

THE INSTITUTION OF ENGINEERS, MALAYSIA

REGULATIONS ON PROFESSIONAL CONDUCT

NOTE:

A Code of Professional Conduct designed to cover all eventualities must necessarily be written in general terms expressing broad ethical principles. Almost every case of doubt as to the proper course of action required to conform to the Code of Professional Conduct arises from a conflict between a member's personal interest and his duty to others.

Regulations issued by the Council to interpret the Code indicate the manner in which members are required to conduct themselves in a number of situations that are frequently encountered. In other situations, members are required to order their conduct in accordance with the principle that, in any conflict between a member's personal interest and fair and honest dealing with other members of the community, his duty to the community must prevail.

A. The following Regulations on Professional Conduct are made by the Council under Section IX of the Bylaws. In these regulations 'member' means a member of any grade referred to in Section II of the Bylaws, and 'employer' includes 'client'.

- B. (1) A member shall at all times take care to ensure that his work and the products of his work constitute no avoidable danger of death or injury or ill health to any person.
- (2) A member shall take all reasonable steps to avoid waste of natural resources, damage of the environment, and wasteful damage or destruction of the products of human skill and industry.
- (3) A member shall take all reasonable steps to maintain and develop his professional competence by attention to new developments in science and engineering relevant to his field of professional activity and, if he is an employer, shall encourage his professional employees to do likewise.
- (4) A member shall not undertake responsibility as professional engineer which he does not believe himself competent to discharge.
- (5) A member shall accept personal responsibility for all work done by him or under his supervision or direction, and shall take all reasonable steps to ensure that persons working under his authority are competent to carry out the tasks assigned to them and that they accept personal responsibility for work done under the authority delegated to them.
- (6) A member called upon to give an opinion in his professional capacity shall, to the best of his ability, give an opinion that is objective and reliable.
- (7) A member whose professional advice is not accepted shall take all reasonable steps to ensure that the person overruling or neglecting his advice is aware of any danger which the member believes may result from overruling or neglect.
- (8) A member shall not make any public statement in his capacity as a professional engineer without ensuring that his qualification to make such a statement and any association he may have with any party which may benefit from his statement are made known to the person or persons to whom it is directed.
- (9) A member shall not, in self-laudatory language or in any manner derogatory to the dignity of the profession advertise or write articles for publication, nor shall he authorise any such advertisement or article to be written or published by any other person.
- (10) A member shall not recklessly or maliciously injure or attempt to injure, whether directly or indirectly, the professional reputation, prospects or business of another engineer.
- (11) A member shall inform his employer in writing of any conflict between his personal interest and faithful service to his employer.
- (12) A member shall not improperly disclose any information concerning the business of his employer or of any past employer.
- (13) A member shall not accept remuneration in connection with professional services rendered to his employer other than from his employer or with his employer's consent; nor shall he receive directly or indirectly any royalty, gratuity or commission on any article or process used in or for the purposes of the work in respect of which he is employed unless or until such royalty, gratuity or commission has been authorised in writing by his employer.

- (14) A member shall not improperly solicit work as an independent advise or consultant, either directly or by an agent, nor shall he pay any person, by commission or otherwise, for the introduction of such work.
- (15) A member acting as an independent adviser or consultant shall not be the medium of payment made on his employer's behalf unless so requested by his employer; nor shall he place contracts or orders in connection with work on which he is employed, except with the authority of and on behalf of his employer.