

Ref.No. UPAA/08/18-10-03

Date – 6.10.2003

TO

Executive Engineer (Civil)
U .P. Power Corporation Limited
64 Khammbha
220K.V. Sub Station Extention
Sikandra Agra.

Dear Sir,

Sub – Invitation of Architectural Services for Building Designs.

Please refer your letters sent to different Architects for above captioned services for your proposed building.

We would like to draw your attention that there is a central act known as “THE ARCHITECTS ACT –1972” that regulates the education and practice of Architecture in India. Under this parliamentary act,COUNCIL OF ARCHITECTURE,a regulatory body , has been formed to make rules and regulations to regulate the professional activities, including standard condition of engagement of Architects in which certain reponsibilities have been fixed for the Architects as well as for clients.The spirit of the act is to maintain a reasonability between standrad of work, produced by the Architects , and their remuneration.Pime object ,to follow the norms of the council of Architecture , is to ensure the optimum use of public money to be invested in the building by employing the right consultant. In the light of these facts, the association has observed following points in your letter -

1. Architect is the person who is registered with Council of Architecture. No other person can designate himself as an Architect or carry out the proffesion of Architecture,as per the provision of the Law .your letter /papers do not specify such qulifications or Registration for rendering Architectural services. It is even open for unqualified person who are registerd with local bodies and is on his will that if he finds competent himself, he can apply for one or more scope of works.
2. As per the provision of the Architect act no Architect can competete other fellow Architects on the basis of the fees. While your document is against the spirit and there is no consideration for the experiance, standing in the profession, competency and abilities to deal the projects of different nature and magnitude.
3. The charging of EMD of rupees 1000/- each applicent is also not justified as the same is not prevailent in any other profession when they are invited to render their professional services.

Further, we would like to appraise you that Architects are professionals such as Doctors, Advocates and Chartered Accountants, etc. and not contractor. The Architect should be appointed based on their professional skill, confidence, past experience and standing in the profession, and not on the basis of low fees quoted. Neither Therefore Architects professional services to not be equated with contractors nor their professional services to be considered as work contract for inviting quotations. An architect is required to observe and uphold the council’s conditions of Engagement and scale of charges as prescribed under Regulations 2(1)(xii) of the Architect (professional conduct) Regulations ,1989 ,while

Rendering Architectural services /consultancy.these regulations were published in the Gazette of India, part III section 4PP 562- 564 and 566 – 567, on 27th may 1989.

It is important to inform you that the council of Architecture in its guidelines has specified the details of services, an Architect is supposed to provide, for various type of projects and has also specified the minimum fee for these services .By getting the lesser quotations your department may have to pay lesser fees but the quilty of services will also suffer. It is important to bring your notice that quotation are never asked from Doctor Lawyers or other professionals for their professional services.

Finally the Architects thus appointed by your department may actually no be able to provide you the services because ,a case of professional misconduct will be registered against him with the council of Architecture , as soon as some one is appointed and he may abandon the project , cause a further delay. It is hereby requested that the process of appointment of an Architect/ Architects as initiated by your department is to be reviewed as per the Architects Act.

In case you require any kind of assistance in the matter, you may consult to –

Council of Architecture
Core-6-A
First Floor
India Habitat Centre
Lodhi Road, New Delhi-1

Thanking You
Yours Sincerely

Gen. Secretary

Copy to:

1. CMD, Dhakshinanchal Vidyut Vitaran Company, U.P.Power Corporation Ltd., Sikandara,Agra, for necessary action.
2. Council Of Architecture, Lodhi Road, New Delhi, for necessary action.