

- **PROFESSIONAL
CONDUCT,
REGULATIONS-
1989**

- **-- Jit Kumar Gupta**

PROFESSIONAL CONDUCT, REGULATIONS, 1989

- All profession prescribe code of conduct for its members to maintain dignity, quality, standards of personal and professional conduct and the way profession needs to be practised along with the quality of services rendered.
- They prescribe do's and don'ts for the professionals while rendering those services and doing practice.
- Main objective is to promote standard of professional conduct/ self-discipline required of an Architect,
- Major functions prescribed under the Act is to regulate the professional conduct of members and frame regulations for the members
- Regulations applicable only to persons registered under the Act and not to others
- Regulations were framed in the year 1989 which are meant for
- Promoting larger interest of Society-quality of environment /welfare of society /economic development
- Rendering quality service to Client --services of a high standard, inform conditions of engagement /scale of charges, Not to sub-commission to another Architect
- Professional conduct also involves-
- Receiving no gifts/commission,
- impartiality in administering contract,
- Maintaining integrity,; promoting advancement of Architecture/ education, research/
- compete fairly while doing practice
- observe and uphold the Council's conditions /
- not to supplant architects/
- comply with COA Architectural competitions guidelines/
- take care of employees/ associates/ consultants/
- not to advertise/
- when working outside country comply with their guidelines

PROFESSIONAL CONDUCT, REGULATIONS, 1989

- ARCHITECTS (PROFESSIONAL CONDUCT) REGULATIONS, 1989 *--To promote standard of professional conduct/ self-discipline required of an Architect, :-

Every architect, in practice/ employment shall :-

- i. ensure **that his professional activities do not conflict** with his general responsibility to contribute to the **quality of the environment and future welfare of society**,
- ii. **apply his skill to the creative, responsible and economic development of his country**,
- iii. **provide professional services of a high standard**, to the best of his ability,
- iv. if in private practice, **inform his Client of the conditions of engagement and scale of charges and agree that these conditions shall be the basis of the appointment**,
- v. **Not sub-commission to another Architect or Architects the work for which he has been commissioned without prior agreement of his Client**

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- **vi. not give/ take discounts, commissions, gifts or other inducements for the introduction of Clients or of work,**
- **vii. act with fairness and impartiality when administering a building contract,**
- **viii. maintain a high standard of integrity,**
- **ix. promote the advancement of Architecture, standards of Architectural education, research, training and practice,**
- **x. conduct in a manner which is not derogatory to his professional character, nor likely to lessen the confidence of the public in the profession, nor bring Architects into disrepute**
- **xi. compete fairly with other Architects,**
- **xii. observe and uphold the Council's conditions of engagement and scale of charges,**
- **xiii. not supplant or attempt to supplant another Architect,**

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- **xiv. not prepare designs in competition with other Architects for a Client without payment or for a reduced fee** (except in a competition conducted in accordance with the Architectural competition guidelines approved by the Council),
- **xv. not attempt to obtain, offer to undertake or accept a commission**
 - --for which he knows **another Architect has been selected or employed**
 - --until he has evidence that the **selection, employment or agreement has been terminated** and
 - -- he has **given the previous Architect written notice**
 - -- that he is so doing : provided that in the preliminary stages of works, the **Client may consult, in order to select the Architect, as many Architects as he wants, provided he makes payment of charges to each of the Architects so consulted,**
- **xvi. comply with Council's guidelines for Architectural competitions and inform the Council of his appointment as assessor for an Architectural competition ,**

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- xvii. **when working in other countries,**
 - --observe the requirements of codes of conduct applicable
 - --to the place where he is working ,
- xviii. **not have / take as partner any person who is disqualified for registration by reason of the fact that his name has been removed from the Register ,**
- xix. **provide their employees with suitable working environment, compensate them fairly and facilitate their professional development**
- , xx. **Recognize/ respect the professional contribution of his employees,**
- xxi. **provide their associates with suitable working environment, compensate them fairly and facilitate their professional development**
- , xxii. **recognize and respect the professional contribution of his associates,**
- xxiii. **recognize and respect the professional contribution of the consultants,**
- xxiv. **enter into agreement with them defining their scope of work, responsibilities, functions, fees and mode of payment ,**

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- xxv. shall not advertise his professional services nor
- shall he allow his name to be included in advertisement or
- to be used for publicity purposes save the following exceptions :-
- (a) a notice of change of address may be published on three occasions and correspondents may be informed by post,
- (b) exhibit his name outside his office /on a building, either under construction or completed, for which he is or was an Architect, provided the lettering does not exceed 10 cm. in height ,
- (c) advertisements including the name and address of an Architect may be published in connection with calling of tenders, staff requirements
- (d) allow his name associated with illustrations / descriptions of his work in press / other public media but he shall not give or accept any consideration for such appearances,
- (e) allow his name to appear in advertisements /inserted in the press by suppliers / manufacturers of materials used in a building he has designed, provided he does not accept any consideration for its use,
- (f) allow his name in brochure prepared by Clients for the purpose of advertising or promoting projects for which he has been commissioned,
- (g) produce /publish brochures, pamphlets describing his experience and capabilities for distribution to those potential Clients whom he can identify by name and position ,
- *(h) allow his name to appear in the classified columns of the trade / professional directory and/or telephone directory/ website.

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- These Regulations shall be followed in the letter and spirits by all the architects registered under the Act and will include;
- -- In a partnership firm of architects,-- every partner shall ensure that such partnership firm complies with all the defined regulations
- Violation of any of the regulation
- -- shall constitute --a professional mis-conduct