

NICOLAS R. PABUCAG/N

ARTICLE IV
PRACTICE OF ARCHITECTURE
(SUNDRY PROVISIONS)

PROCEEDING C. UUS

AUGUSTO M. CONCHO

N.B. SAGORINA

MANUEL PABUCAG

ADN ALLI

RULE 1. CONTINUING PROFESSIONAL DEVELOPMENT (CPD)

A program of continuing professional development shall be maintained through an overall CPD program for architects developed by the IAPOA. Such a program shall be formulated based on the existing guidelines of the Professional Regulation Commission with levels of compliance and proficiency evaluation as a rating factor. Accreditation of CPD providers by the Board of Architecture shall be on the following basis of submittals:

- 1.0 A program or module of the CPD providers based on the IAPOA's overall CPD program should contain but not limited to topics and brief contents and description of the course, the number of hours duration and expected unit weights, in order to establish quality for relevant, non-technical continuing education and training.
- 2.0 The CPD provider shall indicate the identity of the speakers corresponding to the topic and their personal resume which shall include but not limited to a particular expertise and work experience. Proposed venue must likewise be identified in detail.
- 3.0 SEC/DTI registration of the CPD provider is a requirement.

RULE 2. PROHIBITION ON PRACTICE OF ARCHITECTURE BY GOVERNMENT AND PRIVATE EMPLOYEES WHO ARE NOT LICENSED ARCHITECTS

Government employees and employees of private firms or persons/entities who are not licensed architects shall not perform architecture works in the performance of their official function. Such activity shall constitute unauthorized practice of architecture which shall be penalized in accordance with Section 29 of R.A. 9266.

Any public official who shall order or cause a non-architect to perform activities which constitute practice of architecture shall be administratively liable and shall be guilty of misdemeanor and shall upon conviction be sentenced in accordance with Section 30 of R.A. 9266.

RULE 3. SOLICITATION OF ARCHITECTURAL WORKS BY NON-REGISTERED PERSONS

A publication or advertisement extolling the merits of an architectural work by a non-registered person or firm shall be deemed as an act of solicitation of architectural works and the illegal/prohibited practice of architecture. The writer, publisher and the like shall be jointly liable together with the cited author of the architectural work.

RULE 4. SIGNING AND SEALING OF ARCHITECTURAL PLANS, SPECIFICATIONS AND OTHER CONTRACT DOCUMENTS

The authorized signature, official seal, PTR, PRC registration number and the IAPOA membership number and Official Receipt (O.R.) number of the Architect-of-record stamped on architectural plans, specifications and other related contract documents signify his/her assumption of the mandated fifteen (15) year civil liability under Article 1723 of the Civil Code. The Architect-of-record should be limited to architectural documents of a project and its liability does not extend to the professional responsibility nor civil liability of the other signing (sealing) professionals including the Architect-in-charge of construction (AICC) and the Consulting Architect (CA) unless these are under

ROSELYN G. VILLARIN

his/her direct employ. This rule shall apply to both architects in government as well as architects employed by private firms.

For architectural documents prepared by architectural firms, the Board of Architecture Registry Number and the SEC or DTI Registry Numbers should be prominently displayed on all architectural documents.

RULE 5. ARCHITECTS IN GOVERNMENT SERVICE

In order to provide a safety net intended to ensure that the legislative intent shall be fully implemented, the following sub-rules are so prescribed:

- 1.0 All national and local agencies including Government Owned and Controlled Corporations (GOCC's) are prohibited to collapse existing plantilla positions for architects for the purpose of recreating the same to non-architect positions.
- 2.0 All existing plantilla positions in the national and local government whose job description includes the practice of architecture as defined under R.A. 9266, shall be automatically reclassified as Architect positions and shall be accorded the salary pertaining to the latter in accordance with salary standardization law.
- 3.0 The government architect-of-record shall collect from the concerned national or local agency including Government Owned and Controlled Corporations (GOCC's) an incentive pay to cover civil liabilities in the equivalent amount of 1.5 % of the project cost of every project provided it shall not exceed 50% of his annual salary which shall be paid upon full completion of the project. The amount intended for the architect who prepared and signed the drawings and specifications shall be included in the Program of Work.

RULE 6. COVERAGE OF TEMPORARY/SPECIAL PERMITS

The following procedure for the registration and/or issuance of temporary/special permits to foreign architects are hereby prescribed:




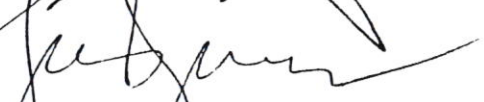






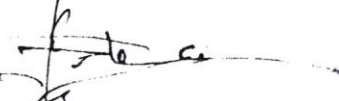
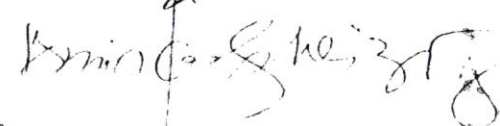


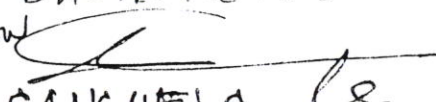
- 1.0 A visa and work permit by appropriate government agencies shall be required.
- 2.0 Within thirty (30) calendar days after the commission/appointment date, the commissioning party shall be responsible to secure the Temporary/Special Permit from the PRC and DOLFE upon compliance with the qualifications required.
- 3.0 In the absence of a bilateral agreement, the foreign national shall submit documentary proof or evidence allowing Filipino architects to practice the profession in their home country without any limitation.
- 4.0 Technology transfer and/or specialization must be identified and substantiated consistent with his expertise.
- 5.0 A Filipino counterpart shall be the architect-of-record, with his duties, functions and responsibilities duly defined in a covering agreement.
- 6.0 Advertisements and billboards for marketing/promotion purposes shall prominently display the name of the architect-of-record. Failure to comply shall be subject to penalties in accordance with the rules promulgated by PRC.
- 7.0 Upon issuance of the temporary/special permit, the foreign national shall be required to be a member of the IAPOA, subject to the rules and procedures of IAPOA membership.

8.0 Only upon compliance with the above, shall the foreign national assume its duties, functions and responsibilities.

RULE 7. LIABILITY INSURANCE OF A PERSON OR ENTITY ALLOWED TO PRACTICE UNDER A TEMPORARY/SPECIAL PERMIT

The Board of Architecture in consultation with the IAPOA shall formulate a policy, rules and regulations in order to implement this requirement within six (6) months from the effectivity of this Act.

Approved by:

1. ROBERTO S. SAC - 
2. Alfonso C. Villanueva 
3. Delfino Pantunjan
4. RC Alcaraz
5. JAIME C. MARQUEZ
6. ARMANDO D. N. ALI
7. MARIETTA B. SEGONIA 
8. UDIVINA D. GONZALES 
9. MUNETE R. FAJANO
10. ROGER VILLAROSA 
11. A.V. MIRAFLORES
12. MAY M. ANGULO 
13. MAXIMO R. ANGELES, JR. 
14. AUGUSTO M. COMEJO 
15. ERNESTO A. ZARATE 
16. NIZONILS R. PAGULAYAN 
17. GREG TIBALTI 
18. DOMINGO TABLIZO JR. 
19. PROSPERIDAD C. LUIS 
20. YOLANDA DAVID REYES 
21. G.V. MORALES 
22. CESAR V. CANCHELA 