

**IN THE MATTER OF THE ENGINEERS AND GEOSCIENTISTS ACT
R.S.B.C., 1996, c. 116, as amended**

- and -

IN THE MATTER OF TERRENCE RICHARD HAIGH, P.Eng.

CONSENT ORDER

Dated for reference December 16, 2013.

WHEREAS Terrence (Terry) Richard Haigh, P.Eng. ("Mr. Haigh"), was served with a Notice of Inquiry dated July 25, 2013 that contained the following allegation:

AND TAKE NOTICE that the allegation against you is that contrary to the **Act**, you have demonstrated unprofessional conduct in your August 29, 2011 geotechnical engineering report for a property on : White Rock, British Columbia, and in your field inspections of the excavation at the same property on : White Rock, British Columbia on April 16 and 18, 2012 as follows:

1. August 29, 2011 Report
 - (a) insufficient test pit data and test pit depth;
 - (b) failure to investigate soils in slopes adjacent to the intended excavation;
 - (c) inadequate slope stability analysis of the intended excavation; and
 - (d) failure to properly undertake the tasks marked as undertaken by you in the Appendix D: Landslide Assessment Assurance Statement dated August 29, 2011 signed and submitted by you to the City of White Rock.

2. April 16 and 18, 2012 Field Inspections
 - (a) failure to properly assess the stability and safety of the north slope adjacent to the excavation generally, and specifically for worker entry.

AND WHEREAS the Association of Professional Engineers and Geoscientists of British Columbia ("Association") and Mr. Haigh wish to resolve this matter by consent in order to avoid the need for a disciplinary inquiry.

AND WHEREAS Mr. Haigh admits the allegation in the Notice of Inquiry.

THEREFORE by consent, this Order is hereby made, pursuant to the *Engineers and Geoscientists Act (Act)*, specifically s. 32.1:

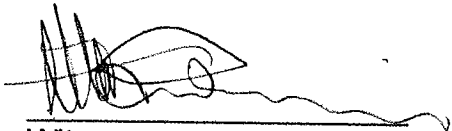
- (a) Mr. Haigh is hereby reprimanded;
- (b) Mr. Haigh will have a condition imposed on his membership in the Association that from the reference date of the Consent Order he not practice professional engineering except under the direct supervision of another member of the Association, approved in advance and in writing by the Registrar of the Association. The costs of this supervision are to be borne by Mr. Haigh. The supervising engineer must provide reports every 90 days to the Registrar about Mr. Haigh's work under supervision. This supervision will be for at least six months and will continue until:
 - 1. Mr. Haigh has successfully completed at his own expense any remedial education and/or training recommended by his supervising engineer and/or the Practice Review Committee; and
 - 2. the supervising engineer has confirmed in two successive reports to the Registrar, each report to relate to different projects, that Mr. Haigh's work product has met or exceeded all applicable geotechnical standards;
- (c) Mr. Haigh will be the subject of a general practice review by the Practice Review Committee, at his own expense. The estimated cost of the practice review is \$2,250.00 plus taxes and expenses. Mr. Haigh may also be the subject (at his own expense) of a technical practice review if so required by the Practice Review Committee. The practice reviews must be completed by August 31, 2014 unless additional time is required by the Practice Review Committee, in which case the deadline for completion of the practice review may be extended, at the discretion of the Practice Review Committee, to February 28, 2015. The estimated cost of the technical practice review is \$2,000.00 plus taxes and expenses;
- (d) Mr. Haigh shall pay within 60 days of the reference date of the Consent Order the sum of \$2,500.00 for the Association's legal and investigation costs;
- (e) Mr. Haigh will pay a fine to the Association of \$5,000.00, payable to the Association within 60 days of the reference date of the Consent Order; and
- (f) If the fine or costs in paragraphs (d) and (e) are not paid within the 60 days, Mr. Haigh's membership will be suspended until such time as all fines and costs are paid. If Mr. Haigh wishes to provide engineering services during the suspension under the direct supervision of a member of the Association such engineering services may only be provided if supervised by the supervisor

approved in paragraph (b). Any engineering services during the period of suspension will not be counted as part of the supervision period required by paragraph (b).

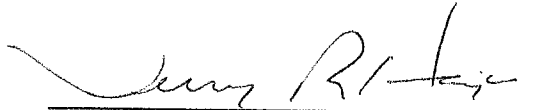

This Consent Order has the same force and effect as an Order made under section 33(2) of the *Act* and may be dealt with under section 34 of the *Act* if conditions in the Consent Order are not met.

The Association can, at its sole discretion, publish all or any part of this Consent Order, including posting on the Association website.

This Consent Order is approved and accepted by Mr. Haigh and a member of the Discipline Committee this 16th day of December, 2013.



Witness


Terrence R. (Terry) Haigh, P.Eng.
Paul Adams, P.Eng.
Chair, Discipline Committee