

AIA UK

NEWS

Continuing Education Units - Updates to keep you informed in each newsletter

NEWS

Antitrust Laws effect all of us. The Basic Principles are outlined

PROFILE

Meet your 1997 Board of Directors! Profiles inside

NOTICE

Mansion House Dinner in April

Number 16

March 1997



Left: Left to Right: Don O'Neill, President Elect of Continental Europe Chapter, Tom Vonier, Past President of CE, Michael Lischer, HOK London, Ron Altoon, President Elect of AIA, and Stephan Reinke, HOK London, at the AIA booth at MIPIM in March.

Right: Gary Gordon, left, of RTKL London and Larry Pearson, AIA of SWA, California.

NEWS

AIA London UK at MIPIM 97

National AIA and its two international chapters, AIA London/UK and Continental Europe, participated for the second year in MIPIM, the world's premier property and development conference held annually in Cannes, France.

The AIA's stand was superbly located among 300 other exhibitors. Stephan Reinke, who coordinated the chapter's participation,

counted some 250 people who visited the booth during the three-and-a-half day event:

AIA London/UK members who staffed the stand were Michael Lischer, Stephan Reinke, David Walker and Stephen Yakeley. The booth was jointly designed by Stephan Reinke and Charles Croigny of the Continental Europe chapter.

More than 15 firms from the UK chapter displayed postcards of their work, together with several firms

from the Continental Europe chapter and the USA.

On hand to promote the Institute and its firms were Ronald Altoon, FAIA, (AIA First Vice President, President Elect) and Karl Meyer, AIA, (California Regional Director), Eugene Kolm, FAIA, of Kohn Pedersen Fox and Michael Graves, FAIA.

Each participating firm supplied business cards to visitors, along with chapter membership directories and Institute materials. A list of

visitors to the stand will be published in an upcoming MIPIM directory and sent to those firms and individuals that participated in the event.

MIPIM chose James M. Allwin, Managing Director of Morgan Stanley to give the keynote speech: "The Re-Emergence of American Investments in Europe".

The chapter will return to MIPIM next year, and the event will again be open to members of London/UK, CE and the International Markets and Practice PIA.

Introducing the AIA 1997 Board of Directors

Message from the President: Justine M. Kingham, AIA

I'm honoured to have been elected chapter president for the 1997 calendar year, and I hope that you come to the next board meeting to meet the new officers and directors. The meeting is scheduled for April 2nd, 6:30 pm at the offices of Gensler & Associates. For details, see the events column.

For those of you who cannot make it, the short biogra-

phies below will identify the new directors. The next newsletter will introduce the officers and committee chairs.

In February at Grassroots, the National AIA announced several changes for its members. A national TV advertising campaign is being considered. It will affect you, if only as a dues assessment, and National would like your views.

A consolidated database will rationalise membership and billing files this winter, making

it simpler to get answers to your most persistent questions in these areas. London/UK will qualify to have its own computer to access the database if it hires a part-time staff member. The board, therefore, has decided to hire someone temporarily.

This move followed the resignation in February of Judy Nyquist, who is expecting her third child. From all of us, Judy, thank you very much for your help. The new chapter address and telephone number are printed on the last page.

I hope each of you will check your entry in **Profile** by visiting the AIA web page. If you aren't listed, call the chapter for a form. Clients and other architects looking for UK contacts really do search it, and they ought to find more London/UK members listed.

You can contact me by e-mail at jking97900@aol.com, or by phone at 0171-730-9122.

Look forward to seeing you at the next meeting.



Christopher Colbourne, Int'l Assoc. AIA, RIBA, was born in England, grew up in Boston, then returned to the UK to study at the Architectural Association.

Early research work at Tufts University, Boston and the Distributive Industries Training Board, London, were followed by freelance assignments with the lighting designer, David Hersey. He then joined London architects Renton Howard Wood Levin, followed by Llewelyn-Davies Weeks in 1974. He later became one of the founding partners of Tibbalds Monro. In 1996 Chris became a Director of the RIBA, initially as Director of Education and Practice Standards and then as Deputy Director General and Director of Education.

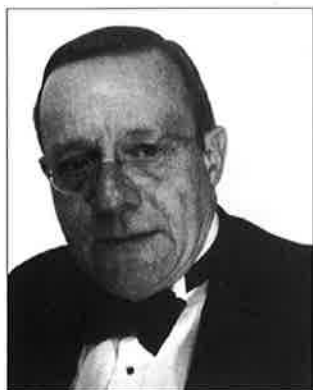


Jonathan Dinnewell, AIA, RIBA, is an Associate in practice with Christopher Smallwood Architects, a Chelsea-based firm specialising in works to listed,

historic and new buildings incorporating traditional building technologies.

He trained at the University of Nottingham and subsequently at the University of Cape Town. On graduation from UCT he worked in Cape Town before returning to the UK in 1986.

The AIA London/UK chapter provides him with the chance to enjoy the contacts and other benefits that AIA membership offers both in the UK and USA.



Noel Hill, Assoc. AIA, RIBA, graduated from Miami University and came to London in 1964 to work and study. He joined the newly created Department of

Architecture at Westminster City Council where his work involved development control design issues, wind tunnel testing, pedestrian movement systems and infrastructure planning. By 1988, he had established a consultancy practice advising on town planning and design matters.

He is responsible for liaison between the AIA chapter and RIBA Headquarters/RIBA London Region, CLAWSA. He is also Chairman of the RIBA London Region Planning & Environment Committee.



Peter Hoyt, AIA, a graduate of Williams and Yale, joined HOK in 1970 and stayed for 18 years. He became Director of Design in St. Louis and served on the Board of AIA's

St. Louis chapter. He has since worked for Kling Lindquist Partnership in Philadelphia as Design Principal followed by CUH2A in Princeton, NJ, again as Design Principal.

Peter is now Director of Projects for Gensler's London office. His career has been devoted to the design and marketing of various buildings around the world.

As chair of the Continuing Education Committee, he will try to help us all deal with the new CES requirements.

Introducing the AIA 1997 Board of Directors



Anne Keigher, Assoc. AIA, received her B. Arch. from Syracuse University and is now Chairman of Keigher Interior Design, which she started in 1965. She lived in

USVI, New York, Pittsburgh, Chicago and Kuwait before moving to London in 1987.

She was President of the Pennsylvania chapter of the American Society of Interior Designers and served on the National Board of the ASID and its Industry Foundation Board. She co-founded the Childrens Receiving Home of Westchester County. Since 1993 she has been a Director of the Friends of Benjamin Franklin House and is now the chapter Chair of the Historic Preservation Committee.



Michael Lischer, AIA, RIBA, Vice President of HOK and Director of HOK Sports Facilities Group, joined the firm in 1984 in St. Louis. In 1989, he moved to London to

oversee the Sports Group's European projects.

With a background in building restoration and historic preservation, Michael has been responsible for a number of stadium renovations. Projects include: Toulouse Stadium Renovation, France; National Cycling Centre Velodrome, Manchester, England; Sheffield Arena, England; and arena designs in Hannover and Hamburg, Germany.

He is the immediate Past President of the London/UK chapter.



Stephan Reinke, AIA, earned his B.Arch. in Arkansas in 1981, and has worked in international architecture for nearly ten years. His practice covers Europe, the

Middle East, the Pacific Rim, Central and North America. He joined HOK as the Director of Project Development in December of 1996.

Stephan was the founding President of the American Institute of Architects First International chapter, AIA London/UK in 1993.

He is currently Vice Chair of the AIA's five member International Advisory Board and the Chairman of the AIA's International Markets and Practice PIA.



Leanne Toler, AIA, received her B.Arch. in California and has worked in architecture / design and real estate development in Colorado.

She came to London a year ago and is working as a project manager for Turner & Townsend.

She has been involved in the AIA throughout her career and is very excited at the opportunity to contribute to the London chapter.

As Chairperson of Communications, one of her main goals is to reach all chapter members at some level. Leanne is now the Editor of **AIAUK** and is making her debut with this issue.



Stephen Yakeley, AIA, RIBA, was born and raised in the US. He came to the UK in 1966 after graduating from Rensselaer Polytechnic Institute.

He joined a small firm in Cambridge and stayed there for two years. He returned to the States to work for Charles Moore in New Haven and became licensed in California. Realising he was happier in England, he returned and in 1974 started his own firm, Yakeley Associates.

Stephen was one of the first to bring overlay drafting to the UK, an experience that he wrote about for **Architects Journal**. He is now working on residential projects in London.



Heather Hilburn, AIA Student Director, graduated from Texas A&M University in 1989. She has worked for various firms in the USA and England,

including a mid-sized firm in Atlanta doing large commercial work for Delta, Macy's and Coca-Cola and consulting on day-lighting in the UK.

She is currently a PhD candidate at the Architectural Association, and her research focuses on relations between building-industry professionals in the UK. After living in London for four years and finishing her degree in the Spring of 1998, she would like to work for an American architect in London and pursue her licensing requirements.

Antitrust Concerns

Basic Principles

The fundamental principle of the antitrust laws as they affect architects is that *agreements between two or more competitors that unreasonably restrain trade are illegal*. In general, agreement among competitors risk being held unlawful if their purpose or their effect is to

- *Fix or maintain prices.* "Price fixing" broadly includes agreements that tend to raise, lower, or stabilize maximum or minimum prices that competitors charge for services or that fix other price-related terms and conditions of sale such as discounts, allowances, or credit terms. It is no defense that the prices set are reasonable or that there are socially worthy reasons why particular prices or terms should be fixed. A court can infer an agreement to fix prices from conduct even if no express agreement has been reached. Architects and firms must make independent decisions on fees for their services.
- *Boycott a competitor or customer.* An agreement or understanding among competing architects that they will not deal with another architect or a particular client or category of clients is unlawful if the purpose or effect of such conduct is to limit customer choices without promoting better competition.
- *Allocate business or customers.* Architects or firms acting alone may decide to specialize their practices or to pursue any commission they choose, but an agreement among architects to divide or allocate customers or markets is unlawful. Even informal, unwritten understandings that architects will refrain from doing

business with one another's clients violate the law.

Common Activities Requiring Review

Certain subjects of recurring interest to architects—fees, competitive bidding, design competitions, and information surveys—nearly always have potential antitrust implications. It is therefore important for architects acting together to consider the antitrust implications of their actions in such areas.

Fees. No professional organization or group of competing architects is permitted to have a mandatory fee schedule or to issue recommended fee guidelines. Setting fee schedules for competing professionals is price fixing. Architects may collectively provide information about types of fee arrangements (e.g., stipulated sum, hourly rates, etc.). Actual fees, however, are a matter for negotiation between client and architect.

Competitive bidding. The process by which a professional and his or her client agree on fees is subject to the antitrust laws. It is unlawful for architects collectively to decide not to submit price quotations for architecture services. They also may not collectively decide that bidding is unprofessional. Individual architects and firms may decide for themselves their policy toward bidding.

Design competitions. For many years the AIA has made recommendations on how to conduct design competitions. The profession has much collective insight and experience on this subject that could benefit sponsors of design competitions. It is also appropriate for architects to learn how they can better decide for themselves whether to participate in a competition. However, if a group of architects encour-

ages or organizes members to refuse to participate in a particular competition or type of competition, the group risks being challenged for sponsoring an illegal boycott.

Information surveys. Professional societies often collect information from members about their practices. Collecting this information is lawful unless it is used to further a restraint of trade. Generally, surveys of competitively sensitive matters such as fees or costs should be confined to historical—not current or future—data and should be reported in an aggregated form that does not identify individual contributors.

The 1990 Consent Decree

The 1990 Consent Decree is a federal court order that supplements the antitrust laws for the AIA and all its components (state organizations, chapters and sections). Copies of the Consent Decree are available from AIA components or from the AIA general counsel.

There are three sensitive subjects under the 1990 Consent Decree:

- Competitive fee quotations.
- Free services
- Discounted Services.

The Consent Decree states that it is not unethical or unprofessional to engage in these activities. Moreover, neither the AIA nor any component has any rule, resolution, bylaw, policy, or standard that prevents members from providing competitive bids, free services, or discounted services. It is unlawful for the AIA and its components to adopt any such rule or policy. Officers, directors, employees, or agents of the AIA or any component who make statements indicating

that any of these activities are unethical or contrary to the AIA policy may be personally liable for violating the Consent Decree.

The Consent Decree does not require any member to engage in competitive bidding or provide free or discounted services. Members make their own decisions on these matters and are free to express their opinions. The Consent Decree prevents the AIA (and sections, chapters, and state organizations) from interfering with members' individual freedom to make their own decisions about how to compete. Officers and others who act on behalf of the AIA or any component are personally responsible not to violate the Consent Decree, but individual members acting on their own are not bound by its terms.

The Consent Decree also does not prevent the AIA or components from lobbying public officials at any level of government on any subject, including selection methods for design professionals and the terms of public owner contracts for design services. Good faith lobbying is protected by the First Amendment and is not affected by the Consent Decree.

The AIA has produced a videotape, *Legal Hardhat Required*, that explains the Consent Decree in more detail. Contact your component office for information on when it will be shown.

The AIA provides its components with guidance in this area and offers the assistance of the Office of the General Counsel in reviewing component activities for their antitrust implications.

DAVID K. PERDUE, Esq., is associate general counsel of The American Institute of Architects.

EDUCATION

Continuing Education Units

Many members have questions regarding this 'new' concept of Continuing Education Units.

One problem with being overseas is that it is difficult to obtain information regarding Continuing Education Units (CEUs). Also, opportunities to earn your CEUs are fewer.

Peter Hoyt, Chairperson of Education, and Leanne Toler,

Chairperson of Communications for the London Chapter, will bring together information you may need to accumulate 36 units per year. Here is a start.

What are they?

Continuing Education Units are a measure of learning.

How does it work?

You earn Learning Units (LUs) by joining programmes offered by registered providers; in this case there is no paperwork for you at all to deal with. Or you can collect units by completing

self-directed "personal learning activities": read the *Architectural Record*, complete the quiz and mail in the form.

How do I earn them?

You earn them by participating in programmes vetted by the AIA Continuing Education System (AIA/CES).

Why should I earn them?

Because you will need them to continue your AIA membership. Associate and emeritus members are encouraged but not required to participate. You may also

need them to maintain your state license.

The chart below was taken from the The AIA's Continuing Education System Registered Provider's Guidebook. It shows that several states already required architects to fulfil the CEU parameters to keep their license! It also shows that many more states have this legislation in place or are considering implementing this legislation at this time.

Are you registered in any of these states?

Mandatory Continuing Education for Licensure: State Status Report as of December 18, 1996

| MCE Requirement in Place | Enabling Legislation in Place; Not Implemented | Enabling Legislation in Place; Regulations Being Developed/Discussed | MCE Legislation Under Consideration |
|---|---|--|---|
| Alabama Arkansas Florida* Iowa Kansas** South Dakota** | Texas* Ohio North Carolina Montana Michigan Kentucky District of Columbia Delaware | West Virginia Tennessee** Louisiana Minnesota** | New Jersey Arizona** Maryland Wyoming* Nevada |

Type of Licensing Board:

- *= Joint architecture/interior designer and/or landscape architecture board
 - **= Joint architecture/engineering/other technical professions board
- All others are architecture-only boards

Antitrust Issues

Why Do I Care About A Consent Decree?

Antitrust and Competition Law concerns every member of the AIA.

In 1986, the US Justice Department began an investigation as to whether the AIA had violated the terms of a Prior Consent Decree entered in 1972. Both of these were allegations that individuals had violated antitrust law.

The Institute is subject to a court order in the United State that governs the AIA, its chapters and components. Amongst other things, the order requires the AIA to educate its members about the US antitrust laws.

Failure to comply with the US antitrust laws *can* subject the AIA and its members to monetary penalties and other sanctions under US law. It is thus important that the members all of AIA chapters understand the requirements of US law.

These requirements *can* apply to employees of US firms working outside the United States.

Please read the following material carefully and forward any concerns or questions you may have to the National AIA offices.

David K. Perdue, associate general counsel of the AIA, has written a summary of the most recent Consent Decree and we have reprinted his article to the left.



EVENTS

April 2: AIA London / UK Board Meeting at Gensler & Associates, Roman House, Wood Street, London EC2Y. Members welcome but please RSVP to Peter Hoyt, tel: 0171 256 6060, fax: 0171 256 8747.

April 4 - 6: International Markets and Practice Conference on Architectural Interiors, San Francisco, California. Contact Stephan Reinke, tel: 0171 636 2006, fax: 9171 636 1987.

April 25 - 27: AIA Continental Europe chapter

Meeting and Continuing Education Seminar, Barcelona, Spain. Lectures include: "Design - The Inspiration of Barcelona's Architecture", "Growth and Development of Barcelona in the Last 20 Years", "The High Speed Rail Station projects, Madrid and Seville", "Public Spaces and Urban Furniture". For more information contact Alan Schwartzmann, AIA Continental Europe, tel: (33) 145 033 663.

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AIA UK

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The newsletter of the London/UK chapter of the American Institute of Architects.

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For general enquiries, call Justine Kingham 0171-565 0497 (tel and fax).

For membership enquiries, contact John Lowe 0171-636-2006, fax 0171-636 1987.

AIALondon/UK

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EVENTS

The Worshipful Company of Chartered Architects Dinner

An evening of ceremony, the Guard of Honour, baroque music, pomp and circumstance--this is an evening not to be missed!

The Worshipful Company of Chartered Architects 1997 Livery Banquet will be held on Thursday, 10 April at 7.00 p.m. AIA members may join Noel Hill as his paying guest.

The banquet is held in the splendid Egyptian Hall at the grand home of the Lord Mayor, Mansion House, in EC4. The hall is not normally open to the public.

The guest speaker will be Christabel Albery, Director of the London Film Commission, which was formed recently as a centre of excellence for film makers worldwide. The Commission provides experienced and comprehensive advice to encourage film makers to use the architectural environment of London.

Ms. Albery's address will concern the mixture of buildings, ancient and modern, together within their varied built and river environments.

The music for the evening will be by the 'Law Brass Quintet' from the Guildhall School of Music and Drama.

This black tie evening is only £67.50 per guest for a wonderful banquet. Contact Noel Hill before 26 March on 0171-435-2462.



Above: Emily Olmstead, HOK London, seen here at the AIA stand at MIPIM '97