
UNIVERSITI SAINS MALAYSIA

Second Semester Examination
2012/2013 Academic Session

June 2013

RLD 506 – Legal Aspect and Professional Practice
[Aspek Perundangan dan Amalan Profesional]

Duration: 3 hours
[Masa: 3 jam]

Please check that this examination paper consists of THREE pages of printed material before you begin the examination.

Sila pastikan bahawa kertas peperiksaan ini mengandungi TIGA muka surat yang tercetak sebelum anda memulakan peperiksaan ini.

Students are allowed to answer all questions either in English OR Bahasa Malaysia only.

Pelajar dibenarkan menjawab semua soalan dalam Bahasa Inggeris ATAU Bahasa Malaysia sahaja.

Answer **FOUR** questions only.

*Jawab **EMPAT** soalan sahaja.*

In the event of any discrepancies, the English version shall be used.

Sekiranya terdapat sebarang percanggahan pada soalan peperiksaan, versi Bahasa Inggeris hendaklah digunapakai.

1. Discuss the principles and procedures of land acquisition in Malaysia.

Bincangkan mengenai falsafah dan prosedur pengambilalihan tanah

(25 marks/markah)

2. “Code of Professional Conduct : A member shall at all times, further the welfare and advancement of the profession by staving the highest level of professional services”. Discuss the standard required by laws with reference to the performance of the highest level of professional services.

“Kod Amalan Professional: Ahli perlu pada setiap ketika meningkatkan kebajikan dan kemajuan profession dengan berusaha memberikan khidmat professional yang terbaik.” Bincangkan khidmat profesional yang terbaik mengikut pandangan undang-undang.

(25 marks/markah)

3. Discuss about the definition of Land from the Malaysian legal perspective.

Bincangkan mengenai pengertian Tanah dalam konteks perundangan di Malaysia.

(25 marks/markah)

4. Read the following statements:

“Landscape architecture is the art, planning, design, management, preservation and rehabilitation of the land and the design of human-made constructs. The scope of the profession includes site planning, town or urban planning, regional planning, and other planning aspects.” Discuss all relevant legal matters relating to planning aspects in landscape architecture.

Baca kenyataan berikut:

“Senibina landskap merupakan pembinaan seni, perancangan, rekabentuk, pemuliharaan dan pemulihan tanah dan rekabentuk buatan manusia. Skop profesion ini termasuklah dalam hal perancangan tapak, perancangan bandar, perancangan wilayah dan lain-lain aspek perancangan.” Bincangkan semua undang-undang yang relevan berkaitan dengan aspek perumahan dalam senibina landskap.

(25 marks/markah)

5. The Universal Declaration of Human Rights (1948) has been adopted and proclaimed by United Nations General Assembly resolution 217 A (III) of 10 December 1948. Article 25.1 of the Universal Declaration of Human Rights states, inter alia:

“Everyone has the right to a standard of living adequate for the health and well-being of himself and his family, including housing and necessary social services...”

Discuss the above statement from the perspective of providing landscape to society.

Perisytiharaan Sejagat Hak Asasi Manusia (1948) telah diterima dan dimasyhurkan oleh Persidangan Pertubuhan Bangsa-bangsa Bersatu melalui resolusi 217 A (III) pada 10 Disember 1948. Artikel 25.1 Perisytiharaan Sejagat Hak Asasi Manusia menyebut, antara lain:

“Setiap orang mempunyai hak terhadap suatu tahap kehidupan yang memadai bagi kesihatan dan kebajikannya dan keluarganya, termasuk perumahan dan perkhidmatan sosial yang sepatutnya...”

Bincangkan kenyataan di atas daripada perspektif penyediaan landskap kepada masyarakat.

(25 marks/markah)

6. The Contract Act 1950 and the Architect Act 1967 are some of the Acts in the Standard Forms of Building Contract used in a condominium project.

Both the Client and the Contractor are given rights within the contract and also the Superintending Officer (S.O) or the Architect in administering the contract itself. State and describe their rights and responsibilities of each of the parties in this contract.

Akta Kontrak 1950 dan Akta Arkitek 1967 adalah diantara akta-akta terkandung di dalam Borang Kontrak Binaan Seragam yang digunakan bagi membina sebuah projek kondominium.

Kedua-duanya, iaitu Majikan dan Kontraktor diperuntukkan di dalam kontrak akan hak mereka dan juga Pegawai Penguasa dan Arkitek yang mentadbirkan kontrak. Nyatakan dan bincangkan tugas dan tanggungjawab setiap mereka di dalam kontrak ini.

(25 marks/markah)