

# 5.101 Valuer-General, Staff Conduct and Management of Information

## Purpose/Objectives

In accordance with sections 13, 14, 15, 16 and 16A of the *Valuation of Land Act 1978 (VLA)*, the Valuer-General and staff are not to engage in private valuation work or disclose information obtained in the course of their employment, except for limited purposes.

Information is retained and secured in line with Landgate policies.

## Key Principles

### Disclosure of information

A person to whom this policy applies:

- Except in the exercise of a duty under or in connection with the VLA, must not make a record of, or share, any information concerning the affairs of any person acquired during their employment under the VLA.
- Must not produce a document created for the purposes of the VLA to any person, except in the exercise of a duty under or in connection with the VLA.
- May produce before any court or tribunal any document relating to the affairs of any other person, where necessary for the purposes of proceedings or a prosecution under or arising out of the VLA.
- May divulge to any court or tribunal, any information concerning the affairs of any person where necessary for the purposes of a prosecution under or arising out of the VLA or proceedings.

### Exceptions to general disclosure of information provisions

- The Valuer-General may communicate or divulge information to any person authorised in writing to receive it.
- Where the Minister believes it is in the public interest to do so, Landgate may be authorised to communicate or divulge information obtained by the Valuer-General under the VLA to any person or class of persons, subject to such conditions as the Minister may in writing specify.
- The Minister is entitled to have access to the information in the Valuer-General's possession and can make or retain copies if the information is in, or on, a document.

- The Valuer-General and their staff may be required to comply with requests from the Minister in relation to access to, or the provision of, information.

### **Work restrictions**

- A person employed in the administration of the VLA shall not engage in any private valuation work without written consent of the Valuer-General.

### **Staff engaged under a contract for services**

- Landgate must act on the advice of the Valuer-General when engaging a person under a contract for services to enable the Valuer-General to perform their duties and functions.
- A person cannot be employed by, or be a member of, a rating and taxing authority whilst engaged under a contract for service as a valuer.
- A person engaged under a contract for services as a valuer is deemed to be an officer assisting the Valuer-General in the administration of the VLA.

## **Useful Links**

[Valuation of Land Act 1978](#) – sections 13, 14, 15, 16, 16A

## **Evaluation & Review**

Custodian: Policy & Regulation, Valuation Services

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Approver: Valuer-General, Valuation Services

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