



## HOUSE OF REPRESENTATIVES

H. No. 5693

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BY REPRESENTATIVES ESTRELLA, ACOSTA, NEPOMUCENO, SALCEDA,  
ABAYON, OLANO, JALA, CHATTO, MAGSAYSAY (M.), VICENCIO,  
SOON-RUIZ, YAPHA, RAMIRO, ZIALCITA, SILVERIO, JOSON, BATERINA,  
BONDOC, SOLIS, VILLAROSA, NOEL, MARCOS AND CODILLA, PER  
COMMITTEE REPORT NO. 1842

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AN ACT TO REGULATE AND MODERNIZE THE PRACTICE OF  
CHEMISTRY IN THE PHILIPPINES, REPEALING FOR THE  
PURPOSE REPUBLIC ACT NUMBERED SEVEN HUNDRED  
FIFTY-FOUR (R.A. NO. 754)

*Be it enacted by the Senate and House of Representatives of the Philippines in  
Congress assembled:*

1 ARTICLE I

2 TITLE, POLICY AND DEFINITIONS

3 SECTION 1. *Title.* – This Act shall be known as the “Chemistry Law of  
4 2006”.

5 SEC. 2. *Declaration of Policy.* – The State recognizes the importance  
6 of chemists in nation building and development. Hence, it shall develop and  
7 nurture competent, virtuous, productive and well-rounded chemists whose  
8 standards of practice and service shall be excellent, qualitative, world class and  
9 globally competitive through inviolable, honest, effective and credible

1 licensure examinations and through regulatory measures, programs and  
2 activities that foster their professional growth and development.

3 Recognizing furthermore that the Chemistry profession is vital to the  
4 interest of public safety and the national economy, the State shall promote,  
5 regulate and protect the professional practice of Chemistry in the Philippines  
6 and shall ensure the continued development and maintenance of high  
7 international standards of practice.

8 SEC. 3. *Definition of Terms.* – The following terms as used in this Act  
9 shall be defined as follows:

10 (a) “Chemistry” refers to the study, analysis, modification and  
11 calculation of physicochemical or biochemical properties of matter. It includes  
12 the atomic, molecular, surface and supramolecular composition and structure  
13 of matter, properties and reactions, the changes which matter undergoes, the  
14 energy involved, and the conditions under which such changes occur.

15 (b) “Registered chemist” refers to a natural person who holds a valid  
16 certificate of registration and a valid professional identification card issued by  
17 the Board and the Commission pursuant to this Act and who is engaged in the  
18 professional practice of Chemistry, as defined herein.

19 (c) “Registered chemical technician” refers to any person who is  
20 engaged in the work of chemical technology and who is duly registered with  
21 the Board and the Commission.

22 (d) “Analysis” refers to any physicochemical or biochemical technique  
23 which includes the following and related techniques:

24 (i) Measurement of properties, such as pH, oxidation-reduction  
25 potential, density, atomic or molecular weight and others;

26 (ii) Use of methods, such as titration, gravimetric analysis,  
27 electrochemical measurements, spectroscopy, chromatography and others;

1 (iii) Determination of the atomic, molecular, surface or supramolecular  
2 nature, structure or quantity of one or more components of a substance;

3 (iv) Separation and/or purification of a mixture into its components  
4 using techniques, such as distillation, crystallization, density, reactivity,  
5 extraction, adsorption, size exclusion, affinity, chromatography and others;

6 (v) Calculations of physicochemical or biochemical properties or  
7 concentrations of chemicals or biochemicals;

8 (vi) Computational methods applied to chemically- or biochemically-  
9 related matters, such as molecular design, molecular modeling, chemometrics  
10 and others; and

11 (vii) Other analytical methods which characterize matter at the atomic,  
12 molecular, surface or supramolecular level.

13 (e) "Synthesis" refers to the preparation of a compound or chemical  
14 entity from its elements or from other compounds or chemical entities, by one  
15 or more chemical reactions. Synthesis as defined herein refers to both  
16 chemical synthesis, which may use chemical catalysts, and biochemical  
17 synthesis, which uses enzymes and other biological compounds to promote a  
18 reaction.

19 (f) "Laboratory" refers to a facility where the following or similar  
20 activities are performed: physicochemical or biochemical analysis, or chemical  
21 or biochemical synthesis. Laboratories where activities described in Sections  
22 3(d) and 3(e) are performed shall also be covered by this Act. Similar  
23 activities carried out outside of a chemical laboratory are also included, such as  
24 work carried out in a factory or mobile laboratory, field environmental  
25 analysis, and the like.

26 *SEC. 4. Scope of the Professional Practice of Chemistry.* – The  
27 professional practice of Chemistry covers the performance of a service related  
28 to public interest, public safety, legal or regulatory matters and which is

1 performed for a fee, salary or other compensation. The following and similar  
2 activities shall be the functions of the registered chemist:

3 (a) Performance or certification of an analysis or synthesis;

4 (b) Inspection or certification of a laboratory with respect to its  
5 chemical or biochemical activities;

6 (c) Supervision of a laboratory;

7 (d) Supervision of an analysis or synthesis, whether or not this is  
8 performed in a laboratory;

9 (e) Teaching, lecturing and reviewing of professional chemistry  
10 subject/s in the curriculum of the Bachelor of Science in Chemistry degree or  
11 subject/s in the chemistry licensure examination given in any college,  
12 university, or training or review center, or any other educational institution or  
13 certification body;

14 (f) Consultation or investigation, research concerning physicochemical  
15 or biochemical matters which involve public interest, public safety, laws or  
16 regulations. *For purposes of this Act, the registered chemist must affix his/her*  
17 *signature, license number and official seal to any certification report which*  
18 *he/she submits; and*

19 (g) *The sale and supervision of the sale of chemicals, chemical*  
20 *apparatus, and chemical equipment.*

21 The Board, subject to approval by the Commission, may revise, exclude  
22 from or add to the above-enumerated acts or activities as the need arises to  
23 conform to the latest trend in the practice of the profession.

24 **SEC. 5. *Scope of the Professional Practice of Chemical Technology.*** –  
25 *The scope of the practice of the chemical technology shall be limited to the*  
26 *performance of physicochemical or biochemical analysis, or chemical*  
27 *or biochemical synthesis: *Provided,* That such activities are under the*  
28 *supervision of a registered chemist. The chemical technician must affix his/her*

1 signature and license number to the report of a chemical analysis or synthesis  
2 which he/she has performed.

## 3 ARTICLE II

### 4 PROFESSIONAL REGULATORY BOARD OF CHEMISTRY

5 SEC. 6. *Composition of the Board.* – There is hereby created a  
6 Professional Regulatory Board of Chemistry, hereinafter referred to as the  
7 Board, which shall be composed of a chairman and two (2) members under the  
8 administrative control and supervision of the Professional Regulation  
9 Commission (PRC), hereinafter referred to as the Commission. They shall be  
10 appointed by the President of the Philippines from a list of three  
11 recommendees for each position ranked by the Commission from a list of five  
12 nominees for each position submitted by the Accredited Professional  
13 Organization (APO) of Chemists.

14 SEC. 7. *Powers and Duties of the Board.* – The Board shall have the  
15 following powers and duties:

16 (a) *To supervise and regulate the practice of the Chemistry profession*  
17 *in the Philippines in accordance with the provision of this Act;*

18 (b) *To determine the requirements and evaluate the qualifications of the*  
19 *applicants for registration as registered chemists and registered chemical*  
20 *technicians;*

21 (c) *To prescribe the subjects in the licensure examination; determine*  
22 *the syllabi of the subjects and their relative weights; construct the test*  
23 *questions in the examinations; and submit the examination results to the*  
24 *Commission;*

25 (d) *To issue, together with the Commission, certificates of registration*  
26 *to persons admitted to the practice of the professions of chemistry and*  
27 *chemical technology;*

1 (e) To oversee the conduct of the Continuing Professional Education  
2 (CPE) program for professional chemists and chemical technicians;

3 (f) To determine, in consultation with the APO, private industry, and  
4 relevant government agencies, the requirements of chemistry laboratories, both  
5 private and government, and other entities engaged in the practice of  
6 Chemistry for registration or renewal of permit, and to issue, together with the  
7 Commission, the certificate of authority to operate to those which satisfy the  
8 said requirements;

9 (g) The Board may conduct on-site inspection of chemistry laboratories  
10 and other entities engaged in the practice of Chemistry, and may seek the  
11 assistance of the APO in order to carry out these functions;

12 (h) To inquire into the conditions affecting the practice of the  
13 profession and adopt measures for the enhancement and maintenance of high  
14 professional, ethical and technical standards;

15 (i) In coordination with the Commission on Higher Education  
16 (CHED), inspect the facilities and equipment, faculty and other aspects directly  
17 related to the chemistry program of higher educational institutions;

18 (j) To adopt and promulgate the Code of Ethics, the Code of Good  
19 Governance and the Code of Technical Standards for the practice of  
20 Chemistry;

21 (k) To issue *subpoena testificandum* and *subpoena duces tecum* to  
22 secure the attendance of witnesses or the production of documents in  
23 connection with any administrative case before the Board;

24 (l) Hear and decide administrative cases filed against chemists,  
25 chemical technicians and the owners and administrators of chemical  
26 laboratories. The hearing shall be presided over by the chairman or a member  
27 of the Board with the assistance of an attorney of the Commission. Any  
28 decision should be concurred in by a majority of the Board. The decision of

1 the Board may be appealed to the Commission within fifteen (15) days from  
2 notice, otherwise such decision shall be final and executory;

3 (m) To administer oaths in connection with the performance of its  
4 function;

5 (n) To adopt the implementing rules and regulations of this Act; and

6 (o) To perform such other functions as may be necessary in order to  
7 implement the provisions of this Act.

8 *SEC. 8. Qualifications of the Board Chairman and Members.* – The  
9 chairman and members of the Board shall have the following qualifications:

10 (a) A citizen and a resident of the Philippines;

11 (b) *Of good moral character and of sound mind;*

12 (c) A holder of at least a master's degree in Chemistry conferred by an  
13 academic institution recognized by the CHED, or by a reputable foreign  
14 university;

15 (d) A registered chemist holding a valid certificate of registration and a  
16 valid professional identification card who has been in active practice for at  
17 least five years;

18 (e) Must not have any pecuniary interest, directly or indirectly, in any  
19 higher educational institution conferring an academic degree necessary for  
20 admission to the practice of chemistry or where review classes in preparation  
21 for the licensure examination are being offered or conducted; nor shall he/she  
22 be a member of the faculty or of the administration thereof at the time of  
23 his/her appointment to the Board;

24 (f) A member in good standing of the APO but must not be an officer  
25 or trustee thereof; and

26 (g) Must not have a record of conviction given by a court of competent  
27 jurisdiction on an offense involving moral turpitude.

1           SEC. 9. *Term of Office.* – The chairman and the members of the Board  
2 shall hold office for a term of three years from the date of appointment or until  
3 their successors shall have qualified and shall have been appointed. They may  
4 be reappointed in their positions for another term of three years immediately  
5 after the expiry of their term: *Provided*, That the holding of such positions  
6 shall not be more than two terms nor more than six years, whichever is longer:  
7 *Provided, further*, That the first Board under this Act shall hold the following  
8 terms of office: the chairman for three years, the first member for two years,  
9 and the second member for one year: *Provided, finally*, That any appointee to  
10 a vacancy with an unexpired term shall only serve such remaining period. The  
11 chairman and the members shall duly take their oath of office.

12           SEC. 10. *Compensation of the Board.* – The chairman and the members  
13 of the Board shall receive such compensation and allowances comparable to  
14 that being received by the chairman and the members of other professional  
15 regulatory boards under the Commission as provided for in the General  
16 Appropriations Act.

17           SEC. 11. *Custodian of Records, Secretariat and Support.* – All records  
18 of the Board, including applications for examinations, examination papers and  
19 results, minutes of meetings, deliberations of administrative and other  
20 investigative cases involving the Board, shall be kept by the Commission. The  
21 Commission shall designate the secretary of the Board and shall provide  
22 secretariat and other support services to implement the provisions of this Act.

23           SEC. 12. *Grounds for Suspension or Removal of the Chairman and*  
24 *Members.* – The President, upon the recommendation of the Commission, after  
25 due process and administrative investigation conducted by the Commission,  
26 may remove or suspend a chairman or member of the Board on any of the  
27 following grounds:

28           (a) Gross neglect;



1 (b) Incompetence or dishonesty in the discharge of his/her duty;

2 (c) Violation of any of the causes/grounds and the prohibited acts  
3 provided in this Act and the offenses in the Revised Penal Code, the Anti-Graft  
4 and Corruption Practices, and other laws; and

5 (d) Manipulation or rigging of the licensure examination results, or  
6 disclosure of examination questions prior to the conduct of the examination or  
7 tampering of the grades.

8 The Commission, in the conduct of the investigation, shall be guided by  
9 Section 7(s) of Republic Act No. 8981, otherwise known as the PRC  
10 Modernization Act, the Rules on Administrative Investigation, and the  
11 applicable provisions of the New Rules of Court.

12 SEC. 13. *Annual Report and Annual Meeting.* – The Board shall submit  
13 an annual report to the Commission after the close of each fiscal year giving a  
14 detailed account of the proceedings of the Board during the year and  
15 embodying such recommendations to the Commission as the Board may desire  
16 to make. At least once a year, the Board shall meet with the APO,  
17 representatives of departments of chemistry in higher educational institutions,  
18 and the CHED to discuss matters pertinent to the professional practice of  
19 Chemistry.

### 20 ARTICLE III

#### 21 LICENSURE EXAMINATION AND REGISTRATION

22 SEC. 14. *Certificate to Practice Chemistry and Chemical Technology.* –  
23 Unless exempt from registration, or not subject to the requirements of this Act,  
24 no person shall practice nor offer to practice as a chemist or chemical  
25 technician in the Philippines, without having previously obtained a certificate  
26 of registration and a valid professional identification card from the Board and  
27 the Commission.

1           SEC. 15. *Requirement for Registration as Chemist and Chemical*  
2 *Technician.* – All applicants for registration for the practice of Chemistry and  
3 chemical technology in the Philippines shall be required to pass the licensure  
4 examination prescribed herein unless otherwise provided in this Act.

5           SEC. 16. *Qualifications of Applicant for Examination as Chemist.* –  
6 Any person applying for admission to the chemistry examination must have the  
7 following qualifications:

8           (a) He/she is a citizen and resident of the Philippines or a foreign  
9 citizen whose country/State has a reciprocity agreement with the Philippines in  
10 the practice of Chemistry;

11           (b) He/she is mentally, emotionally and physically sound;

12           (c) He/she is a graduate of any higher educational institution  
13 recognized by the CHED with the degree of Bachelor of Science in Chemistry  
14 with at least sixty (60) university units in chemistry which should include all of  
15 the professional chemistry subjects. Subject to evaluation by the Board,  
16 graduates of reputable foreign universities who have been conferred the degree  
17 of Bachelor of Science in Chemistry, or its equivalent, and whose curriculum  
18 includes all of the professional chemistry subjects, may apply to take the  
19 licensure examination; and

20           (d) Not convicted of an offense involving moral turpitude by a court of  
21 competent jurisdiction.

22           SEC. 17. *Scope of Examination for Chemists.* – The Chemistry  
23 licensure examination shall cover the following professional chemistry  
24 subjects: Analytical Chemistry, Organic Chemistry, Biochemistry, Inorganic  
25 Chemistry and Physical Chemistry: *Provided*, That the relative weight of any  
26 subject shall not exceed thirty percent (30%) of the total. The Board may  
27 modify the coverage of the Board examination as required by developments in  
28 chemistry and the professional practice of Chemistry. In such a case, the

1 Board shall consult with the CHED and the APO for Chemistry. The Board  
2 must announce revisions in chemistry subjects and topics at least two years  
3 prior to their inclusion in the Board examination.

4 SEC. 18. *Qualifications for Chemical Technician.* – Any person  
5 applying for the professional practice of chemical technician must have the  
6 following qualifications:

7 (a) He/she is a citizen of the Philippines, or a citizen of a foreign  
8 country which grants the same corresponding privilege to Filipinos in their  
9 country;

10 (b) He/she is of good moral character and of sound mind; and

11 (c) He/she has successfully completed at least thirty (30) units of  
12 undergraduate or graduate-level chemistry courses from an institution duly  
13 recognized by the CHED or the Technical Education and Skills Development  
14 Authority (TESDA). The courses should include both lecture and laboratory  
15 courses in: General Chemistry, Analytical Chemistry and Organic Chemistry.

16 The applicant should submit a certified true copy of his/her transcript of  
17 records.

18 SEC. 19. *Scope of Examination for Chemical Technician.* – The  
19 licensure examination for chemical technician shall cover topics related to  
20 practical aspects of laboratory work in the following chemistry subjects:  
21 *Analytical Chemistry and Organic Chemistry.* The Board may modify the  
22 coverage of the Board examination as required by developments in chemistry  
23 and the professional practice of chemical technology. In such a case, the Board  
24 shall consult with the CHED, the TESDA, and the APO for Chemistry. The  
25 Board must announce revisions in chemistry subjects and topics at least two  
26 years prior to their inclusion in the Board examination.

27 SEC. 20. *Holding of Examination.* – Examination of candidates  
28 desiring to practice chemistry and chemical technology in the Philippines shall

1 be given at least once each calendar year on the date(s) and venue(s)  
2 prescribed by the Commission in accordance with Republic Act No. 8981.

3 SEC. 21. *Examination Fees.* – Each applicant admitted to take the  
4 chemistry examination shall pay such fees as may be prescribed by the  
5 Commission before he/she is allowed to take the examination.

6 SEC. 22. *Ratings in the Licensure Examination.* – In order that a  
7 candidate may be deemed to have successfully passed the licensure  
8 examination, he/she must have obtained a general average of no less than  
9 seventy percent (70%) with no rating below fifty percent (50%) in any  
10 examination subject. The results of the examination shall be released within ten  
11 (10) working days from the last day of the examination.

12 SEC. 23. *Exemption from Examination for Chemists.* – A holder of a  
13 doctoral degree in chemistry from a very reputable university may apply for  
14 registration as chemist without examination. He/she shall apply for exemption  
15 from the Board and shall submit a copy of his/her undergraduate and graduate  
16 diplomas, transcripts and cover pages of his/her doctoral thesis: *Provided,*  
17 That he/she has been active in the practice of Chemistry abroad and he/she has  
18 presented evidence of such practice. The Board may require presentation of  
19 the doctoral thesis and other evidences of competence and achievement in  
20 Chemistry.

21 SEC. 24. *Issuance of Temporary/Special Permit.* – The Board may  
22 issue a temporary/special permit to practice chemistry to the following persons  
23 upon proper application with the Board:

24 (a) Foreign-based chemists, recognized as experts in their specific field  
25 of chemistry, called in by the Republic of the Philippines for consultation or  
26 for a specific project: *Provided,* That their practice shall be confined to such  
27 work; and

1 (b) Foreign-based chemists, who have distinguished themselves in their  
2 respective fields of specialization, contracted as a professor or lecturer on  
3 chemistry subjects by Philippine schools, colleges, institutes or universities on  
4 a direct hire or exchange basis.

5 The special permit shall indicate the period of validity: *Provided*, That  
6 such period shall not exceed three years. It may be renewed subject to the  
7 rules and regulations of the Board. Complaints or questions regarding such  
8 individuals may be directed to the Board for verification or action.

9 **SEC. 25. Professional Oath.** – All persons to be admitted to the  
10 practice of Chemistry and chemical technology are required to take their oath  
11 before the Board or before any officer authorized by the Commission prior to  
12 the issuance of their certificate of registration.

13 **SEC. 26. Issuance of Certificate of Registration for Chemist and**  
14 **Chemical Technician.** – A certificate of registration for chemist and chemical  
15 technician shall be issued by the Board to examinees who satisfy the  
16 requirements of the relevant licensure examination subject to the payment of  
17 fees prescribed by the Commission. The certificate of registration shall state  
18 the full name of the registrant and his/her registration number, and bear the  
19 signature of the chairperson of the Commission and the chairman and members  
20 of the Board, authenticated by the official seal of the Commission and the  
21 Board.

22 The certificate of registration shall remain in full force and effect unless  
23 suspended or revoked under the provisions of this Act.

24 **SEC. 27. Issuance of Professional Identification Card for Chemist and**  
25 **Chemical Technician.** – A professional identification card for chemists shall be  
26 issued to holders of a valid certificate of registration for chemist, subject to the  
27 payment of fees prescribed by the Commission. A professional identification  
28 card for chemical technician shall be issued to holders of a valid certificate of

1 registration for chemical technician. The professional identification card shall  
2 state the full name of the registrant and his/her registration number, and bear  
3 the signature of the chairperson of the Commission and the chairman of the  
4 Board, authenticated by the official seal of the Commission and the Board.  
5 The professional identification card shall be valid for a period of three years,  
6 subject to renewal: *Provided*, That the certificate of registration shall not have  
7 been suspended or revoked under the provisions of this Act.

8 **SEC. 28. *Indication of Certificate of Registration and Professional Tax***  
9 ***Receipt Numbers.*** – A registered chemist shall be required to indicate his/her  
10 certificate of registration and professional tax receipt numbers, date of issuance  
11 and the duration of validity on all documents he/she signs, uses or issues in  
12 connection with the practice of his/her profession.

13 **SEC. 29. *Revocation or Suspension of the Certificate of Registration***  
14 ***and Cancellation of Temporary/Special Permit.*** – The Board shall have the  
15 power, upon notice of hearing, to revoke or suspend the certificate of  
16 registration of a registered Chemist or to cancel a temporary/special permit  
17 granted to a foreign chemist, for any of the following grounds:

18 (a) Any act of misrepresentation in connection with the performance of  
19 chemistry services as defined in this law or any act inimical to the chemistry  
20 profession;

21 (b) Gross immorality or commission of any act involving moral  
22 turpitude;

23 (c) Any person who has been convicted by final judgment of a court of  
24 competent jurisdiction of any criminal offense; and

25 (d) Any person who has been judicially declared to be of unsound  
26 mind.

27 The Board may, for reason it may deem sufficient and upon proper  
28 petition, reissue revoked certificates of registration.

1           SEC. 30. *Continuing Professional Education (CPE) Program.* -- The  
2 CPE program guidelines for Chemistry and chemical technology shall be  
3 prescribed and promulgated by the Board, subject to the approval of the  
4 Commission. The Board shall create a CPE council to administer the CPE  
5 program. The CPE council shall be composed of a chairman coming from the  
6 Board, a member from the APO, and a member from the academe.  
7 Compliance with the CPE requirements shall be a requirement for the renewal  
8 of the professional identification card for chemist and chemical technician.

9           SEC. 31. *Membership in the Accredited Professional Organization*  
10 *(APO).* -- A. Chemist or chemical technician duly registered with the Board  
11 shall automatically become a member of the APO and shall receive the benefits  
12 of membership upon payment of the required fees. Membership in the APO  
13 shall not be a hindrance to membership in other associations.

14           SEC. 32. *Roster of Chemists and Chemical Technicians.* -- The  
15 Commission shall keep a roster of all registered Chemists and chemical  
16 technicians stating their names, registration numbers and places of business.  
17 The Commission shall regularly update such roster and make it available to all  
18 interested parties.

19           SEC. 33. *Seal and Title of Registered Chemist.* -- Each registered  
20 Chemist shall, upon registration, obtain a seal as prescribed by the Board with  
21 the label "Registered Chemist" bearing the registrant's name and registration  
22 number. All official documents or reports which require the certification or  
23 signature of the registered Chemist shall be stamped with the personal seal of  
24 the registered Chemist. Registered Chemists shall have the right to use the title  
25 "Registered Chemist" or "RCh" on their official documents.

26           SEC. 34. *Foreign Reciprocity.* -- A foreign citizen may be allowed to  
27 take the licensure examination and may be given a certificate of registration  
28 and professional identification card if he/she can prove that by specific

1 provisions of law the country or state of which he/she is a citizen allows  
 2 Filipino chemist to practice his/her profession in his/her country.

3           SEC. 35. *Certificate of Authority to Operate for Firms, Corporations,*  
 4 *and Government Agencies.* – Only firms, corporations and government  
 5 agencies which hold a certificate of authority to operate from the Board may  
 6 operate a chemical laboratory or engage in the practice of chemistry or  
 7 chemical technology in the Philippines: *Provided,* That such chemical practice  
 8 is carried out only by registered Chemists or registered chemical technicians  
 9 holding valid certificates of registration and professional identification cards  
 10 issued by the Board and the Commission. In case of a firm, corporation, or  
 11 government agency, the person who has charge of the management or  
 12 administration shall be held personally liable for violations of this Act.

13           SEC. 36. *Requirements for Certificate of Authority to Operate.* – The  
 14 Board, in consultation with the relevant entities and the APO, shall set the  
 15 requirements for the certificate of authority to operate. Such requirements  
 16 shall be issued as Board resolutions.

17           SEC. 37. *Roster of Chemical Laboratories and Related Entities.* – The  
 18 Commission shall keep a roster of all chemical laboratories and entities  
 19 engaged in the practice of chemistry, stating their names, registration numbers  
 20 and places of business. The Commission shall regularly update such roster.

## 21                                   ARTICLE IV

### 22                                   GENERAL PROVISIONS

23           SEC. 38. *Penal Clause for the Professional Practice of Chemistry and*  
 24 *Chemical Technology.* – The following shall be considered violations of this  
 25 Act:

26           (a) Practicing chemistry without a valid certificate of registration  
 27 and/or a valid professional identification card or a valid temporary/special  
 28 permit;



1           (b) Attempting to use as his/her own the certificate of registration  
2 number, professional identification card, or seal of another chemist or chemical  
3 technician;

4           (c) Abetting the illegal practice of chemistry by an unregistered or  
5 unauthorized person;

6           (d) Furnishing the Board or the Commission any false information or  
7 document in order to secure a certificate of registration; or

8           (e) Impersonating a registered chemist, chemical technician or a holder  
9 of a special/temporary permit.

10           Upon conviction, these persons shall be sentenced to a penalty of  
11 imprisonment for a period of not less than one month nor more than one year,  
12 or a fine of not less than One hundred thousand pesos (P100,000) or not more  
13 than One million pesos (P1,000,000), or both, at the discretion of the court.

14           **SEC. 39. *Penal Clause for Chemical Laboratories and Related Firms.***

15           – No chemical laboratory nor firm shall undertake activities covered by this  
16 Act without a valid certificate of authority to operate. The president or the  
17 highest ranking officer of the corporation shall be held liable for violations of  
18 this Act. Upon conviction, these persons shall be sentenced to a penalty of  
19 imprisonment for a period of not less than one month nor more than one year  
20 or a fine of not less than One hundred thousand pesos (P100,000) or not more  
21 than One million pesos (P1,000,000), or both, at the discretion of the court.

22           **SEC. 40. *Reports and Other Legal Documents.*** – Any document related  
23 to the practice of chemistry shall not be considered as official or admissible for  
24 legal purposes unless such document is signed by a registered Chemist, and the  
25 certificate of registration number affixed thereto. Registered chemical  
26 technicians who contribute to the work should also sign such reports or  
27 documents, and affix their registration number and official seal.

1           **SEC. 41. Coverage of Professional Practice.** – If the nature of the  
2 activity is covered under Sections 3(d) and 3(e) of this Act (Definition  
3 “Analysis” and “Synthesis”), registered Chemists or registered chemical  
4 technicians may not be inhibited from undertaking the professional practice of  
5 Chemistry or chemical technology.

6           **SEC. 42. Vested Rights: Automatic Registration of Chemists and**  
7 *Chemical Technicians.* – All Chemists and chemical technicians who are  
8 registered at the time this Act takes effect shall automatically be considered  
9 registered under the provisions hereof, subject however to the provisions  
10 herein set forth as to future requirements. Certificates of registration held by  
11 such persons in good standing shall have the same force and effect as though  
12 issued after the passage of this Act.

## 13   ARTICLE V

### 14   TRANSITORY PROVISIONS

15           **SEC. 43. Term of Office of Incumbent Board.** – The incumbent  
16 chairman and members of the Board at the time of approval of this Act shall  
17 automatically function and hold office for another two years from the date of  
18 effectivity of this Act or for the remaining duration of their current term,  
19 whichever is longer. The Board shall then promulgate the provisions, rules  
20 and regulations for the implementation of this Act.

21           **SEC. 44. Preparation of Seal and Title of Registered Chemist.** – Within  
22 three (3) years from the date of effectivity of this Act, all duly registered  
23 chemists with valid professional identification cards shall obtain an official  
24 seal prescribed by the Board with the label “Registered Chemist” bearing the  
25 chemist’s name and registration number. Within three years, all official  
26 documents or reports which require the certification or signature of the  
27 registered Chemist shall be stamped with the personal seal of the registered  
28 Chemist. Upon the date of effectivity of this Act, all duly registered chemists

1 with a valid professional identification cards may use the title 'Registered  
2 Chemist' or 'RCh' in their official documents.

3 SEC. 45. *Transitory Provisions for Lecturers of Professional Chemistry*  
4 *Subjects.* – From the date of effectivity of this Act, all new lecturers of  
5 professional chemistry subjects must comply with the provisions of this Act.  
6 Those who have already been teaching professional chemistry subjects on the  
7 date of effectivity of this Act, shall be granted a three year grace period by  
8 which time he/she must fulfill the following requirements: *Provided*, That (a)  
9 he/she shall have successfully completed at least sixty (60) units of chemistry  
10 in undergraduate or graduate degree courses which must include all of the  
11 professional chemistry subjects. This may include chemistry subjects taken  
12 before or after the date of effectivity of this Act; (b) he/she must have been  
13 already teaching these subjects satisfactorily for at least three years on the date  
14 of effectivity of this Act; (c) he/she has satisfied other reasonable requirements  
15 or criteria that the Board may set to demonstrate his/her competence to teach  
16 such subjects; and (d) he/she has actively participated in the CPE for  
17 chemistry. After the three years grace period, they must submit the certified  
18 true copies of all of their relevant transcripts, a letter of endorsement from the  
19 head of the institution, and proof of participation in the CPE to the Board for  
20 evaluation. Those who are evaluated to have fulfilled the requirements shall be  
21 issued a special permit to teach professional chemistry subjects. Such  
22 permission to teach professional chemistry subjects shall be limited only to this  
23 privilege and shall not be construed as permission to practice chemistry.

## 24 ARTICLE VI

### 25 FINAL PROVISIONS

26 SEC. 46. *Implementing Rules and Regulations.* – Subject to the  
27 approval of the Commission, the Board shall adopt and promulgate the  
28 implementing rules and regulations, Code of Ethics, Code of Technical

1 Standards, and other resolutions necessary to carry out the provisions of this  
2 Act.

3 SEC. 47. *Appropriations.* – The amount necessary for the  
4 implementation of this Act shall be included in the General Appropriations Act  
5 of the year following its enactment and thereafter.

6 SEC. 48. *Act Not Affecting other Professions.* – This Act shall not  
7 affect or prevent the practice of any other legally recognized profession.

8 SEC. 49. *Separability Clause.* – If any section of this Act shall be  
9 declared unconstitutional or invalid, such shall not invalidate any other section  
10 of this Act.

11 SEC. 50. *Repealing Clause.* – Republic Act No. 754 is hereby repealed.  
12 All other laws, parts of laws, orders, ordinances or regulations in conflict with  
13 the provisions of this Act, are hereby repealed.

14 SEC. 51. *Effectivity.* – This Act shall take effect fifteen (15) days  
15 following its publication in the *Official Gazette* or in any major newspaper of  
16 general circulation.

Approved,

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