

GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. 6258

30 May 2025

GEOMATICS PROFESSION REGULATIONS, 2025

I, Mzwanele Nyhontso, Minister of Land Reform and Rural Development intend to make the regulations in terms of section 31(1) of the Geomatics Profession Act, 2013 (Act No 19 of 2013), as set out in the Schedule hereto.

Interested persons are invited to send comments on the proposed regulations within 30 days from the date of this Notice. Comments can be sent to:

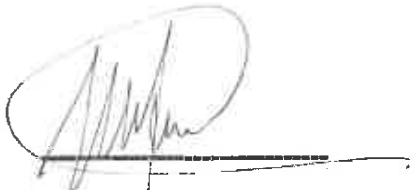
Private Bag x 954

PRETORIA, 0001

Enquiries : F. Lehabe or I. Makgohlo

Email address : frans.lehabe@dalrrd.gov.za; Israel.makgohlo@dalrrd.gov.za

Contact : (012) 319 8321/9312



NYHONTSO, M (MP)

MINISTER: LAND REFORM AND RURAL DEVELOPMENT

DATE: 06/05/2025

SCHEDULE

TABLE OF CONTENTS

1. Definitions
2. Disciplinary Tribunal
3. Lodgement of Complaint
4. Summons and Subpoena
5. Fines
6. Hearing of Complaints by Tribunal
7. Criteria for appointment of Investigation Officers
8. Removal of a member of the Council
9. Nomination of member of Council and Appeal Board
10. Committees of Council
11. Education and Training committee
12. Maintenance of records for registered persons
13. Requirements for continued professional development
14. Appeal Procedure

Definitions

1. In these regulations, a word or expression to which a meaning has been assigned in the Act bears that meaning and, unless the context otherwise indicates –

“**Act**” means the Geomatics Profession Act, 2013 (Act No 19 of 2013).

“**Continued Professional Development (CPD)**” means a programme designed to assist professionals to develop their academic and professional skills beyond their initial training on an ongoing basis.

“**Education and Training Committee**” means the committee established in terms of section 6 (2) of the Act;

“**Investigating officer**” means one or more investigating officers appointed by the Council in terms of section 20 (1) of the Act, to investigate a charge of improper conduct;

“**Tribunal**” means the Disciplinary Tribunal established by section 22 of the Act.

Disciplinary Tribunal

2. (1) The disciplinary tribunal contemplated in section 22(1) of the Act shall consist of a Chairperson and four other members, all of whom shall be appointed under section 22 of the Act.

(2) The Tribunal shall inquire into any complaint regarding professional conduct of a practitioner referred to it by the Registrar whether such alleged conduct took place before or after the commencement of these Regulations.

Lodgement of complaint

3. (1) A complaint shall be lodged in writing with the Registrar setting out in detail the acts or omissions complained of by the complainant against the registered person.

(2) The Registrar shall transmit the complaint without delay to the Chairperson of the Tribunal.

(3) The Chairperson of the Tribunal may in writing require a complainant to verify his or her complaint by affidavit and to provide such further information and documents relating to the complaint.

(4) A complaint once transmitted to the Chairperson of the Tribunal shall not be withdrawn without leave of the Tribunal.

Summons or Subpoena

4. (1) (a) A summons contemplated in section 23(2) of the Act must be in the form that substantially corresponds with **Form 5.1 A** of these regulations.

(b) A subpoena contemplated in section 23(2) of the Act must be in the form that substantially corresponds with **Form 5.1 B** of these regulations

(2) The summons or subpoena shall, among other things, contain the following: -

(a) full particulars of the person charged; and

(a) sufficient particulars of the alleged improper conduct to enable the person facing the charges to prepare for the hearing.

Fines

5. (1) The disciplinary tribunal may, in terms of section 24(4)(b) of the Act impose a fine not exceeding R50 000 (fifty thousand rand).

- (2) A fine imposed by the disciplinary tribunal may, on appeal, be confirmed, varied or set aside by the Appeal Board established in terms of section 25(1) of the Act.

Hearing of complaints by Tribunal.

6. (1) The Tribunal shall conduct its hearing in private and shall permit the registered person to be represented by another or a legal practitioner, if he or she so wishes.
- (2) If either the Council or the registered person fails to appear at the hearing the Tribunal may, upon proof of service of the notice of hearing, proceed to hear and determine the complaint in his or her absence.
- (3) The Council and the registered person shall both be afforded the opportunity of adducing evidence relevant to the subject-matter of the inquiry, cross-examining each other's witnesses and making submissions to the Tribunal.
- (4) The Tribunal may administer oaths, adjourn the hearing on such terms as to costs as it may deem fit, permit amendments to be made and may cause a mechanical or shorthand record to be made of the proceedings of any matter before it.
- (5) The Tribunal shall apply the same laws as to the admissibility of evidence and the competency, examination and cross-examination of witnesses as are applied by the South African courts.

Criteria for appointment of investigating officers

7. In appointing an investigating officer in terms of section 20 (1) of the Act, the Council shall ensure that the person appointed meets one or more of the following requirements:
- (a) registration in terms of the Act;
 - (b) more than three years as an admitted Advocate or Attorney;
 - (c) knowledge of matters concerning the alleged improper conduct;
or
 - (d) suitable qualifications according to the needs and requirements of the Council at the time when the cause of action arose.

Removal of member from the Council

- 8. (1)** The Minister may in terms of section 5 (4) of the Act remove a Council member from office on the grounds of misconduct or incompetence upon receipt of a written complaint from:-
- (a) the Council;
 - (b) a member of the public;
 - (c) any organisation
 - (d) any registered person of the geomatics profession.
- (2)** The Minister shall, within 30 days from the date of receipt of the written complaint-
- (a) appoint a suitably qualified person to conduct an investigation and submit a report to the Minister; and
 - (b) request written representation from the Council and the member concerned.
- (3)** The Minister shall within 60 days after receipt of the report referred to in sub-regulation (2)(a) and having considered representations referred to in sub-regulation (2)(b)-
- (a) make a decision on the complaint; and
 - (b) inform the member, the Council and the complainant in writing of the decision.
- (4)** The Minister's decision referred to in sub-regulation (3)(a) shall be forwarded to the member concerned by registered or electronic mail.

Nomination of members of Council and Appeal Board

- 9. (1)** The Minister must, before the expiry of the term of office of the Council, by notice in the *Gazette*, invite written nominations of persons to serve as members of the Council.
- (2)** The Director-General and the Director-General of the Department of Mineral Resources must, as required under sub-regulation (1) nominate Geomatics

Professionals in the employ of the State for purposes of section 4(1)(a)(ii) and (iii).

(3) Any person making a nomination of a nominee to serve as the member of the Council shall nominate such persons using **Form 4**.

(4) The Minister must appoint the persons to serve as the Appeal Board members of South African Geomatics Council in terms of sub-regulation (2).

(5) Any person making a nomination of a nominee to serve as the Appeal Board member of the Council must nominate such person as prescribed in **Form 3**.

Committees of Council

10. (1) The Council may—

(a) establish one or more committees, consisting of—

(i) members of the Council only; or

(ii) members of the Council and any other suitable persons except employees of the Council, to assist the Council in the exercise of its powers and performance of its functions; and

(b) The Council may, on good cause shown, remove or replace any member of the Committee.

(2) The Council—

(a) must determine the powers and functions of a committee.

(b) must appoint a member of a committee as chairperson of such committee.

(c) may, after complying with due process of law, remove a member of a committee at any time; and

(d) may determine a committee's procedure.

(3) The Council must, in the rules, determine the procedure for the conduct of meetings of a committee.

Education and Training committee

11. (1) The Education and Training Committee as contemplated in section 6(2) of the Act is hereby established.
- (2) The Education and Training Committee shall comprise at least four but not more than six members of whom-
- (a) at least one (1) person must be nominated in terms of section 4 (1)(c) of the Act, representing the interests of higher education;
 - (b) one person must be nominated in terms of section 4 (1) (d) of the Act, representing the interests of the public.
- (3) The Council shall within 14 days of nominations, appoint members to the Education and Training Committee.
- (4) The Council may, on good cause shown, remove or replace any member of the Education and Training Committee.

Maintenance of records for registered persons

12. (1) The Council must keep and maintain a register of registered persons in terms of their branches and categories.
- (2) Registration with the Council should be granted, kept, and maintained in terms of the following categories of the Geomatics Profession:
- (a) Geomatics Professionals (GPr)
 - (b) Geomatics Technologists (GTg)
 - (c) Geomatics Technicians (GTc)
 - (d) Candidate Geomatics Practitioners
- (3) The records of registered persons must be open for inspection by the public and made accessible on Council website freely and a hotline/tollfree number should be allocated to the record centre, for providing customer service and support for those who cannot access the Council website.

- (4) The Council must allow the public to verify the registration status of the registered persons and identify qualified practitioners within the geomatics profession.
- (5) The records must provide at least the category and branch of the registered persons, including the practice number, address, contact number, surname and initials.
- (6) The Council must regularly update records of registered persons when a member is removed and or a new member is added to the register.
- (7) The Council must keep a list of persons removed from the register and provide reasons for such removal.
- (8) By maintaining a comprehensive and accurate register of practitioners, the Council helps to protect the public interest by ensuring that only qualified individuals are practicing geomatics.

Requirements for continued professional development

13. (1) It is generally required that:

- (a) The continued professional development (CPD) system functions in cycles of five years.
- (b) The five-year cycle of each registered person commences on the 1st June immediately following the date of first registration on which such registered person was registered by the Council.
- (c) Where a person is registered in more than one branch or category or has upgraded to a higher category, the commencement date applicable to the first registration will be recorded as the date on which such person's five-year cycle commences.

(2) The council must make rules on CPD activities under the following categories:

- (a) Category 1: development activities
- (b) Category 2: work-based activities
- (c) Category 3: individual Activities

- (3) The credits requirements for geomatics profession under the category of Geomatics Professionals (GPr) and Geomatics Technologists (GTg) are the following:
 - (a) During each cycle of five years any registered professional or technologist must collect a minimum of 20 credits in order to qualify for continued registration.
 - (c) A registered professional or technologist may not accumulate less than 3 credits per annum in at least two of the categories of activities and may accumulate additional credits each year up to a maximum number of credits in each activity as prescribed in the CPD rules of the Council.
 - (c) Every registered professional and technologist must obtain at least one credit in ethics related training during every five-year cycle.
- (4) The credits requirements for geomatics profession under the category of Geomatics Technicians (GTc) are the following:
 - (a) During each cycle of five years every registered technician must accumulate a minimum of 13 credits in order to qualify for continued registration.
 - (b) A registered technician may not accumulate less than 2 credits per annum in at least two of the categories of activities and may accumulate additional credits each year up to a maximum number of credits in each activity as prescribed in the CPD rules of the Council.
 - (d) Every registered technician must obtain at least one credit in ethics related training during every five-year cycle.
- (5) Council must determine the number of CPD points to be allocated for each activity performed by registered persons.

Appeal Procedure

- 14. (1) In discharging its duties diligently the Appeal Board shall, in terms of section 26 (6), hear appeals and deliver its finding within sixty (60) days after the appellant has lodged an appeal in terms of section 28 (2) (a);
- (2) The hearing of appeal proceedings shall be recorded by means of an electronic or mechanical device;

- (3) In hearing the appeal proceedings, the Appeal Board must, among other things, consider the following:
- (a) notice of the disciplinary hearing;
 - (b) appointment of chair of disciplinary hearing;
 - (c) description of the allegations of misconduct (charge sheet);
 - (d) description of the main evidence which the appellant and the complainant relied upon;
 - (e) electronic or transcribed record, where applicable, of the proceedings of hearing by the Disciplinary Tribunal;
 - (f) aggravating or mitigating circumstances presented by the parties to a Disciplinary Tribunal
 - (g) written finding, and reasons for the finding of the chairperson of the Disciplinary Tribunal;
 - (h) all other documentation and particulars relevant to the case in question.
 - (i) whether the appellant was given adequate time to prepare for the disciplinary hearing in terms section 23;
 - (j) whether the appellant in terms section 28 (1) (b) and/ or (c) was given adequate time for the hearing of his or her grievance or objection; and
 - (k) adopted minutes of the Council where the appeal is in terms of section 28 (1) (b) or (c).

NOMINATION FORM 3**NOMINATION OF PERSONS TO SERVE ON THE APPEAL BOARD OF THE SOUTH AFRICAN
GEOMATICS COUNCIL (SAGC)****SECTION A: TO BE COMPLETED BY THE NOMINATOR**

(Note: Only one nomination per Nomination Form)

PARTICULARS OF NOMINATOR

Full Names	
Identity No	
Capacity & Institution	
Postal Address	
Tel No	
Mobile	
E-mail	

DECLARATION BY NOMINATOR

Tick the required category in the box

CATEGORY	MEMBER	ALTERNATE
REGISTERED PERSONS WHO HAVE BEEN PRACTICING OR TEACHING GEOMATICS FOR A PERIOD NOT LESS THAN 5 YEARS	Section 25(2)(a)	Section 4(7)
MEMBERS OF THE PUBLIC INCLUDING A PERSON QUALIFIED IN LAW (WITH AT LEAST 5 YEARS EXPERIENCE)	Section 25(2)(b)	Section 4(7)

I, the undersigned (full names) _____,

hereby nominate (full names of Nominee) _____, a
South African citizen, and resident in South Africa, to be considered for possible appointment
by the Minister of Land Reform and Rural Development as a member of the Appeal Board of
South African Geomatics Council for a period of four (4) years as may be determine by the
Minister on his appointment of Appeal Board members.

Signed on at _____ on the _____ day of _____
20_____

Signature

MOTIVATION BY NOMINATOR (not exceeding one page)

SECTION B: ACCEPTANCE DECLARATION BY THE NOMINEE

I, the undersigned (full names) _____
 Identity number (of nominee) _____ hereby accept my nomination for
 appointment to the Geomatics Appeal Board of the SAGC for a period of four (4) years from the date
 of the appointment by the Minister of Land Reform and Rural Development. I declare that I am a South
 African citizen, and resident in South Africa, to serve on the Geomatics Appeal Board of the SAGC. I
 authorize the Department of Land Reform and Rural Development to subject me to the security vetting
 in terms of this appointment and to investigate any record in relation to such disqualification or
 requirement.

Signed at _____ on the _____ day of _____ 20____

 Signature

Title	Prof		Dr		Mr	Mrs	Ms	Miss
Surname								
First Names								
Gender	Male		Female		Race			
Disability	Yes		No		Nature of Disability			
Date of Birth					ID No			
Postal Address								
Residential Address								
Mobile No								
Work Tel No								
Home Tel No								

Fax No	
E-mail Address	
PLEASE ATTACH A SHORT CURRICULUM VITAE OF THE NOMINEE Please list the following in the CV (not exceeding two pages)	
<ul style="list-style-type: none"> • Tertiary Education • Work experience • List of competencies • Professional qualifications and Registrations (where applicable) • Directorships • Boards of Entities / Professional Councils / Institutions that nominee currently and / or previously served on • Conflicts of Interest • References • Certified copies of nominee's qualification • Certified copy of ID (both nominator and nominee) 	

NOTE:

- **Nominees will be considered only after the verification of their academic qualifications and their personal details;**
- **Appointment is subject to approval by the Minister;**
- **Appointment is subject to the acceptance of undergoing security vetting;**
- **Correspondence will be limited to short-listed candidates. If you do not receive any communication after a period of three months, please consider the application as having been unsuccessful**

Disclaimers:

- **The Minister reserves the right to amend, modify or withdraw this advertisement or amend any of the requirements set out herein at any time without prior notice and without liability to compensate or reimburse any party;**
- **Acknowledgement of the nomination does not mean acceptance as candidate;**
- **The Minister reserves the right not to select any nominee as a candidate.**
- **Failure to comply with any of the above requirements will result in the nomination not being considered.**

NOMINATION FORM 4**NOMINATION FOR PERSONS TO SERVE ON THE SOUTH AFRICAN GEOMATICS COUNCIL (SAGC)****SECTION A: TO BE COMPLETED BY THE NOMINATOR**

(Note: Only one nomination per Nomination Form)

PARTICULARS OF NOMINATOR

Full Names	
Identity No	
Capacity & Institution	
Postal Address	
Tel No	
Mobile	
E-mail	

CATEGORIES OF APPOINTMENT

Tick the box to select the required category

Category	Member	Alternate member
Geomatics Practitioners not in the employ of the State	Section 4(1)(b)(i) of Act No. 19 of 2013	Section 4(7)(a) of Act No.19 of 2013
Geomatics Practitioners representing voluntary associations	Section 4(1)(b)(ii) of Act No. 19 of 2013	Section 4(7)(a) of Act No.19 of 2013
Person nominated by the Council on Higher Education	Section 4(1)(c) of Act No. 19 of 2013	Section 4(7)(a) of Act No.19 of 2013
Persons representing the interest of the public	Section 4(1)(d) of Act No. 19 of 2013	Section 4(7)(a) of Act No.19 of 2013

DECLARATION BY NOMINATOR

~~Cancel where it is not applicable to you on the next page by crossing a line~~

I, the undersigned (full names) _____,

hereby nominate (full names of Nominee) _____, a South African citizen, and resident in South Africa, to be considered for possible appointment by the Minister of Land Reform and Rural development as a member of the South African Geomatics Council for a period of four (4) years as may be determine by the Minister on his appointment of SAGC members.

Signed on at _____ on the _____ day of _____
20 _____

Signature

MOTIVATION BY NOMINATOR (not exceeding one page)

SECTION B: ACCEPTANCE DECLARATION BY THE NOMINEE

I, the undersigned (full names) _____ (of nominee) _____ hereby accept my nomination for appointment to the South African Geomatics Council for a period of four (4) years from the date of the appointment by the Minister of Land Reform and Rural Development. I declare that I am a South African citizen and resident in South Africa. I authorize the Department of Land Reform and Rural Development to subject me to the security vetting in terms of this appointment and to investigate any record in relation to such disqualification or requirement.

Signed at _____ on the _____ day of _____ 20

Signature

SECTION C: TO BE COMPLETED BY THE NOMINEE

Title	Prof		Dr		Adv		Mr	Mrs	Ms	Miss	
Surname											
First Names											
Gender	Male	Female				Race					
Disability	Yes	No				Nature of Disability					
Date of Birth						ID NO.					
Postal Address											
Residential Address											
Mobile No											
Work Tel No											
Home Tel No											
Fax No											
E-mail Address											

PLEASE ATTACH A SHORT CURRICULUM VITAE OF THE NOMINEE

Please list the following in the CV (not exceeding two pages)

- Tertiary Education
- Work experience
- List of competencies
- Professional qualifications and Registrations (where applicable)
- Directorships, if any
- Boards of Entities / Professional Councils / Institutions that nominee currently and / or previously served on
- Conflicts of Interest
- References
- Certified copies of nominee's qualifications
- Certified copy of ID (both nominator and nominee)

NOTE:

- **Nominees will be considered only after the verification of their academic qualifications and their personal details;**
- **Appointment is subject to approval by the Minister;**
- **Appointment is subject to the acceptance of undergoing security vetting;**
- **Correspondence will be limited to short-listed candidates. If you do not receive any communication after a period of three months, please consider the application as having been unsuccessful**

Disclaimers:

- **The Minister reserves the right to amend, modify or withdraw this advertisement or amend any of the requirements set out herein at any time without prior notice and without liability to compensate or reimburse any party;**
- **Acknowledgement of the nomination does not mean acceptance as a candidate;**
- **The Minister reserves the right not to select any nominee as a candidate.**
- **Failure to comply with any of the above requirements will result in the nomination not being considered.**

SUMMONS TO APPEAR BEFORE THE DISCIPLINARY TRIBUNAL FORM 5.1 A

In the matter between:

South African Geomatics Council

And

Name of the person charged with improper conduct

The person charged with misconduct is Mr/Ms _____ whose full and further particulars are as follows:

Contact details : _____

Registration Category : _____

Registration number : _____

Physical Address: _____

You are charged with the improper conduct for contravening the following rule: _____ in that on or/about _____ at/or near _____ within/ outside the Republic of South Africa you omitted or committed the following:

1. Charge 1

1.1. _____

2. Alternative Charge

2.1. _____

You are required in terms of section 23(2) of the Geomatics Profession Act 19 of 2013 to appear before the disciplinary tribunal at _____

(Address where the hearing is being held)

On _____ at _____
(Date of the hearing) (Time of the hearing)

Please note that all the notices, correspondences and any legal process may be served or be obtained at the following address: South African Geomatics Council

P.O.Box 752799

Garden-View

2047

Full name of the person issuing the summons: _____

(Signed by the Chairperson of the tribunal/ member of tribunal council)

(Date)

SUBPOENA TO APPEAR BEFORE THE DISCIPLINARY TRIBUNAL FORM 5.1 B

In the matter between:

South African Geomatics Council

And

Name of the person charged with improper conduct

The person subpoenaed before the disciplinary tribunal is Mr/Ms _____
 _____ whose full and further particulars are as follows:

Contact details: _____

Registration Category: _____

Registration number: _____

Physical Address details : _____

You are required in terms of section 23(2) of the Geomatics Profession Act 19 of 2013 to appear
 before the disciplinary tribunal at _____

(Address where the hearing is being held)

On _____ at _____
 (Date of the hearing) (Time of the hearing)

Please note that all the notices, correspondences and any legal process may be served or be
 obtained at the following address: **South African Geomatics Council**
P O Box 752799
Garden View
2047

You are subpoenaed:

- ☐ For questioning in terms of section 23(2)(a)(i); or
☐ To produce any book, document or object in terms of section 23(2)(a)(ii)

[Tick/Mark the appropriate box]

You must bring and produce a book, document or object listed below:

Full name of the person issuing the subpoena: _____

(Signed by the Chairperson/member of the tribunal)

(Date)