



PHILIPPINE INSTITUTE OF CIVIL ENGINEERS, INC.



January 16, 2012

PICE CIRCULAR NO. 2012-07

To : All Regional Coordinators
All Chapter Presidents and Members

Greetings from the PICE National Board of Directors.

I am extremely pleased to inform you that WE HAVE received the FAVORABLE DECISION of the NINTH DIVISION of the COURT OF APPEALS in favor of PICE dated January 05, 2012 regarding our case versus "The Honorable Hermogenes Ebdane, Jr., in his capacity as Secretary of Public Works and Highways, Respondent Appellee and the United Architects of the Philippines as Intervenor-Appellee" Re: CA-G.R. CV No. 93917 – some Provisions of the Implementing Rules and Regulations of the National Building Code barring the Civil Engineers from signing and sealing plans and designs of Buildings.

A most important part of the Decision is hereby quoted for the information of all civil engineers.

"WHEREFORE, in view of all the foregoing, the appeal is hereby GRANTED. The appealed Decision, dated January 29, 2008 is hereby REVERSED and SET ASIDE and a new one entered as follows:

a) Sections 302.3 and 4 of the Revised Implementing Rules and Regulations of the National Building Code are hereby declared null and void for being contrary to Republic Act 544 and PD 1096 insofar as they prevent civil engineers from exercising their right to prepare, sign and seal plans and designs of buildings such as Vicinity Map/Location Plan, Site Development Plan, Perspective, Floor Plans, Elevations, Sections, Reflected Ceiling Plans and the like;

b) Civil engineers are hereby declared to have the right to prepare, sign and seal plans and specifications enumerated in Section 302.4 of the Revised Implementing Rules and Regulations of the National Building Code for submission to Building Officials as provided for under Republic Act No. 544 and Presidential Decree No. 1096.

SO ORDERED."

Copies maybe requested from the PICE National Office.

Thank you.

Very truly yours,


ROMEO S. MOMO
National President

cc: **The National Board of Directors**
Past Presidents
College of Fellows
Six Specialty Divisions
Presidents of the Affiliate and Fraternal Societies

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MEMBERS FIRST!



PICE Building

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AACCEP – Association of Accredited Consultant Civil Engineers of the Philippines

ACEEP – Association of Civil Engineering Educators of the Philippines

CMEAP – City and Municipal Engineers Association of the Philippines

DELP – District Engineers League of the Philippines

PABO – Philippine Association of Building Officials

PEAP – Provincial Engineers Association of the Philippines

REAP – Road Engineering Association of the Philippines

AFCE – UAE – Association of Filipino Civil Engineers – United Arab Emirates

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