significantly less on two boundaries.

At the Disciplinary Committee hearing Mr Kamermans admitted the facts.

The Disciplinary Committee recommended and on 7 April 2016 the NZRAB Board determined that grounds for discipline had been proven and that a penalty be imposed of censure and that Mr Kamermans be required to pay costs.