

**RESCINDED BY  
BUILDINGS BULLETIN 2023-007**

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The City of New York  
HOUSING AND DEVELOPMENT ADMINISTRATION  
Department of Buildings

Building Code - 1968  
Plan Examination

DEPARTMENTAL MEMORANDUM

Date: December 5, 1968

TO: Borough Superintendents

FROM: Thomas V. Burke, Director of Operations

SUBJECT: Plan Examination - Section C26-11.0, Section C26-31.0  
Administrative Code

Applications which were filed prior to December 6, 1968, shall be examined under the code in effect at the time the application was filed. For applications filed on December 6th or thereafter, the plan desk in each borough shall require that the applicant place a note on the specification sheet specifying whether the application is to be examined under the new code or the old code. Examination shall be made in accordance with this statement.

Under the provisions of Section C26-11.0, all building work performed in this city, on and after December 6, 1968, shall conform to the provisions of the new code except that where an application was filed prior to December 6, 1968, it may be examined under the old code, and except that any work for which an application for a permit is filed within 12 months after December 6th, may be performed at the option of the owner, in its entirety, either in accordance with the new code or the old code, provided that such work is commenced within 12 months after the date of issuance of the permit and is continuously carried to completion.

Where an applicant requests, after receipt of objections, that an application be re-examined under the code which was not used in the first examination, he shall be required to pay an additional fee to cover the cost of the second examination. Such fee shall be at least 30% of the total fee, and shall be not less than \$15.

In other words, many applicants may desire examination under both the new and the old code, so that the objections to the proposed work may be compared to see which would be more favorable for the proposed work. This would, of course, involve dual examination of applications by this department. If such dual examination is requested, the additional filing fee shall be required. The request for re-examination shall be submitted on an amendment form and shall be processed as an amendment.

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/signed/  
Thomas V. Burke  
Director of Operations

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