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IMMEDIATE/By Fax
Ministry of Defence,
Director, ML&C Department,
Regional Headquarters
Karachi Region, Karachi.
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Dated the 26th April, 2021

To, ..

All CEOs
in Karachi Region..

Subject: **COMPLIANCE OF PCATP ORDINANCE IX OF 1983.**

During the two days' long IHD session on building bye-laws for Karachi Region, chaired by DG ML&C and attended by Directors at HQ as well as CEOs of the region, it was highlighted that building bye-laws were drafted / notified under Sec-186 of the Cantt Act-1924 and that parameters as defined under the said provision only and exclusively could be covered under the building bye-laws. It was observed there that the proposed chapter of registration of professionals like Architects was contrary to the scope of Sec-186 and so should be dropped from the draft building bye-laws. That way, even if certain Cantonments have this provision in their bye-laws, the same is not covered Under Sec-186, hence not tenable. The point was brought up by DML&C Rawalpindi also in the Director's Conference held at HQ ML&C on 30/03/2021, and it was appreciated by the house and it was resolved that proper procedures (SOP) might be developed in consultation with PCATP so that undue exercise of registering / enlisting a few architects at the level of CBs could be done away with as this promoted monopoly of those architects and they exploited this by just affixing their stamps against charging their undue fee on Architectural plans developed by some other often more renowned architects.

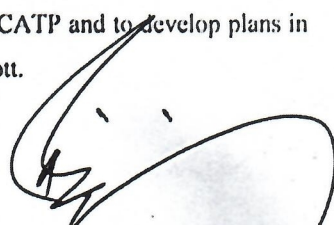
2. Honorable Sindh High Court in reported case law 2005 CLC 88 has held that person possessing valid license granted by Authority, does not require to obtain a separate license (**Annexure-A**)

3. In this regard an SOP has been developed in consultation with PCATP to enable Cantt Boards not to register professionals/architects and to help CBs regulate affairs related with them especially for commercial Public Use Buildings in a transparent and professional manner on following lines:

- a) An architect having a valid Registration with PCATP can as per their authorisation allowed by PCATP, submit architectural plans with a CB as per notified building bye-laws for consideration. They should be asked for PCATP registration Certificate alongwith valid renewal Certificate (specimen of registration & renewal Certificate is attached as (**Annexure-B**))
- b) Fresh graduates recently registered with PCATP are not allowed to sign building plans as per amended bye-laws-2018 of PCATP. They have to pass the licensing examination in order to practice. (Specimen of registration certificate issued to Architects after 31st Dec, 2019 is attached) (**Annexure-C**)
- c) For any queries about any firms and individuals registered with PCATP, CBs can confirm the same from the lists available on PCATP website at www.Pcat.org.Pk.

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- d) PCATP being a statutory regulatory Authority of professional Architects & Town Planners, therefore any infringement of code of professional conduct can be referred to PCATP for taking action.
 - e) List of building plan submitted by Architect cant be shared by PCATP.
 - f) In case number of building plans submitted by an Architect exceeds 5 in a month, case can be referred to council for verification/evaluation of the capacity of his/her office to undertake number of projects at a time.
 - g) For allowing individual Architects to undertake large-scale projects/ highrises, consideration can be made by evaluating their experience with projects of similar nature and CB should ensure that:-
 - i. All individual have valid licence from PCATP.
 - ii. They have cleared licensing exam (as per amended bye-laws #018 of PCATP)
 - iii. They have worked with firms and have sufficient experience to undertake such project.
 - iv. Performance Certificate of Architect is attached alongwith application (Annexure-D).
 - h) Firm registration process is attached (Annexure-E). There are different category under which Architect/Town Planner are registered as per their experience in the relevant field.
4. Proper implementation and adoption of these practices will lead to the following:-
- a. Competitive collaboration and working. This will also eliminate monopoly.
 - b. In addition to a CB, the PCATP being is the statutory regulatory authority of professional Architects and Town Planners can also be held professionally accountable for any infringement committed by an architect and actions could also be taken against them.
 - c. Promotion of a merit-based and accountable system and elimination of favoritism will be achieved by implementing above procedure.
5. It has therefore been considered in the best public interest and in line with the Fed Govt's policy of providing 'Ease of Doing Business' that the above guide line be followed while abolishing the requirement of registration of Architects with CBs so as to enable architects to practice as per Code of Conduct and regulation as defined by PCATP and to develop plans in accordance with Building Bye-laws and polices of HQ ML&C Deptt.


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- Copy to:-1. The Registrar PCATP.
2. Master File (B.C.C. Branch)