

ELEVENTH CONGRESS OF THE REPUBLIC  
OF THE PHILIPPINES  
First Regular Session

SENATE  
OFFICE OF THE SECRETARY

'98 NOV 24 P3:45

SENATE

RECEIVED BY: 6

COMMITTEE REPORT NO. 12

Jointly prepared by the Committees on Civil Service and Government Reorganization,  
Public Works, Finance and Urban Planning, Housing and Resettlement on 24 NOV 1998

Re : S. No. 1355 (Prepared by the Committees)

Recommending its approval in consolidation with S.B. Nos. 501 and 1084.

Sponsors: Senators Coseteng, John H. Osmeña, Revilla and Biazon

Mr. President:

The Committees on Civil Service and Government Reorganization, Public Works  
Finance and Urban Planning, Housing and Resettlement, to which were referred:

S.B. NO. 501, introduced by Senator Ople, entitled:

"AN ACT REGULATING THE PRACTICE OF  
LANDSCAPE ARCHITECTURE IN THE PHILIPPINES";  
and

S.B. NO. 1084, introduced by Senators Aquino-Oreta and Coseteng, entitled:

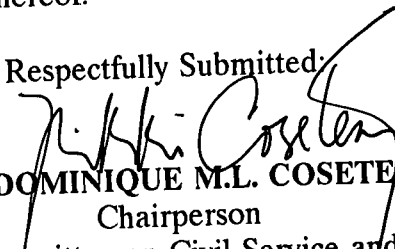
"AN ACT REGULATING THE PRACTICE OF  
LANDSCAPE ARCHITECTURE IN THE PHILIPPINES"

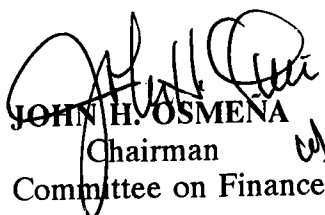
have considered the same and have the honor to report them back to the Senate with the  
recommendation that the attached bill. S. No. 1355, prepared by the Committees,  
entitled:


"AN ACT REGULATING THE PRACTICE OF  
LANDSCAPE ARCHITECTURE IN THE PHILIPPINES"

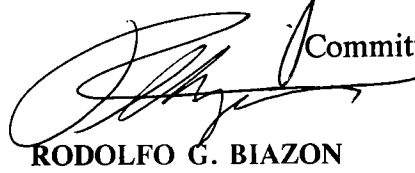
be approved in consolidation with S.B. Nos. 501 and 1084, with Senators Ople, Aquino-  
Oreta and Coseteng as authors thereof.

Respectfully Submitted:

  
ANNA DOMINIQUE M.L. COSETENG  
Chairperson  
Committee on Civil Service and  
Government Reorganization

11  
  
JOHN H. OSMENA  
Chairman  
Committee on Finance

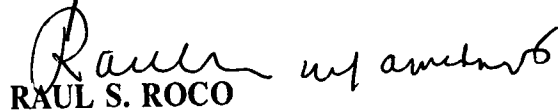
  
RAMON B. REVILLA  
Chairman  
Committee on Public Works

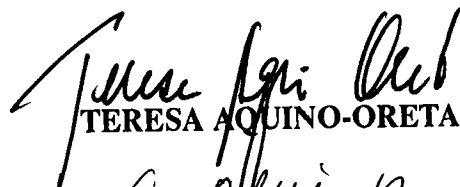
  
RODOLFO G. BIAZON  
Chairman  
Committee on Urban Planning, Housing & Resettlement

  
GREGORIO B. HONASAN

MEMBERS

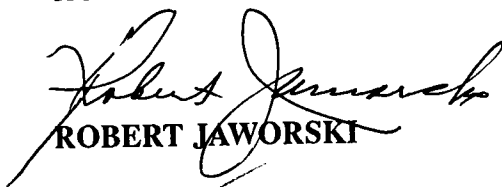
  
AQUILINO PIMENTEL, JR.

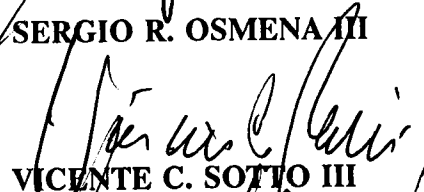
  
RAUL S. ROCO

  
TERESA AQUINO-ORETA

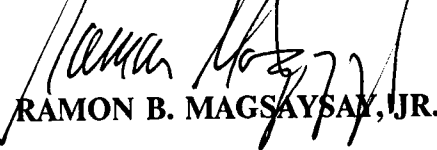
  
RODOLFO G. BIAZON

  
SERGIO R. OSMENA III

  
ROBERT JAWORSKI

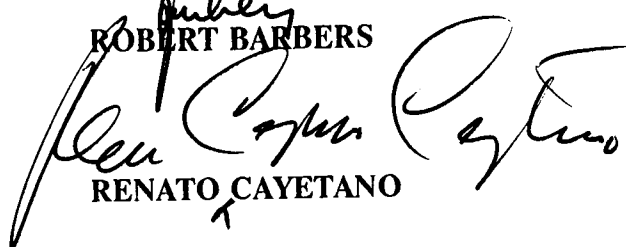
  
VICENTE C. SOTTO III

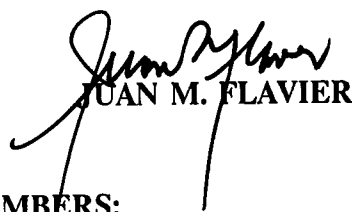
  
JUAN PONCE ENRILE

  
RAMON B. MAGSAYSAY, JR.

  
ROBERT BARBERS

  
LOREN LEGARDA-LEVISTE

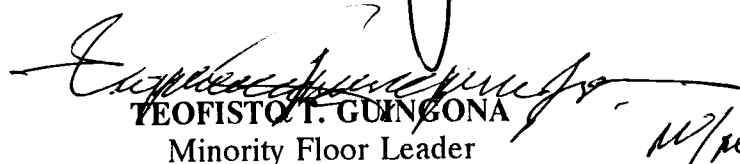
  
RENATO CAYETANO

  
JUAN M. FLAVIER

EX-OFFICIO MEMBERS:

  
BLAS F. OPLE  
President Pro-Tempore

  
FRANKLIN M. DRILON  
Majority Floor Leader

  
TEOFISTO T. GUINGONA  
Minority Floor Leader

The Honorable  
MARCELO B. FERNAN  
Senate President  
Pasay City

ELEVENTH CONGRESS OF THE REPUBLIC )  
OF THE PHILIPPINES )  
First Regular Session )

'98 NOV 24 P3:45

SENATE

RECEIVED BY: G

S.B. No. 1355

---

Jointly prepared by the Committees on Civil Service and Government Reorganization, Public Works, Finance and Urban Planning, Housing and Resettlement, with Senators Ople, Aquino-Oreta and Coseteng as authors thereof.

---

**AN ACT  
REGULATING THE PRACTICE OF LANDSCAPE ARCHITECTURE IN THE  
PHILIPPINES**

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

**ARTICLE I - TITLE**

1  
2 **SECTION 1. Title.** This Act shall be known as the "Philippine Landscape Architecture  
3 Act of 1998".

4 **ARTICLE II - DEFINITION OF TERMS**

5 **SECTION 2. Definition of Terms.** - (a) Practice of Landscape Architecture - The  
6 practice of Landscape Architecture is the act of planning, designing, specifying, supervising  
7 and giving general administration and responsible direction to the functional, orderly and  
8 aesthetic arrangement, changing and development of natural scenery and land areas to produce  
9 the most desirable effect for human use and enjoyment of various outdoor spaces which consist  
10 of landscape components and the softscape of plants such as gardens, sports fields,  
11 playgrounds, recreational grounds, camping sites, resorts, national and public parks, historical  
12 parks, and squares, memorial parks, subdivisions, parks and parkways, zoological and  
13 botanical gardens, greenbelts, cemeteries, plazas, patios, yards, outdoor shopping and  
14 pedestrian malls, promenades, sidewalks, roads and walkway systems, traffic islands,  
15 easements and circles, roof and open interior gardens and courts, and other open spaces; the  
16 protection, conservation and rehabilitation of the natural environment and scenery to enhance  
17 the ecological system and quality of life, such as, but not limited to:

18 (1) The act of planning sites and outdoor spaces;

19 (2) Recommending on and formulating landscape development policies concerning  
20 visual resources, streetscapes, the rehabilitation of inner cities, slums and historical districts,  
21 parks and recreation items which are important components of area development plans at the

1 local, regional and national levels and as components of area development and planning codes,  
2 zoning ordinances and other studies;

3 (3) Consultation, oral advice and direction, conferences, evaluation, investigation,  
4 estimates, appraisals and assessment and landscape architectural and operational  
5 programming;

6 (4) Schematic design, design studies and development, concepts, and contract  
7 documents;

8 (5) Preparation of preliminary technical, economic and financial feasibility studies  
9 of plans and project promotional services including preparation of specialized studies such as  
10 environmental impact assessments (EIA);

11 (6) Preparation of plans, specifications, bills of materials, cost estimates, general  
12 conditions and landscape work contract documents;

13 (7) Construction and project management; giving general management,  
14 administration, supervision, coordination, and responsible direction to the planning, designing,  
15 construction, reconstruction, direction, enlargement, renovation, repair, orderly removal or  
16 demolition, remodeling, alteration, preservation or restoration of landscape sites or structures  
17 including all their component sites and environs intended for private or public use;

18 (8) The practice of landscape architecture shall also include all other works,  
19 projects and activities which require the professional competence of landscape architects,  
20 including teaching of landscape architecture subjects given in the licensure examinations for  
21 landscape architects; computer-aided design; the scientific, aesthetic and orderly coordination  
22 of all works and branches of the work, systems and processes necessary in order to enhance  
23 and safeguard life, health and property and the promotion and enrichment of the quality of life;  
24 the landscape architecture design of engineered structures or any part thereof;

25 (9) The planning, layout and utilization of spaces within and around buildings or  
26 structures including their sites; environment and urban design, site planning, outdoor space  
27 planning, landscape architectural detailing, landscape architectural lighting, laying out of  
28 associated mechanical, electrical, sanitary, plumbing and other utility systems, equipment and  
29 fixtures; and

30 (10) Site programming, grounds maintenance and administration and landscape  
31 architectural conservation and restoration;

32 (b) Landscape Architect - A landscape architect is a natural person  
33 technically qualified to practice landscape architecture and who has been issued a valid  
34 certificate of registration and a valid professional license as such by the Board of the  
35 Landscape Architecture created under this Act and the Professional Regulations Commission.

# ARTICLE III - BOARD OF LANDSCAPE ARCHITECTURE

## SECTION 3. *Creation and Composition of a Board of Landscape Architecture.* - There

is hereby created a Board of Landscape Architecture, hereinafter called the Board under the administrative control and supervision of the Professional Regulations Commission, herinafter called the Commission, to be composed of a Chairperson and two (2) members to be appointed by the President of the Philippines from a list forwarded by the Commission. Such a list shall have five (5) nominees for each position, chosen, ranked in the order of preference and submitted by the integrated and duly accredited national association of landscape architects in the Philippines. The Board shall be organized not later than six (6) months from the effectivity of this Act.

## SECTION 4. *Qualifications of Members of the Board.* - A member of the Board shall, at the time of his appointment, possess the following qualifications:

- (a) Natural born citizen and resident of the Philippines;
- (b) Must be at least thirty-five (35) years of age;
- (c) Holder of the degree of Bachelor of Landscape Architecture or its equivalent, conferred by a school, academy, college or university in the Philippines or abroad that is recognized and/or accredited by the Commission on Higher Education (CHED);
- (d) A registered landscape architect with a valid certificate of registration and a valid professional license and an active practitioner of landscape architecture for not less than ten (10) years prior to appointment except the first Chair and members of the Board who shall be issued with the said certificate and license pursuant to this Act;
- (e) Must not, for a period of three (3) consecutive years prior to appointment, be a member of the faculty of any school, academy, institute, college or university where a regular course in landscape architecture is being taught, nor have pecuniary interest in or administrative supervision over any such institutions of learning;
- (f) Must not, for a period of three (3) consecutive years prior to appointment, be connected with a review center or with any group or association where review classes or lectures in preparation for the licensure examination are offered or conducted at the time of appointment; and
- (g) Has never been convicted of any criminal offense. [involving moral turpitude.]

## SECTION 5. *Term of Office.* - The members of the Board shall hold office for a term of three (3) years after their appointment or [and] until their successors shall have been appointed and qualified. Each member of the Board may be reappointed for one full term of three (3) years. Of the members of the Board first appointed under this Act, one (1) member shall be appointed and hold office as Chairperson for three (3) years, one (1) member for two (2) years; and one (1) member for one (1) year. Each member of the Board shall qualify by

1 taking the proper oath prior to entering upon the performance of his duties.

2 **SECTION 6. *Compensation of the Board Members.*** - The Chairperson and members  
3 of the Board shall receive compensation comparable to the compensation received by existing  
4 Regulatory Boards with the Professional Regulation Commission and as may be provided for  
5 in the General Appropriations Act.

6 **SECTION 7. *Vacancy and Removal of Board Members.*** - Any vacancy occurring in  
7 the membership of the term of a Member shall be filled for the unexpired portion of the term  
8 only. The President upon recommendation of the Commission, after giving the concerned  
9 member an opportunity to defend himself in a proper administrative investigation to be  
10 conducted by the Commission, may remove any member of the Board on the following  
11 grounds:

12 (a) Neglect of duty or incompetence;

13 (b) Violation or tolerance of the violation of this Act or the Code of Ethics for  
14 Landscape Architecture;

15 (c) Final judgment involving any criminal offense.

16 (d) Manipulation or rigging of the landscape architecture licensure examination  
17 results, disclosure of secret and confidential information on the examination questions prior to  
18 the conduct of the said examinations or tampering of grades.

19 **SECTION 8. *Powers and Duties of the Board.*** - The policies, resolutions, rules and  
20 regulations, orders or decisions issued or promulgated by the Board shall be subject to the  
21 review and approval of the Commission. However the Board's decisions, resolutions or orders  
22 rendered in administrative cases which are not interlocutory shall be subject to review only if  
23 on appeal. The Board shall exercise the following specific powers, functions, duties and  
24 responsibilities;

25 (a) To promulgate and adopt the rules and regulations necessary for carrying out  
26 the provisions of this Act;

27 (b) To supervise the registration, licensure and practice of professional landscape  
28 architects in the Philippines;

29 (c) To administer oaths in connection with the administration of this Act;

30 (d) Issue, suspend, revoke, or reinstate the certificate of registration or professional  
31 license for the practice of the landscape architecture profession;

32 (e) To adopt an official seal of the Board;

33 (f) Monitor the conditions affecting the practice of landscape architecture and adopt  
34 such measure as may be deemed proper for the enhancement and maintenance of high  
35 professional, ethical and technical standards of the profession;

36 (g) To prescribe and/or adopt a Code of Ethical and Professional Standards for the

1 practice of the landscape architecture profession;

2 (h) To hear and try administrative cases involving violation of this Act, its  
3 Implementing Rules and Regulations, the code of Ethics for Professional Landscape Architects  
4 and for this purpose, to issue subpoena and *subpoena duces tecum* to secure the appearance of  
5 witnesses and the production of documents in connection therewith;

6 (i) Prescribe guidelines in the Continuing Professional Education (CPE) program in  
7 coordination with accredited association(s) for professional architects;

8 (j) Prepare, adopt, issue or amend the syllabi of the subjects for examinations by  
9 determining and preparing questions which shall be within the scope of the syllabi of the  
10 subject for examination, as well as through full computerization give and correct the licensure  
11 examination subjects except landscape architectural design and planning, and release the  
12 results of these;

13 (k) Approve, issue, limit or revoke temporary license to practice Landscape  
14 Architecture;

15 (l) In coordination with the Commission on Higher Education (CHED), ensure that  
16 all higher educational instruction and offerings of landscape architecture comply with the  
17 policies, standards and requirements of the course prescribed by CHED in the areas of  
18 curriculum, faculty, library and facilities; and

19 (m) Discharge such other duties and functions as may be deemed necessary for the  
20 enhancement of the landscape architecture profession and the upgrading, development and  
21 growth of landscape architecture education in the Philippines.

22 **SECTION 9. *Administrative Supervision of the Board, Custodian of its Records,***  
23 ***Secretariat and Support Services.*** - The Board shall be under the administrative supervision of  
24 the Commission. All records of the Board, including applicants for examination,  
25 administrative and other investigative cases conducted by the Board shall be under the custody  
26 of the Commission. The Commission shall designate the secretary of the Board and shall  
27 provide the Secretariat and other support services to implement the provisions of this Act.

28 **SECTION 10. *Implementing Rules and Regulations.*** - The Board, with the approval of  
29 the Commission, shall adopt and promulgate such rules and regulations to carry out the  
30 provisions of this Act as approved by the Commission, which shall be effective fifteen (15)  
31 days following their publication in the Official Gazette or in two (2) major daily newspapers of  
32 general circulation whichever comes earlier.

33 **SECTION 11. *Annual Report.*** - The Board shall, at the close of each calendar year,  
34 submit an annual report to the President of the Philippines through the Professional Regulation  
35 Commission, giving a detailed account of its proceedings and accomplishments during the year  
36 and making recommendations for the adoption of measures that will upgrade and improve the

1 conditions affecting the practice of landscape architecture in the Philippines.

2 **ARTICLE IV - EXAMINATION, REGISTRATION AND LICENSE**

3 **SECTION 12. *Examination Required.*** - Except as otherwise specifically allowed in  
4 this Act, all applicants for registration for the practice of landscape architecture shall be  
5 required to undergo and pass a written technical examination as provided for in this Act  
6 subject to the payment of fees prescribed by the Commission.

7 **SECTION 13. *Qualifications of Applicant for Examination.*** - Every applicant for  
8 examination shall, prior to admission, establish the following requisites to the satisfaction of  
9 the Board:

10 (a) Citizen of the Philippines or citizen of a foreign country/state with which the  
11 Philippines has reciprocity in the practice of landscape architecture;

12 (b) Graduate of a baccalaureate or postgraduate degree in Landscape Architecture  
13 from an academic institution recognized by the Commission on Higher Education (CHED) of  
14 the Philippines or accredited with either the International Federation of Landscape Architects  
15 or the American Society of Landscape Architects;

16 (c) Or in lieu of the preceding, a graduate of a baccalaureate degree in  
17 Architecture from an academic institution having at least twenty (20) units of landscape  
18 architecture design courses or with at least five (5) years experience in the field of landscape  
19 architecture; or a graduate of a baccalaureate degree in Horticulture from an academic  
20 institution having at least forty (40) units of landscape architecture design subjects or at least  
21 five (5) years experience in the field of landscape architecture; provided that this shall apply  
22 within ten (10) years after the passage of this Act; and

23 (d) He has not been convicted of any crime. [offense involving moral turpitude.]

24 **SECTION 14. *Scope of Examination.*** - (a) The examination for Landscape  
25 Architecture shall basically cover the following subjects:

- 26 (1) Landscape Architectural Design and Planning;  
27 (2) Ecology and Nature Conservation;  
28 (3) Landscaping Technology and Materials;  
29 (4) Planting Design and Interior Plantscaping;  
30 (5) Professional Practice and Ethics;  
31 (6) History of Landscape Architecture and Theory of Design.

32 The said subjects and their syllabi may be amended by the Board so as to conform to  
33 technological changes brought about by continuing trends in the profession.

34 **SECTION 15. *Rating in the Board Examinations.*** - To be qualified as having passed  
35 the Board examination for landscape architects, a candidate must obtain a weighted general  
36 average of seventy-five percent (75%), with no grades lower than sixty percent (60%) in any



1 given subject. However, an examinee who obtains a weighted general average rating of  
2 seventy-five (75%) percent or higher but obtains a rating below sixty percent (60%) in any  
3 given subject must take the examination in the subject or subjects where he obtained a grade  
4 below sixty percent (60%) within two (2) years from the date of his last examination.

5 **SECTION 16. *Report of Ratings.*** - The Board shall submit to the Commission the  
6 ratings obtained by each candidate within fifteen (15) days after the examination, unless  
7 extended for just cause. Upon the release of the results of the examination, the Board shall  
8 send by mail the rating received by each examinee at his given address using the mailing  
9 envelope submitted during the examination.

10 **SECTION 17. *Oath.*** - All successful candidates in the examination shall be required to  
11 take an oath of profession before the Board or any government official authorized to  
12 administer oaths, prior to entering upon the practice of the landscape architecture profession.

13 **SECTION 18. *Certificate of Registration and Professional License.*** - A certificate of  
14 registration shall be issued to applicants who pass the examination for landscape architects  
15 subject to payment or registration fees.

16 The Certificate of Registration of professional landscape architects shall bear the  
17 signatures of the Chairperson of the Commission, the Chairperson and members of the Board  
18 stamped with the official seal, indicating that the person named therein is entitled to practice  
19 the profession with all the privileges allowed under this Act. The certificate shall remain in  
20 full force unless withdrawn, suspended or revoked under the provisions of this Act.

21 A professional license bearing the registration number, date of issuance, expiry date  
22 and duly signed by the Commission Chairperson [of the Board,] shall likewise be issued to  
23 every registrant who has paid the required fees until the revocation of his certificate of  
24 registration or his suspension from the practice of landscape architecture either after an  
25 administrative investigation or removal of his name from the roster of landscape architects or  
26 until the expiry [This license serves as evidence that the licensee can lawfully practice the  
27 profession until the expiration] of its validity.

28 **SECTION 19. *Seal and Use of Seal.*** - A duly licensed landscape architect shall affix  
29 the seal approved by the Board of Landscape Architecture on all plans, drawings,  
30 specifications, and all other contract documents prepared by or under his direct supervision.

31 (a) Each registrant shall, upon registration, obtain the seal of such design as the  
32 Board of Landscape Architecture may adopt. Plans and specifications prepared by, or under  
33 the supervision of a registered landscape architect, shall be stamped with the said seal during  
34 the validity of the professional license. No person shall stamp or seal any document with the  
35 seal of a registrant after his professional license has expired or lost its validity unless he has  
36 been reinstated to the practice and/or unless his license has been renewed.

(b) No officer or employee of the government, chartered cities and municipalities now or hereafter charged with the enforcement of laws, ordinances or regulations relating to the construction or alteration of the landscape, shall accept or endorse any landscape plans or specifications which have not been prepared and submitted in full accord with the provisions of this Act, nor shall any payment be approved by any such officer for any work, the plans and specifications of which have not been so prepared, signed and sealed by a duly licensed landscape architect. *Provided*, that the cost of construction or alteration of the landscape shall be more than Three Hundred Fifty Thousand Pesos (P350,000.00).

(c) No landscape architect shall sign his/her name, affix his/her seal or use any other method of signature on plans, specifications or other documents made by or under another landscape architect's supervision unless the same is made in such manner as to clearly indicate the part of such work or any function of landscape architecture practice not actually performed by him/her. The landscape architect in charge shall be fully responsible for all plans, specifications, and other documents issued under his/her seal or authorized signature. The Board shall formulate, adopt and promulgate all necessary rules and regulations for the effective implementation of the provisions relating to the design of the seal, the signing and sealing of drawings, specifications, report and other documents by landscape architects.

(d) Drawings and specifications duly signed, stamped or sealed as instruments of service are the property and documents of the landscape architect, whether the project for which they were made is executed or not. No person without the written consent of the landscape architect or author of said documents shall duplicate or make copies of said documents for use in the repetition of and for other projects or buildings, whether executed partly or in whole.

(e) All drawings, specifications and other documents to be used for the construction, renovation or refurbishing of landscape works shall be signed and sealed by a licensed landscape architect.

Violation of any of the foregoing shall be a ground for administrative and/or criminal action.

**SECTION 20. *Indication of License and Professional Tax Receipt.*** - The Landscape Architect shall be required to indicate his Professional License number, the duration of validity, including the professional tax receipt number on the documents he signs, uses or issues in connection with the practice of his profession.

**SECTION 21. *Refusal to Issue Certificates of Registration And Professional License*** - The Board of Landscape Architecture shall refuse to register and/or *issue* a certificate of registration and a professional license to any person who has been convicted by final judgment of a court of competent jurisdiction of any criminal offense involving moral turpitude, guilty

of immoral or dishonorable conduct or judicially declared of unsound mind. It shall issue a written statement setting forth in detail the reasons for such action, a copy of which shall be incorporated in the records of the Board. A party whose rights are adversely affected by such action of the Board may apply for relief with the Court of Appeals after having exhausted administrative remedies.

**SECTION 22. *Suspension and Revocation of Certificates, Cancellation of Temporary/Special Permits*** - The Board shall have the power, upon due notice and hearing, to revoke or suspend the certificate of registration of a landscape architect, or to cancel a temporary/special permit for any cause specified in the proceeding sections, or for the use or perpetuation of any fraud or deceit in obtaining a certificate of registration, or for incompetence, negligence or gross ignorance or for abetment of the illegal practice of landscape architecture, or chronic inebriety or habitual use of drugs; violation of the provisions of this Act, its implementing Rules and Regulations and/or in violations of Policies of the Board including the Code of Ethics for Landscape Architects; *Provided, however,* that such action of the Board shall be subject to appeal to the Commission whose decision shall be final but without prejudice to the right of the aggrieved party to apply with the Court of Appeals for appropriate relief.

**SECTION 23. *Reissuance of Revoked/Suspended Certificates and Licenses*** - The Board may, after the expiry of two (2) years from the date of revocation or suspension of a professional license, for reason of equity and justice or when the cause of revocation/suspension has disappeared or and for other reasons it may deem sufficient, entertain an application for a new professional license from a person whose license has been revoked or suspended. In doing so, it may in its discretion, exempt the applicant from the necessity of undergoing an examination. It may also replace certificates of registration and licenses which have been lost after payment of the required fees.

## **ARTICLE V - PRACTICE OF LANDSCAPE ARCHITECTURE**

**SECTION 24. *Vested Rights: Automatic Registration of Practicing Landscape Architects*** - All practicing Landscape Architects who are registered at the time this Act takes effect, shall automatically be registered.

**SECTION 25. *Registration Without Examination*** - Any of the following persons may register as Landscape Architects without examinations:

(a) All Landscape Architects who have taken at least sixty (60) academic units of Landscape Architecture and have been practicing for ten (10) years prior to effectivity of this law;

(b) All registered architects who have been practicing Landscape Architecture for ten (10) years prior to effectivity of this law and who can show the proof of practice.

**SECTION 26. *Practice Not Allowed for Firms and Corporations.*** - The practice of landscape architecture is a professional service, admission to which is based on an individual's qualifications. No firm, company, partnership, association or corporation may be licensed as such for the practice of landscape architecture, provided however, that persons properly licensed and registered as landscape architects may among themselves, or with persons properly registered and licensed in any of the fields related to landscape architecture such as town/urban planning, civil engineering, architecture and interior design and forestry may form and obtain registration with the Securities and Exchange Commission for a firm, partnership, association or corporation using the terms such as 'Landscape Architects', 'Landscape Architects and Planners', 'Architects and Landscape Architects', or any such appropriate term but nobody shall be a member, partner or associate unless he is a duly registered and licensed design professional and the members who are landscape architects shall only render work and services proper for a landscape architect as defined in this Act. Such partnerships or corporation shall serve as vehicles for licensed professionals to practice their professions.

**SECTION 27. *Professional Responsibility*** - The individual partners, stockholders or members shall be personally and jointly responsible and liable to the partnership or corporation for their respective acts in the practice of their respective professions. The partnership or corporation shall be responsible and liable for all other contractual obligations of the partnership or corporation. The Managing Partner of the partnership or the President of the Corporation, or their authorized representatives, shall be authorized to enter into contracts for such services. However, only a partner or stockholder who is a registered, licensed professional in a particular profession shall be responsible for and sign plans and documents involving the practice of his profession.

**SECTION 28. *Registration*** - Partnerships or corporations formed under this Act shall be registered with the Board of Landscape Architecture and any of the other related professional boards within the Professional Regulations Commission. Partnerships or corporations may be registered with a particular professional regulatory board only if it has partners, stockholders or members who are registered licensed professionals in that profession. The partnership or corporation can be used as a vehicle for practice only of the professions where it is registered.

**SECTION 29. *Transitory Provisions*** - Partnerships or corporations offering landscape architectural services by itself or together with any other allied design and planning services, which are members of organizations comprising the Confederation of Filipino Consulting Organizations, the umbrella organization of consultants recognized by the National Economic Development Authority, are given two (2) years from the approval of this Act to comply with the requirements of this Act. They shall however register with the appropriate

1 professional regulatory boards of the Professional Regulations Commission on a provisional  
2 status.

3 **SECTION 30. *Integration of the Landscape Architecture Profession.*** - The landscape  
4 architecture profession shall be integrated into one (1) national organization, which shall be  
5 recognized by the Board and accredited by the Commission as the one and only one integrated  
6 and accredited association of landscape architects. A landscape architect duly registered with  
7 the Board shall automatically become a member of the integrated national organization and  
8 shall receive the benefits and privileges provided for in this Act upon payment of the required  
9 fees and dues. Membership in the integrated organization shall not be a bar to membership in  
10 other associations of landscape architects.

11 **SECTION 31. *Foreign Reciprocity.*** - No foreign landscape architect shall be registered  
12 and issued a certificate of registration and a professional license\_ to practice the landscape  
13 architecture profession or consultancy thereof or be entitled to any of the rights and privileges  
14 under this Act unless the country of which he is a subject or citizen specifically permits  
15 Filipino landscape architects to practice within its territorial limits on the same basis as the  
16 subjects or citizens of such foreign state or country.

17 **SECTION 32. *Coverage of Temporary/Special Permits.*** - Foreign nationals who have  
18 gained entry in the Philippines to perform professional services as landscape architects or  
19 consultants in foreign-funded, joint venture or assisted projects of the government, or  
20 employed, or engaged by Philippine or foreign contractors or private firms shall, before  
21 assuming his duties, functions and responsibilities, secure a special temporary permit from the  
22 Professional Regulatory Commission through the Board of Landscape Architecture to practice  
23 his profession in connection with the project to which he was commissioned, provided that  
24 certain conditions are satisfied as follows:

25 (a) That he is a citizen or subject of a country which specifically permits Filipino  
26 professional to practice his profession within its territorial limits on the same basis as the  
27 subjects or citizens of such foreign country or state;

28 (b) That he is legally qualified to practice landscape architecture in his own  
29 country, and that his expertise is necessary and advantageous to our own country particularly  
30 in the aspects of technology transfer and specialization; and

31 (c) Foreign nationals shall be required to work with a Filipino counterpart, and  
32 professional fees, services, and expenses of documentation pertaining to the project shall be  
33 shared by both

34 Foreign and Filipino landscape architects, including liabilities and taxes due the  
35 Philippine government, if any, according to their participation in, or professional services  
36 rendered to the project.

1       **SECTION 33. Appropriations.** - Such sums as may be necessary to carry out the  
2 provision of this Act shall be included in the General Appropriations Act of the year following  
3 its enactment.

4                               **ARTICLE VI - FINAL PROVISIONS**

5       **SECTION 34. Enforcement.** - The Professional Regulation Commission shall be the  
6 enforcement agency of the Board. As such, the Commission shall implement the concerned  
7 provisions of this Act, enforce its implementing rules and regulations as adopted by the Board,  
8 conduct investigations for the Board on complaints against violators of this Act, its rules and  
9 regulations including violations of the Code of Conduct of landscape architecture and other  
10 policies of the Board.

11       **SECTION 35. Illegal Practice of Landscape Architecture and Penalties.** - No person  
12 shall practice landscape architecture in the Philippines or use the title 'Landscape Architect'  
13 or words, letters, figures, signs and cards or other means to indicate in any manner  
14 whatsoever that he is qualified to perform the work of a landscape architect such as by the use  
15 of titles such as 'Landscape Consultant', 'Landscape Designer', 'Landscape Engineer',  
16 'Landscape Artist', 'Landscape Agriculturist', 'Landscape Horticulturist', 'Landscape  
17 Planner', 'Land Planner', 'Site Planner' or similar terms that suggest the work of a landscape  
18 architect, unless he has been issued a certificate of registration and a professional license or a  
19 temporary permit by the Board of Landscape Architecture and the Commission.

20       Any person who shall practice or offer to practice landscape architecture in the  
21 Philippines without being registered or exempted from registration, or without a certificate of  
22 registration and a professional license or a temporary permit in accordance with the provisions  
23 of this Act; or any person presenting or attempting to use as his own the certificate of  
24 registration or professional license or seal of another; or any person who shall give any false  
25 or forged evidence of any kind to the Board or any of its members in obtaining a certificate of  
26 registration or professional license; or any person who shall falsely impersonate any registrant  
27 with like or different name; or any person who shall attempt to use a revoked or suspended  
28 certificate of registration or an invalid or expired professional license; or any person who shall  
29 use or advertise any title or description tending to convey the impression that he is a landscape  
30 architect when he is not; or any person who shall violate any provisions of this Act and of its  
31 rules and regulations and the code of ethics of the profession, shall upon conviction by the  
32 court, suffer penalties.

33       The penalties for the mentioned illegal practices shall be a fine of not less than Fifty  
34 Thousand Pesos (P50,000) nor more than Two Hundred Thousand Pesos (P200,000.00) or  
35 imprisonment of not less than six (6) months nor more than three (3) years or both at the  
36 discretion of the court.

24

1       **SECTION 36. *Separability Clause.*** - If any clause, provision, paragraph or part  
2 thereof shall be declared unconstitutional or invalid, such judgment shall not affect, invalidate  
3 or impair any other part hereof, but such judgment shall be merely confined to the clause,  
4 provision, paragraph or part directly involved in the controversy in which such judgment has  
5 been rendered.

6       **SECTION 37. *Repealing Clause.*** - All laws, decrees, executive orders and other  
7 administrative issuances and part thereof which are inconsistent with the provisions of this Act  
8 are hereby modified, superseded or repealed accordingly.

9       **SECTION 38. *Effectivity.*** - This Act shall take effect fifteen (15) days following its  
10 publication in the Official Gazette or a major daily newspaper of general circulation in the  
11 Philippines, whichever is earlier.

Approved,