

**NINETEENTH CONGRESS OF THE  
REPUBLIC OF THE PHILIPPINES**  
*First Regular Session*

] ] ]



Senate  
Office of the Secretary

'22 AUG -8 A10 :01

**SENATE**

RECEIVED BY:

**S.B. No. 1049**

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**Introduced by SEN. WIN GATCHALIAN**

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**AN ACT  
AMENDING REPUBLIC ACT NO. 9266, OTHERWISE KNOWN AS THE  
"ARCHITECTURE ACT OF 2004", AND FOR OTHER PURPOSES**

**EXPLANATORY NOTE**

Architecture has been a symbol of power, strength, development, and superiority throughout the ages. In the Philippines, our architectural heritage shows the transition of historical and cultural traditions in the country, as reflected in the dwellings of people, in churches and mosques and in buildings that have risen in response to the demands of progress and aspirations of the people.<sup>1</sup> Clearly, architecture mirrors the character, values, and ideals of a place, a community and the people that will live in it.

As the architectural profession grows, the role of architects in building communities likewise expands. Architects, in making designs, consider the health, safety, and welfare of the people. Thus, the continuing education and professional standards of architects must always be in check to ensure their professional growth and to stimulate their competence to be at par with the world's best.

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<sup>1</sup> <https://ncca.gov.ph/about-ncca-3/subcommissions/subcommission-on-the-arts-sca/architecture-and-allied-arts-2/history-of-philippine-architecture/>

Considering the invaluable contribution of architects to nation building, and the public's interest on sustainable built development, in view of the dangers and hazards of faulty architectural designs and the failure to comply with the standards set by the Architecture Act of 2004, there is a need to enhance the practice of the Architecture profession by updating and amending Republic Act No. 9266 or the Architecture Act of 2004 and harmonizing it with other laws.

Accordingly, the bill seeks to improve the standards of the Architecture professional practice and service through strengthened regulatory and policy bodies and enhanced regulatory measures that will foster professional growth and development and that will address the ever-changing needs and demands of the time.

With the end goal of ensuring safety in our buildings and structures, this bill introduces a clear definition of architectural terms to guide the architects, the regulatory agency and the public in complying and enforcing the requirements in the practice of architecture, as embodied in existing laws and the proposed amendments.

Further, additional powers and functions of, and qualifications for membership in, the Professional Regulatory Board of Architecture are being sought to reinforce and strengthen the regulation of the profession with the purpose of preventing conflicts of interest, promoting greater competence within, and ensuring its responsiveness to the needs of the profession.

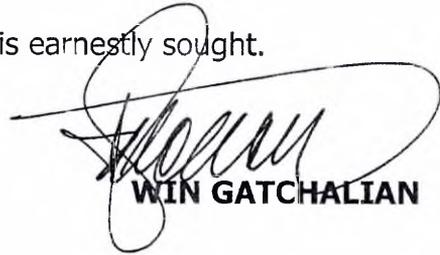
The bill also seeks to revive the provision in the predecessor of RA 9266 which requires an applicant to take a one year break after failing for the third time the architecture licensure examination to provide the applicant ample time to review, study, train or enroll in review or refresher courses.

It also seeks to create a "Multipartite Council for Architecture" that will serve as a platform for policy concerns in the education, internship, professional regulation and continuing professional development for architecture and that will promote collaboration among various stakeholders.

It also mandates the creation of an architect's office as well as positions for architects in local government units in recognition of their role and expertise in designing structures and communities which are vital to community and nation building.

Lastly, it also seeks to expand the coverage of unauthorized practices in the Architecture profession by penalizing coercion, aiding and abetting of illegal practice of architecture.

In view of the foregoing, passage of this bill is earnestly sought.



**WIN GATCHALIAN**



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**AN ACT**  
**AMENDING REPUBLIC ACT NO. 9266, OTHERWISE KNOWN AS THE**  
**"ARCHITECTURE ACT OF 2004", AND FOR OTHER PURPOSES**

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

1 SECTION 1. Sec. 3 of Republic Act No. 9266, otherwise known as the  
2 "Architecture Act of 2004," is hereby amended to read as follows:  
3 "SEC. 3. Definition of Terms. - As used in this Act, the following terms shall  
4 be defined as follows:  
5 (1) "Architecture" is the art, science or profession of **RENDERING OR**  
6 **OFFERING TO RENDER SERVICES IN CONNECTION WITH THE**  
7 planning, designing and constructing [~~buildings in their totality~~] **A**  
8 **STRUCTURE OR GROUP OF STRUCTURES WHICH HAVE AS THEIR**  
9 **PRINCIPAL PURPOSE HUMAN HABITATION OR USE AND THE**  
10 **UTILIZATION OF SPACE WITHIN AND SURROUNDING SUCH**  
11 **STRUCTURES** taking into account their environment, in accordance with  
12 the principles of utility, strength and beauty;

1 (2) "Architect" means a person professionally and academically  
2 qualified, registered and licensed **TO PRACTICE ARCHITECTURE** under  
3 this Act with a Certificate of Registration and Professional Identification Card  
4 issued by the Professional Regulatory Board of Architecture and the  
5 Professional Regulation Commission, and who is responsible for advocating  
6 the fair and sustainable development, welfare and cultural expression of  
7 society's habitat in terms of space, forms and historical context;

8 xxx

9 (11) "Integrated and Accredited Professional Organization **OF**  
10 **ARCHITECTS (IAPOA)**" means the official national organization of all  
11 architects of the Philippines in which all registered Filipino architects shall  
12 be members without prejudice to membership in other voluntary  
13 professional associations;

14 xxx

15 **(15) "ARCHITECTURAL DESIGN," ALSO REFERRED TO AS**  
16 **"DESIGN(S)" AS USED IN THIS ACT, MEANS THE ILLUSTRATED**  
17 **CONCEPT THAT FOCUSES ON THE FEATURES OR ELEMENTS OF**  
18 **BUILDING(S) OR STRUCTURE(S) AND THE UTILIZATION OF THE**  
19 **SITE AND SPACE WITHIN AND SURROUNDING SUCH**  
20 **BUILDING(S) OR STRUCTURE(S) AND UNIFIES THEM INTO A**  
21 **COHERENT AND FUNCTIONAL WHOLE, FOLLOWING A GENERALLY**  
22 **ACCEPTED APPROACH TO ACHIEVE THE OBJECTIVE(S), ABIDING**  
23 **BY SET NORMS AND CONSIDERING THE ARCHITECTURAL**  
24 **PRINCIPLES OF UTILITY, STRENGTH, AND BEAUTY, EXCLUSIVELY**  
25 **PREPARED BY AN ARCHITECT;**

26 **(16) "ARCHITECTURAL DOCUMENTS," ALSO REFERRED TO AS**  
27 **"DOCUMENTS" AS USED IN THIS ACT, MEANS THE**  
28 **ARCHITECTURAL DESIGNS, ARCHITECTURAL PLANS, DRAWINGS,**  
29 **SPECIFICATIONS, TECHNICAL DOCUMENTS AND OTHER**

1 INSTRUMENTS OF SERVICE PREPARED, SIGNED, AND SEALED,  
2 EXCLUSIVELY BY AN ARCHITECT;

3 (17) "ARCHITECTURAL PERMIT" MEANS A DOCUMENT DULY  
4 ISSUED BY ANY REGULATING GOVERNMENT ENTITY BASED ON  
5 ARCHITECTURAL DOCUMENTS AUTHORIZING THE  
6 CONSTRUCTION OF BUILDING(S) OR STRUCTURE(S) AND THE  
7 UTILIZATION OF THE SITE AND SPACE WITHIN AND SURROUND  
8 SUCH BUILDING(S) OR STRUCTURE(S);

9 (18) "ARCHITECTURAL PLANS," ALSO REFERRED TO AS  
10 "PLANS" AS USED IN THIS ACT, MEANS THE LATERAL SECTION OR  
11 DIMENSIONAL REPRESENTATIONS OF A PROPOSED  
12 DEVELOPMENT OR REDEVELOPMENT OF BUILDING(S) OR  
13 STRUCTURE(S) AND THE UTILIZATION OF THE SITE AND SPACE  
14 WITHIN AND SURROUNDING SUCH BUILDING(S) OR  
15 STRUCTURE(S) SHOWING FEATURES OR ELEMENTS OF THE  
16 ARCHITECTURAL DESIGN SUCH AS THE FLOOR PLANS,  
17 ELEVATIONS, CROSS AND LONGITUDINAL SECTIONS,  
18 PERSPECTIVE, REFLECTED CEILING PLAN, SITE DEVELOPMENT  
19 PLAN, ARCHITECTURAL INTERIORS, AND OTHER ARCHITECTURAL  
20 DETAILS PREPARED, SIGNED, AND SEALED, EXCLUSIVELY BY AN  
21 ARCHITECT.

22 (19) "MULTIPARTITE COUNCIL" REFERS TO A BODY COMPOSED  
23 OF REPRESENTATIVES FROM THE PROFESSIONAL REGULATORY  
24 BOARD OF ARCHITECTURE, THE INTEGRATED AND ACCREDITED  
25 PROFESSIONAL ORGANIZATION OF ARCHITECTS (IAPOA), THE  
26 ACADEME, PRIVATE PRACTITIONERS AND GOVERNMENT  
27 PRACTITIONERS."

28

29 SEC. 2. Sec. 4 of the same Act is hereby amended to read as follows:

1 "SEC. 4. Creation and Composition of the Professional Regulatory Board. -  
2 There is hereby created a Professional Regulatory Board of Architecture,  
3 hereinafter referred to as the Board, a collegial body under the supervision  
4 and administrative control of the Professional Regulation Commission,  
5 hereinafter referred to as the Commission, to be composed of a chairman  
6 and ~~[two-(2)]~~ **FOUR (4)** members appointed by the President of the  
7 Philippines from a list of three (3) recommendees chosen from a list of five  
8 (5) nominees for each position submitted to the Commission by the  
9 integrated and the accredited professional organization of architects. The  
10 Board shall be organized not later than six (6) months from the effectivity  
11 of this Act."

12  
13 SEC. 3. Sec. 5 (c) of the same Act is hereby amended to read as follows:

14 "SEC. 5. Qualifications of Members of the Professional Regulatory Board. -  
15 Each member shall have at the time of his/her appointment, possess the  
16 following qualifications:

- 17 (a) be a citizen and resident of the Philippines;
- 18 (b) be a holder of a degree in Bachelor of Science in Architecture,  
19 **PREFERRABLY WITH A POST-BACCALAUREATE DEGREE IN**  
20 **ARCHITECTURE**, conferred by a school, college or university in the  
21 Philippines or abroad, **WHOSE PROGRAM** is accredited by the Commission  
22 on Higher Education (CHED);
- 23 (c) be an architect with a valid Certificate of Registration and  
24 Professional Identification Card and active practitioner of architecture for at  
25 least ~~[ten-(10)]~~ **FIFTEEN (15)** years on the date of his/her appointment;
- 26 (d) not be a member of the faculty of any school, college, university or  
27 review institution where a regular course or review course in architecture is  
28 taught, nor have pecuniary interest in such institution. No former member  
29 of the faculty of any school, institute, university or review center where  
30 architecture is taught can become a member of the Board unless he/she

1 had officially **FILED A LEAVE OF ABSENCE OR** resigned from such an  
2 institution and has completely stopped teaching, advising or reviewing  
3 activities [~~for at least five (5) years prior to the nomination; and~~]

4 **ON THE DATE OF HIS/HER APPOINTMENT;**

5 (e) has never been convicted of any crime involving moral turpitude[.];

6 **(F) NOT BE AN ELECTIVE OFFICER OF THE INTEGRATED AND**  
7 **ACCREDITED PROFESSIONAL ORGANIZATION OF ARCHITECTS**  
8 **AND OTHER PROFESSIONAL ORGANIZATION OF ARCHITECTS ON**  
9 **THE DATE OF HIS/HER APPOINTMENT;**

10 **(G) NOT BE AN ELECTIVE NOR APPOINTIVE LOCAL OFFICIAL**  
11 **UNLESS HE/SHE RELINQUISHES HIS INCUMBENT OFFICE ON THE**  
12 **DATE OF HIS/HER APPOINTMENT;**

13 **(H) NOT BE A CANDIDATE WHO HAS LOST IN ANY ELECTION,**  
14 **WITHIN ONE (1) YEAR PRIOR TO THE DATE OF HIS/HER**  
15 **APPOINTMENT."**

16  
17 SEC. 4. Sec. 6 of the same Act is hereby amended to read as follows:

18 "SEC. 6. Term of Office. – The members of the Board shall hold office for a  
19 term of three (3) years after appointment or until their successors shall have  
20 been appointed and duly qualified. Any vacancy occurring within the term  
21 of a member shall be filled for the unexpired portion of the term only.

22 Each member of the Board may be reappointed for one full term of three  
23 (3) years. Of the members of the Board first appointed under this Act, one  
24 (1) member shall be appointed and hold office as chairman for three (3)  
25 years, [~~ONE (1)~~] **TWO (2) MEMBERS** for two (2) years, and [~~ONE (1)~~]  
26 **TWO (2) MEMBERS** for one (1) year.

27 Each member of the Board shall qualify by taking the proper oath prior to  
28 the performance of their duties. Provided, That the incumbent members of  
29 the Board shall continue to serve for the remainder of their term as

1 members of the herein created Professional Regulatory Board of  
2 Architecture until a new Board shall have been properly organized.”

3  
4 SEC 5. Sec. 7 (f) of the same Act is hereby amended to read as follows:

5 “SEC. 7. Power and Functions of the Board.

6 xxx

7 (f) Monitor **LOCAL AND INTERNATIONAL BENCHMARKS AND**  
8 conditions affecting the practice of architecture and adopt such measures  
9 as may be deemed proper for the enhancement and maintenance of high  
10 professional, ethical and technical standards of the profession;

11 xxx

12 **(N) KEEP, MAINTAIN, PUBLISH, AND ANNUALLY UPDATE A**  
13 **ROSTER OF ARCHITECTS, A ROSTER OF PRACTICING**  
14 **ARCHITECTS, ROSTER OF FOREIGN ARCHITECTS WITH VALID**  
15 **TEMPORARY PERMITS, AND A ROSTER OF ARCHITECTURAL**  
16 **FIRMS;**

17 **(O) KEEP A RECORD OF BOARD PROCEEDINGS AND MAKE AN**  
18 **ANNUAL REPORT TO THE COMMISSION, THE OFFICE OF THE**  
19 **PRESIDENT, THE SENATE OF THE PHILIPPINES, THE HOUSE OF**  
20 **REPRESENTATIVES, THE CHED, AND THE MULTIPARTITE**  
21 **COUNCIL; AND**

22 **[(n)] (P) Discharge such other duties and functions as may be deemed**  
23 **necessary for the enhancement of the architecture profession and the**  
24 **upgrading, development and growth of the architecture education.”**

25  
26 SEC. 6. Sec. 9 of the same Act is hereby amended to read as follows:

27 “SEC. 9. Grounds for Suspension or Removal of Members of the Board. –

28 xxx

29 **(D) SOLICITING AND/OR ACCEPTING, DIRECTLY OR**  
30 **INDIRECTLY, ANY GIFT, GRATUITY, FAVOR, ENTERTAINMENT,**

1           **LOAN OR ANYTHING OF MONETARY VALUE FROM ANY SOURCE, IN**  
2           **THE COURSE OF THEIR OFFICIAL DUTIES OR IN CONNECTION**  
3           **WITH ANY OPERATION BEING REGULATED BY, OR ANY**  
4           **TRANSACTION WHICH MAY BE AFFECTED BY THE FUNCTIONS OF**  
5           **THEIR OFFICE;**

6           (E)     Final judgment [~~of crimes involving moral turpitude~~] **FOR**  
7           **OFFENSES UNDER THE REVISED PENAL CODE, THE ANTI-GRAFT**  
8           **AND CORRUPT PRACTICES ACT, AND OTHER LAWS; [and]**

9           (F)     Manipulation or rigging of the architecture licensure examination  
10           results, disclosure of secret and confidential information in the examination  
11           questions prior to the conduct of the said examination or tampering of  
12           grades[-]; **AND**

13           **(G) ENGAGED IN UNAUTHORIZED PRACTICE OF ARCHITECTURE."**  
14

15           SEC. 7. Sec. 11 of the same Act is hereby amended to read as follows:

16           "SEC. 11. Annual Report. - The Board shall submit an annual report to the  
17           Commission after the close of each year giving a detailed account of its  
18           proceedings during the year and making such recommendations as it may  
19           deem proper.

20           **EVERY OTHER YEAR, THE ANNUAL REPORT SHALL BE**  
21           **SUPPLEMENTED BY A COMPETITIVENESS REPORT ASSESSING**  
22           **FILIPINO PROFESSIONAL ARCHITECTS, ARCHITECTURE**  
23           **SCHOOLS, THE BOARD, AND THE IAPOA VIS À VIS THEIR**  
24           **COUNTERPARTS IN COUNTRIES WITH WHOM THE PHILIPPINES**  
25           **HAS, IS NEGOTIATING, OR DESIRES TO NEGOTIATE MUTUAL**  
26           **RECOGNITION AGREEMENTS.**

27           **COPIES OF THE ANNUAL REPORT AND COMPETITIVENESS**  
28           **REPORT SHALL BE SUBMITTED TO THE FOLLOWING:**

29           **(1) OFFICE OF THE PRESIDENT OF THE PHILIPPINES;**

30           **(2) SENATE OF THE PHILIPPINES;**



1 SEC. 9. Sec. 14 of the same Act is hereby amended to read as follows:

2 "SEC. 14. Subjects for Examination. –

3 xxx

4 The Board, subject to the approval of the Commission, **AND UPON**  
5 **CONSULTATION WITH THE MULTIPARTITE COUNCIL**, may revise or  
6 exclude any of the subjects and their syllabi, and add new ones as the need  
7 arises to conform to technological changes brought about by continuing  
8 trends in the profession.”

9

10 SEC. 10. A new section shall be inserted to read as follows:

11 **"SECTION 16-A. RE-EXAMINATION. - AN APPLICANT WHO FAILS**  
12 **TO PASS THE EXAMINATION FOR THE THIRD TIME SHALL BE**  
13 **ALLOWED TO TAKE ANOTHER EXAMINATION ONLY AFTER THE**  
14 **LAPSE OF ONE YEAR."**

15

16 SEC. 11. Sec. 19 of the same Act is hereby amended to read as follows:

17 "SEC. 19. Roster of Architects. - A roster showing the names and place of  
18 business of all registered professional architects, **PRACTICING**  
19 **ARCHITECTS, FOREIGN ARCHITECTS WITH VALID TEMPORARY**  
20 **PERMIT, AND ARCHITECTURAL FIRMS**, shall be prepared and updated  
21 by the Board and copies thereof shall be made available to any party as  
22 may be deemed necessary.”

23

24 SEC. 12. Sec. 20 (2) of the same Act is hereby amended to read as follows:

25 "SEC. 20. Seal, Issuance and Use of Seal. –

26 xxx

27 No officer or employee of this Republic, chartered cities, provinces and  
28 municipalities, now or hereafter charged with the enforcement of laws,  
29 ordinances, or regulations, relating to the construction or alteration of  
30 buildings, shall accept or approve any architectural plans or specifications

1 which have not been prepared **BY AN ARCHITECT** and submitted in full  
2 accord with all the provisions of this Act. Nor shall any payments be  
3 approved by such officer for any work, the plans and specifications which  
4 have not been so prepared and signed by an Architect.

5 **UPON APPROVAL OF THE ARCHITECTURAL DOCUMENTS, THE**  
6 **CORRESPONDING ARCHITECTURAL PERMIT SHALL BE ISSUED**  
7 **SUBJECT TO REASONABLE FEES AND IN ACCORDANCE WITH THE**  
8 **REQUIREMENTS OF REPUBLIC ACT NO. 11032, OTHERWISE**  
9 **KNOWN AS THE "EASE OF DOING BUSINESS AND EFFICIENT**  
10 **GOVERNMENT SERVICE DELIVERY ACT"; PROVIDED, HOWEVER,**  
11 **THAT NO BUILDING PERMIT OR OTHER DOCUMENT OF SIMILAR**  
12 **IMPORT SHALL BE ISSUED WITHOUT THE CORRESPONDING**  
13 **ARCHITECTURAL DESIGNS, PLANS, AND DOCUMENTS PREPARED**  
14 **AND SIGNED BY AN ARCHITECT, EXCEPT ON CERTAIN INSTANCES**  
15 **AS DETERMINED BY THE BOARD."**

16  
17 SEC. 13. Sec. 25 of the same Act is hereby amended to read as follows:  
18 "SEC. 25. Registration of Architects Required. -No person shall practice  
19 architecture in this country, or engage in preparing architectural plans,  
20 specification or preliminary data for the erection or alteration of any building  
21 located within the boundaries of this country or use the title "Architect", [~~or~~  
22 ~~display or use any title, sign, card, advertisement, or other device]~~  
23 **"ARCH.", "ARCH'T.", "AR.", INCLUDING "ARCHITECTURAL**  
24 **DESIGN", "ARCHITECTURAL DRAWINGS", "ARCHITECTURAL**  
25 **SERVICES", OR ANY OF THEIR DERIVATES OR TRANSLATIONS**  
26 **INTO OTHER LANGUAGES OR DIALECTS, IN CONNECTION WITH**  
27 **HIS OR HER NAME, STYLE, BUSINESS DESIGNATION, BUSINESS**  
28 **NAME, LOGO, OR ON PLANS, DRAWINGS, OR SPECIFICATIONS**  
29 **FOR BUILDINGS OR PARTS OF BUILDINGS** to indicate **THAT** such  
30 person practices or offers to practice architecture, or is an architect, unless

1 such person shall have received from the Board a Certificate of Registration  
2 and be issued a Professional Identification Card in the manner hereinafter  
3 provided and shall thereafter comply with the provisions of this Act.

4 A foreign architect or any person not authorized to practice architecture in  
5 the Philippines, who shall stay in the country and perform any of the  
6 activities mentioned in Sections 3 and 4 of this Act, or any other activity  
7 analogous thereto, in connection with the construction of any  
8 building/structure/edifice or land development project, shall be deemed  
9 engaged in the unauthorized practice of architecture.”  
10

11 SEC. 14. Sec. 29 of the same Act is hereby amended to read as follows:

12 “SEC. 29. Prohibition in the Practice of Architecture and Penal Clause. - Any  
13 person who shall practice or offer to practice architecture in the Philippines  
14 without being registered/licensed and who are not holders of temporary or  
15 special permits in accordance with the provisions of this Act; or any person  
16 presenting or attempting to use as his/her own the Certificate of  
17 Registration/Professional Identification Card or seal of another or temporary  
18 or special permit; or any person who shall give any false or forged evidence  
19 of any kind to the Board or to any member thereof in obtaining a Certificate  
20 of Registration/Professional Identification Card or temporary or special  
21 permit; or any person who shall falsely impersonate any registrant of like  
22 or different name, or any person who shall attempt to use a revoked or  
23 suspended Certificate of Registration/Professional Identification Card or  
24 cancelled special/temporary permit; or any person who shall use in  
25 connection with his/her name or otherwise assume, use or advertise any  
26 title or description tending to convey the impression that he/she is an  
27 architect when he/she is not an architect; or any person whether Filipino or  
28 foreigner, who knowingly allows the use, adoption, implementation of plans,  
29 designs or specification made by any person, firm, partnership or company  
30 not duly licensed to engage in the practice of architecture; **OR ANY**

1       **GOVERNMENT EMPLOYEE CONNECTED WITH PERMITTING**  
2       **AUTHORITIES, WHO PREPARES, SIGNS AND SEALS**  
3       **ARCHITECTURAL DOCUMENTS FOR THE PURPOSE OF APPLYING**  
4       **FOR GOVERNMENT-ISSUED PERMITS, CLEARANCES AND**  
5       **LICENSES, SUCH AS, BUT NOT LIMITED TO, ARCHITECTURAL**  
6       **PERMITS, BUILDING PERMITS, OCCUPANCY PERMITS AND**  
7       **ZONING/LOCATIONAL CLEARANCES, BUSINESS PERMITS;** or any  
8       person who shall violate any of the provisions of this Act, its implementing  
9       rules and regulations, the Code of Ethical Conduct and Standards of  
10      Professional Practice, or any policy of the Board and the Commission, shall  
11      be guilty of misdemeanor and charged in court by the Commission and shall,  
12      upon conviction be sentenced to a fine of not less than One hundred  
13      thousand pesos (P100,000.00) but not more than Five Million pesos  
14      (P5,000,000,00) or to suffer imprisonment for a period not less than six (6)  
15      months or not exceeding six (6) years, or both, at the discretion of the  
16      Court.”

17  
18      SEC. 15. Sec. 30 of the same Act is hereby amended to read as follows:

19      “SEC. 30. [~~Prohibition in the Practice~~] **COERCION, AIDING AND**  
20      **ABETTING ILLEGAL PRACTICE** of Architecture.- Any person or entity,  
21      whether public or private, Filipino or foreigner, who/which shall entice,  
22      compel, coerce, require or otherwise force an architect registered and  
23      licensed under R.A. No. 9266 to undertake/perform any service under the  
24      general practice of architecture as defined under R.A. No. 9266, without  
25      first executing a written contract/service agreement; **OR ANY PERSON**  
26      **WHO FACILITATES THE ISSUANCE OF A GOVERNMENT PERMIT**  
27      **FOR ARCHITECTURAL DOCUMENTS PREPARED, SIGNED AND**  
28      **SEALED BY REGISTERED/LICENSED ARCHITECTS EMPLOYED IN**  
29      **GOVERNMENT PERMITTING AUTHORITIES; OR ANY PERSON OR**  
30      **ENTITY, WHO/WHICH SHALL AID AND ABET PERSONS OR**

1           **ENTITIES IN COMMITTING THE PROHIBITED ACTS RELATIVE TO**  
2           **THE PRACTICE OF ARCHITECTURE AS DESCRIBED IN SECTION 29**  
3           **OF THIS ACT** shall be guilty of a misdemeanor and shall, upon conviction  
4           be sentenced to a fine of not less than Two hundred thousand pesos  
5           (P200,000.00) or to suffer imprisonment for a period not exceeding six (6)  
6           years, or both, at the discretion of the Court.”  
7

8           SEC. 16. Sec. 35 of the same Act is hereby amended to read as follows:

9           “SEC. 35. Positions in Government Requiring the Services of Registered and  
10          Licensed Architects. - Within (3) years from the effectivity of this Act, all  
11          existing and proposed positions in the local and national government,  
12          whether career, permanent, temporary or contractual and primarily  
13          requiring the services of an architect shall be filled only by registered and  
14          licensed architects.

15          **ALL LOCAL GOVERNMENT UNITS CONCERNED SHALL CREATE AN**  
16          **ARCHITECT’S OFFICE TO OVERSEE AND REVIEW THE PLANNING,**  
17          **DESIGN, AND IMPLEMENTATION OF PUBLIC BUILDINGS AND**  
18          **FACILITIES, SUCH AS, BUT NOT LIMITED, TO OFFICES, COURTS,**  
19          **SCHOOLS, HOSPITALS, CLINICS, FIREHOUSES, POLICE**  
20          **STATIONS, MARKETS, PUBLIC HOUSING. MANDATORY**  
21          **POSITIONS OF PROVINCIAL ARCHITECT, CITY ARCHITECT, CITY**  
22          **ARCHITECT, AND MUNICIPAL ARCHITECT, SHALL BE CREATED**  
23          **AND HELD EXCLUSIVELY BY REGISTERED AND LICENSED**  
24          **ARCHITECTS.**

25          **ALL OFFICES, AGENCIES, AND INSTRUMENTALITIES IN THE**  
26          **GOVERNMENT, SHALL HIRE ARCHITECTS IN THE DESIGN OF**  
27          **GOVERNMENT BUILDINGS AND FACILITIES.”**  
28

29          SEC. 17. Sec. 37 of the same Act is hereby amended to read as follows:

1 "SEC. 37. Limitation to the Registration of a Firm, Company, Partnership,  
2 Corporation or Association. –

3 xxx

4 (b) Registered and licensed architects shall compose at least  
5 ~~[seventy five percent (75%)]~~ **A MAJORITY** of the owners,  
6 shareholders, members incorporators, directors, executive officers, as the  
7 case may be;

8 xxx

9 **A FILIPINO REGISTERED AND LICENSED ARCHITECT MAY**  
10 **PRACTICE AS A ONE PERSON CORPORATION SUBJECT TO THE**  
11 **PROVISIONS SET FORTH IN THE REVISED CORPORATION CODE."**  
12

13 SEC. 18. Sec. 40 of the same Act is hereby amended to read as follows:

14 "SEC. 40. Integration of the Architecture Profession.- The Architecture  
15 profession shall be integrated into one (1) national organization which shall  
16 be accredited by the Board, subject to the approval by the Commission, as  
17 the Integrated and Accredited Professional Organization of Architects  
18 (IAPOA): *Provided*, however, that such an organization shall be registered  
19 with the Securities and Exchange Commission, as a non-profit, non-stock  
20 corporation, **WITH ARTICLES OF INCORPORATION SPECIFYING AS**  
21 **ONE OF ITS PURPOSES: TO INTEGRATE ALL ARCHITECTS INTO**  
22 **ONE (1) NATIONAL ORGANIZATION, AND** governed by By-laws  
23 providing for a democratic election of its officials[-]; **PROVIDED,**  
24 **FURTHER, THAT SUCH AN ORGANIZATION SHALL HAVE A ROBUST**  
25 **NETWORK OF LOCAL AND FOREIGN- BASED CHAPTERS LOCATED**  
26 **IN KEY CITIES AND MUNICIPALITIES; PROVIDED, FURTHER,**  
27 **THAT** an architect duly registered with the Board shall automatically  
28 become a member of the **IAPOA** and shall receive the benefits and  
29 privileges provided for in this Act upon payment of the required fees and  
30 dues. Membership in the **IAPOA** shall not be a bar to membership in other

1 associations of architects[.]; **PROVIDED, FINALLY THAT, UPON**  
2 **FILING FOR APPLICATION FOR ACCREDITATION OR RENEWAL OF**  
3 **ACCREDITATION, SUCH ORGANIZATION SHALL HAVE A**  
4 **MEMBERSHIP COMPRISING OF AT LEAST FIFTY PERCENT PLUS**  
5 **ONE (50% + 1) OF REGISTERED/LICENSED ARCHITECTS**  
6 **POSSESSING CURRENT AND VALID PROFESSIONAL**  
7 **IDENTIFICATION CARDS (PICs.)**

8 **THE IAPOA SHALL, IN ADDITION TO THE PURPOSES STATED**  
9 **IN ITS BY-LAWS, HAVE THE FOLLOWING FUNCTIONS, DUTIES,**  
10 **AND RESPONSIBILITIES:**

11 **(1) REPRESENT THE PROFESSION FOR WHICH SUCH**  
12 **ORGANIZATION HAS BEEN ESTABLISHED AND**  
13 **ACCREDITED;**

14 **(2) SUBMIT NOMINEES FOR VACANT POSITIONS IN THE**  
15 **BOARD;**

16 **(3) REPRESENT THE PROFESSION IN THE MONITORING**  
17 **COMMITTEES FOR MUTUAL RECOGNITION ARRANGEMENTS**  
18 **(MRA) IN THE ASEAN AND APEC;**

19 **(4) DEFINE THE STANDARDS OF PROFESSIONAL PRACTICE OF**  
20 **ITS MEMBERS;**

21 **(5) ENSURE THAT ITS MEMBERS ADHERE TO THE CODE OF**  
22 **ETHICS, PROFESSIONAL PRACTICE, AND HIGHEST**  
23 **PROFESSIONAL AND TECHNICAL STANDARDS;**

24 **(6) LOOK INTO THE CONDITIONS AFFECTING THE PRACTICE**  
25 **OF THE ARCHITECTURE PROFESSION, LOCALLY AND**  
26 **ABROAD, AND TO PROPOSE POLICIES OR MEASURES TO**  
27 **THE BOARD AND/OR THE COMMISSION FOR ITS**  
28 **IMPROVEMENT;**

29 **(7) ENSURE THE WELFARE, AND BEST INTEREST, AS WELL AS**  
30 **HARMONIOUS RELATIONSHIP AMONG ITS MEMBERS; AND**

1 (8) REPORT VIOLATIONS OF THIS ACT TO THE BOARD AND/OR  
2 THE COMMISSION, THROUGH THE OFFICE OF THE LEGAL  
3 SERVICE, FOR POSSIBLE PROSECUTION OR FILING OF  
4 COMPLAINT."

5 (9) SUBMIT TO THE BOARD, AT THE END OF THE FISCAL YEAR,:

6 (a) YEARLY AUDITED FINANCIAL STATEMENT OF THE  
7 ORGANIZATION, DULY SIGNED BY A CPA  
8 AUTHORIZED TO PRACTICE ACCOUNTANCY WITHIN  
9 THIRTY (30) DAYS FROM THE SUBMISSION MADE TO  
10 THE SECURITIES AND EXCHANGE COMMISSION  
11 (SEC);

12 (b) AUTHENTICATED COPY OF THE LATEST GENERAL  
13 INFORMATION SHEET WITHIN THIRTY (30) DAYS  
14 FROM THE CONDUCT OF NATIONAL ELECTION; AND

15 (c) REPORT ON SIGNIFICANT ACHIEVEMENTS AS A  
16 CORPORATE BODY IN ATTAINING THE OBJECTIVES  
17 OF THE ORGANIZATION, IN THE ENHANCEMENT OF  
18 THE WELFARE OF ITS MEMBERS AND THE  
19 STATURE/PRESTIGE OF THE PROFESSION, AS WELL  
20 AS TANGIBLE PROGRAMS (WHICH MAY INCLUDE  
21 INSURING ITS MEMBERS; PROVIDING  
22 SCHOLARSHIP; AND CONDUCTING FREE CPD  
23 PROGRAMS FOR THE MEMBERS; LIFE, HEALTH, AND  
24 DEATH BENEFITS; AND OTHER BENEFITS) TO BE  
25 SIGNED BY THE BOARD, WITHIN THIRTY (30) DAYS  
26 AFTER THE FISCAL YEAR; AND

27 (d) OTHER FUNCTIONS, DUTIES, AND  
28 RESPONSIBILITIES AS MAY BE PRESCRIBED BY THE  
29 BOARD."  
30

1           SEC. 19. A new Section 41 and Section 42 shall be inserted, to read as follows,  
2 and the succeeding sections shall be renumbered accordingly:

3           **"SEC. 41. ` COUNCIL FOR ARCHITECTURE. - A MULTI-PARTITE**  
4           **COUNCIL FOR ARCHITECTURE IS HEREBY CREATED TO BE**  
5           **ATTACHED TO THE COMMISSION.**

6           **THE OBJECTIVES OF THE MULTI-PARTITE COUNCIL SHALL BE AS**  
7           **FOLLOWS:**

- 8           **(1)    PROVIDE A PLATFORM TO DISCUSS POLICY CONCERNS IN**  
9           **THE EDUCATION, INTERNSHIP, PROFESSIONAL REGULATION**  
10           **AND CONTINUING PROFESSIONAL DEVELOPMENT; AND**  
11           **(2)    PROMOTE AND ENCOURAGE COLLABORATION AMONG THE**  
12           **DIFFERENT STAKEHOLDERS IN THE REGULATION AND**  
13           **PRACTICE OF THE BUILT ENVIRONMENT PROFESSIONS.**

14           **THE MULTI- PARTITE COUNCIL SHALL BE COMPOSED OF THE:**

- 15           **(1) CHAIRPERSON OF THE BOARD;**  
16           **(2) PRESIDENT OF THE IAPOA;**  
17           **(3) PRESIDENT OF THE ACADEMIC ORGANIZATION (DEANS**  
18           **AND HEADS OF SCHOOLS) DULY ACCREDITED BY THE PRC**  
19           **UPON THE RECOMMENDATION OF THE CHED;**  
20           **(4) ONE REPRESENTATIVE FROM PRIVATE PRACTICE; AND**  
21           **(5) ONE REPRESENTATIVE FROM GOVERNMENT PRACTICE."**

22  
23           **"SEC. 42. POWERS, DUTIES, AND FUNCTIONS OF THE MULTI-**  
24           **PARTITE COUNCIL. - THE MULTI-PARTITE COUNCIL SHALL**  
25           **PERFORM THE FOLLOWING FUNCTIONS:**

- 26           **(1) MONITOR LOCAL AND INTERNATIONAL BENCHMARKS IN**  
27           **PROFESSIONAL EDUCATION, INTERNSHIP, REGULATION**  
28           **AND PRACTICE;**  
29           **(2) STUDY AND EVALUATE EDUCATIONAL INNOVATIONS THAT**  
30           **SHALL LEAD TO CURRICULUM DEVELOPMENT;**



1 implementation of this Act. The IRR shall be promulgated within ninety (90) days upon  
2 approval of this act.

3

4 SEC. 22. Separability Clause. - If, for any reason, any section or provisions of  
5 this Act is declared unconstitutional, or invalid, the other sections and provisions,  
6 which are not affected by it, shall continue to be in full force and effect.

7

8 SEC. 23 Repealing Clause. - All laws, decrees, executive orders, agreements,  
9 rules, and regulations, or parts thereof inconsistent with the provisions of this Act are  
10 hereby repealed or modified accordingly.

11

12 SEC. 24. Effectivity. - This Act shall take effect fifteen (15) days after is  
13 complete publication in either the Official Gazette or in two (2) newspapers of general  
14 circulation.

*Approved,*