

**[PRC BOARD OF LANDSCAPE ARCHITECTURE
RESOLUTION NO. 03, S. OF 2007, October 01,
2007]**

**GUIDELINES FOR THE IMPLEMENTATION OF SECTION 26,
ARTICLE V OF R.A. NO. 9053 FOR THE FORMATION OF
PARTNERSHIPS, ASSOCIATIONS, AND CORPORATIONS BY
REGISTERED LANDSCAPE ARCHITECTS REGISTERED WITH
OTHER REGISTERED PROFESSIONALS IN FIELD RELATED TO
LANDSCAPE ARCHITECTURE**

WHEREAS, Sec. 26, Art. V of R.A. No. 9053, known as the "The Philippine Landscape Architecture Act of 2000", allows registered/licensed Landscape Architects among themselves or with other registered/licensed professionals whose practice is related to Landscape Architecture to form and obtain registration of partnership, association, or corporation with the Securities and Exchange Commission (SEC) under which their partners, members or stockholders can practice their profession upon submission of the SEC registration documents to the Board of Landscape Architecture;

WHEREAS, Rule 55, Art XIV of Board Res. No. 01, Series of 2002, known as the "Implementing Rules and Regulations of the Philippine Landscape Architecture Act of 2000 (IRR PLA), states, to wit:

"Rule 55. Formulation and Issue of Guidelines for the Implementation of Sec. 26 of R.A. No. 9053 - The Board, in consultation with the Officers of the Philippine Association of Landscape Architects (PALA) shall prepare for its adoption and approval by the Commission the Guidelines for the implementation of Section 26 of R.A. No. 9053 which allows the formulation of partnerships, associations and corporations by registered Landscape Architects with persons properly registered/licensed in any field related to Landscape Architecture";

WHEREAS, Sec. 26 Art. V, R.A. No. 9053 and Rule 55 Art XIV of Board Resolution No. 1 Series of 2002 with the approval of the Professional Regulation Commission (the Commission) pursuant to Sec. 7 (c) of R.A. No. 8981, known as the "PRC Modernization Act of 2000", to issue such rules and regulations as maybe deemed necessary to carry out the provisions of the former.

WHEREAS, the registration and accreditation of consulting partnerships, corporations, associations and other entities engaged in Landscape Architecture will enable the Board to effectively implement an enhanced level of professional, ethical and technical standards of professional practice;

WHEREAS, the registration and monitoring of the foregoing firm, partnership or association by the Board and the Commission under Sec. 32, Article VII of R.A. No. 9053 and Sec. 9 (b) of R.A. No. 8981 will enable them to identify and impose corresponding administration sanctions and to institute criminal actions against them before the courts for engaging in the practice of Landscape Architecture without lawful authorization in violation of the law of the rules and regulations or the Code of Ethics for Landscape Architects and

WHEREAS, there is a need to protect the public against fraud, deception or the consequence of ignorance and incompetence in the practice of Landscape Architecture;

NOW, THEREFORE, the Board hereby resolved, as it now resolves, to issue and promulgate the Guidelines for the Implementation of Section 26, Article V of R.A. No. 9053 for the formulation of partnerships, Associations, and corporations by Registered with other Registered Professionals in Fields Related to Landscape Architecture that the following implementing guidelines shall apply and be promulgated.

Article I. Definition of Terms

Rule 1. Definition of Terms. Unless defined, the following terms shall be understood to mean:

a. Commission refers to the Professional Regulation Commission (PRC), created by RA 8981.

b. Board refers to the Board of Landscape Architecture (BOLA), created by RA 9053.

c. Type of Entities which May Practice Landscape Architecture. The following entities, subject to the provisions of the Landscape Architecture Law (RA 9053) and its Implementing Rules and Regulations, may engage in the practice of Landscape Architecture.

c.1 Firm. An organization, which may be any of the following defined in c.3, c.4, and c.5 below.

c.2 Single Proprietorship. An organization or enterprise wholly owned and operated by registered/licensed Landscape Architect and registered with the Department of Trade and Industry (DTI).

c.3 Partnership. A professional partnership whether or not duly registered as such with the Securities and Exchange Commission whose members must be registered/licensed Landscape Architects.

c.4 Corporation. An organization duly registered as such with the Securities and Exchange Commission whose members must be registered/licensed Landscape Architects.

c.5 Association. A grouping of two or more firms organized for a specific project or purpose, such as but not limited to joint-venture corporations

or partnerships, collaboratives, non-government organization (NGOs) and consulting arms of academic institutions.

d. Landscape Architect as defined by RA 9053, is a natural person who holds a valid Certificate of Registration and a valid Professional Identification Card issued by the Board and the Commission.

e. Certificate of Firm's Registration. A statement in writing under seal, issued by the Commission upon the recommendation of the Board attesting that the partnership, corporation or association of Landscape Architects is a duly registered to practice Landscape Architecture in the country.

f. Roster of Registered Firms. A list of partnerships, corporations, and associations registered and accredited with the Board and the Commission to practice Landscape Architecture in the country, which the Board continually maintains, updates and issues from time to time.

Article 2. Registration

Rule 2. Qualifications for Registration. A consulting firm may register and seek accreditation for the practice of Landscape Architecture, provided that the following requirements are met:

a. Composition and Equity Structure. Either at least eighty (80%) percent of its members are duly registered/licensed Landscape Architects or that, at least eighty (80%) percent of the firm's total capitalization is owned jointly among the registered/licensed Landscape Architects.

b. Professional Responsibility. The practice of Landscape Architecture by the entity shall be carried out and shall remain the professional responsibility of its registered/licensed Landscape Architects.

Rule 3. Period of Registration. Within six (6) months from the effective date of these implementing guidelines, partnerships, corporations, and associations of Landscape Architects shall register with the Board and the Commission in the manner provided in Article 4. They shall not commence the practice of Landscape Architecture until a valid Certificate of Firm's Registration has been issued in accordance with these guidelines.

Rule 4. Application for Registration, documents for Submission. The application for registration shall be accomplished in triplicate, in the form prescribed by the Board and issued by the Commission and duly signed by the Firm's authorized representative. The Application for Registration, attached as Annex A, shall contain information as required by the Board, including but not limited to the following:

a. Name of partnership, corporation or association;

b. Full names of the partners, incorporators or members who are registered/licensed Landscape Architects together with copies of their Certificates of Registration, their current professional identification card issued by the Commission, and their current Professional Tax Receipts (PTRs);