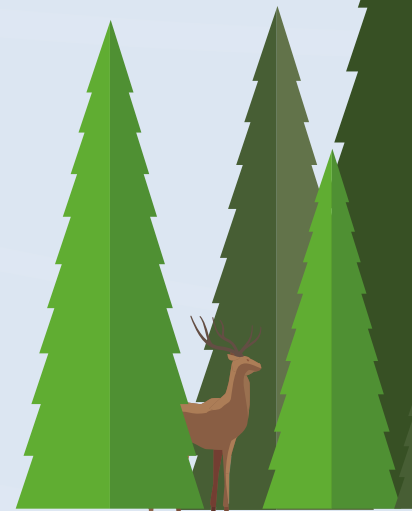
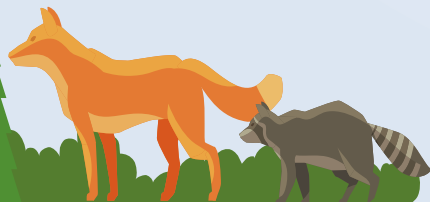


# Office Hours - 3

The PGA, ABCFP Bylaws and Professional Practice  
July 21, 2021

Mike Larock, RPF, *SAS*  
Director of Professional Practice and Forest Stewardship  
Association of BC Forest Professionals



## Our Schedule of Webinars

- May 19 – Bylaw 9: Code Standards 1 to 4  
*(1. Competence, 2. Independence, 3. Conflict of Interest, 4. Due Diligence)*
- May 26 – **Office Hours** *(A chance for Questions and Discussion)*
- June 9 – Bylaw 5 to 8 *(Registration, Certification, Trainees, Use of Seal)*
- June 16 – Bylaw 9: Code Standards 5 to 9  
*(5. Integrity, 6. Forest Stewardship, 7. Safety, 8. Professionalism, 9. Reporting)*
- June 23 – **Office Hours** *(A chance for Questions and Discussion)*
- July 7 – Bylaw 10 and 11 *(Continuing Professional Development; Audits and Practice Reviews)*
- July 14 – Bylaw 12 – 15 *(Complaints, Investigations, Discipline)*
- July 21 - Office Hours** *(A chance for Questions and Discussion)*



# Attending Webinar Today

- ✓ **Rebecca Freedman, Director, OSPG**
- ✓ **Kate Haines, Director, OSPG**
- ✓ **Jason Herbert, LLB, partner, DLA Piper**
- ✓ **Casey Macaulay, RPF Registrar & Director of Act Compliance**
- ✓ **Paul Nuttall RPF, Deputy Director Stewardship and Engagement**
- ✓ **Troy Lee, Manager, Member Competence & Engagement**
- ✓ **Sinead Coffey, Technical and Administrative Assistant**



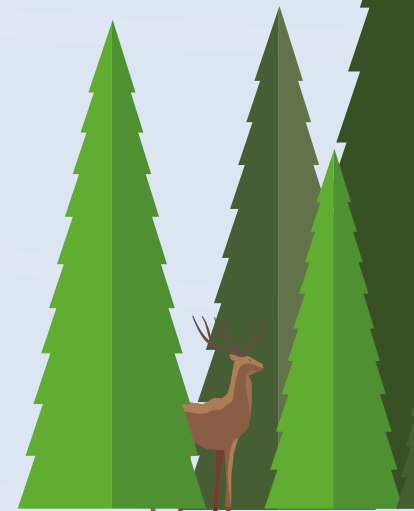
# The Plan



*Informal conversation about,*

- Regulated and Reserved Practice
- The Office of the Superintendent of Professional Governance
- Reporting Obligation

*...questions, conversation ...*



# The PRACTICE OF PROFESSIONAL FORESTRY and RESERVED FORESTRY PRACTICE



The Practice of Professional Forestry is defined in the Forest Professional regulation.

- (a) advice or services in relation to trees, forests, forest lands, forest resources, forest transportation systems or forest ecosystems, or*
- (b) advice or services that are ancillary to those described above. **New***

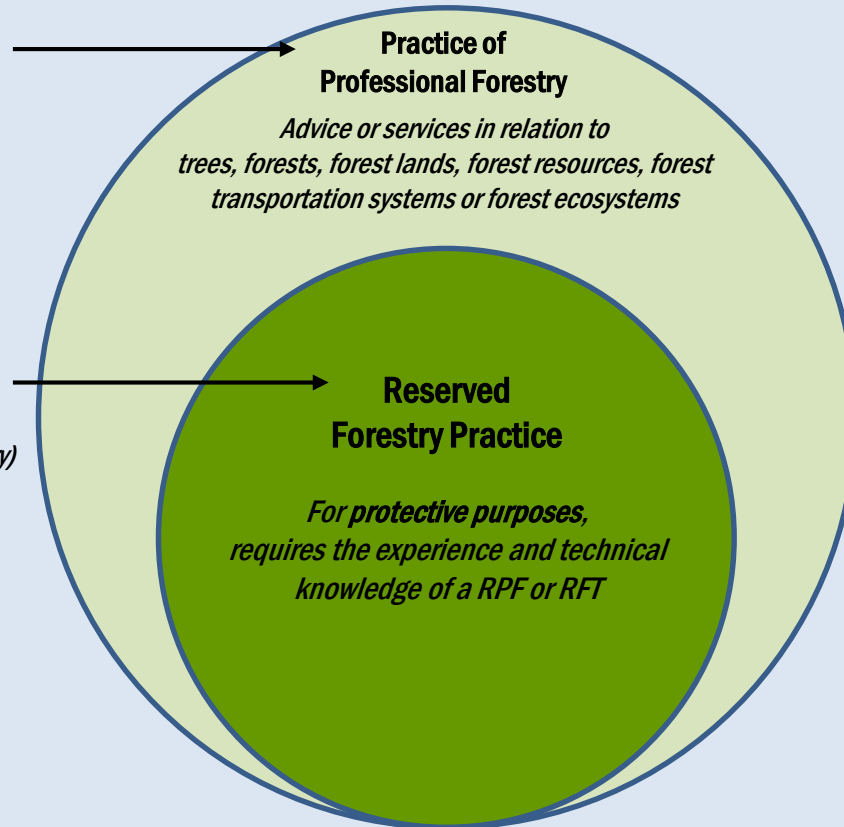
**Reserved practice** in professional forestry is a sub-set of regulated practice and is

- (1) as it relates to matters that, having regard to the **protective purposes**, require the experience and technical knowledge of a professional forester or registered forest technologist, is a reserved practice that may only be carried out by or under the supervision of a registrant.*
- (2) The reserved practice includes the practice of professional forestry in the Foresters Act SBC 2003*

*(previously the practice of forestry)*

# The PRACTICE OF PROFESSIONAL FORESTRY and RESERVED FORESTRY PRACTICE

New practice of professional forestry



Reserved practice  
is a sub-set  
of regulated practice

*(previously the practice of forestry)*

# The PRACTICE OF PROFESSIONAL FORESTRY and RESERVED FORESTRY PRACTICE

Practice of Professional Forestry



## Practice of Professional Forestry

*Advice or services in relation to  
trees, forests, forest lands, forest resources, forest  
transportation systems or forest ecosystems*

Reserved practice



## Reserved Forestry Practice

*For protective purposes,  
requires the experience and technical  
knowledge of a RPF or RFT*

Example

Road Foreman:

- *Following a plan and procedures*
- *Changes required*

*A) kind of equipment and persons,  
Practice of professional forestry  
or*

*B) alignment and excessive water flow.  
RESERVED PRACTICE*

Example

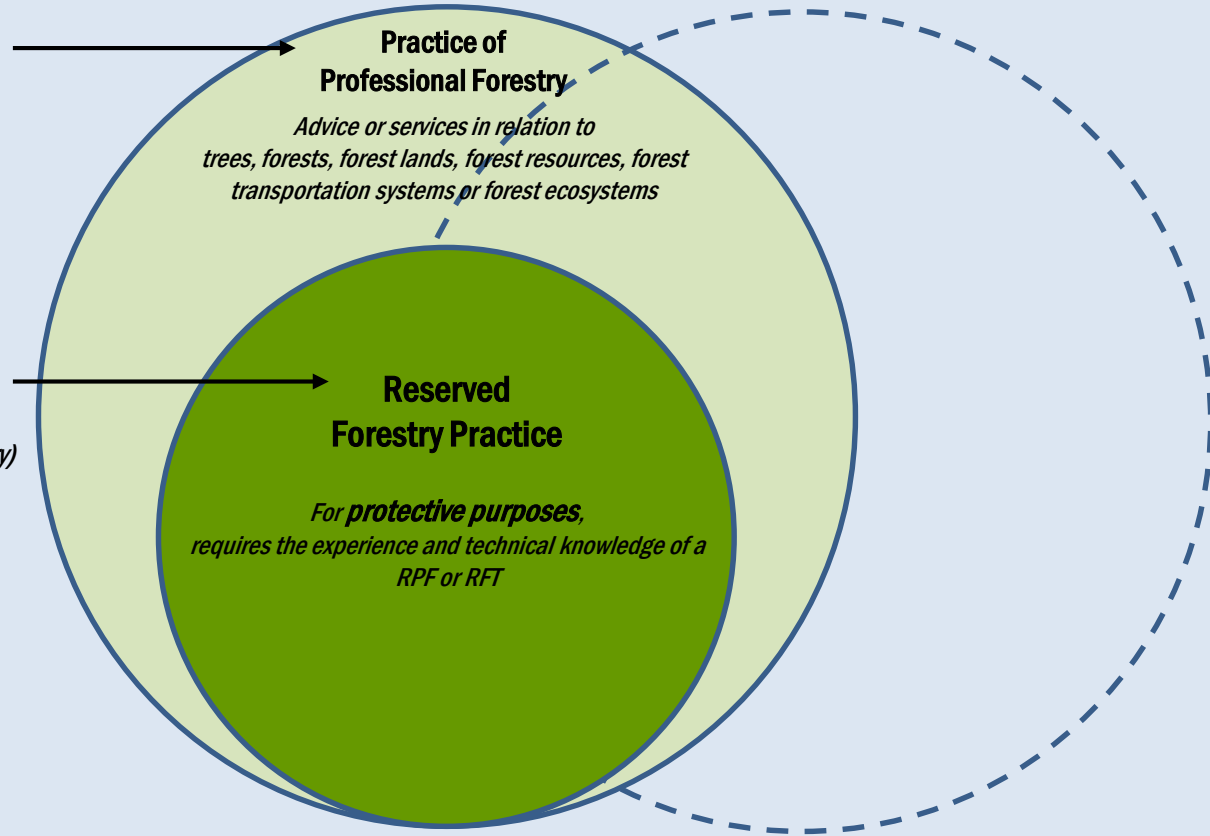
Coordinating Registered Professional:

- *Developing the plan and procedures*
- *Changes required*

*RESERVED PRACTICE*

# The PRACTICE OF PROFESSIONAL FORESTRY and RESERVED FORESTRY PRACTICE

New practice of professional forestry



Reserved practice  
is a sub-set  
of regulated practice

*(previously the practice of forestry)*



# Office of the Superintendent of Professional Governance

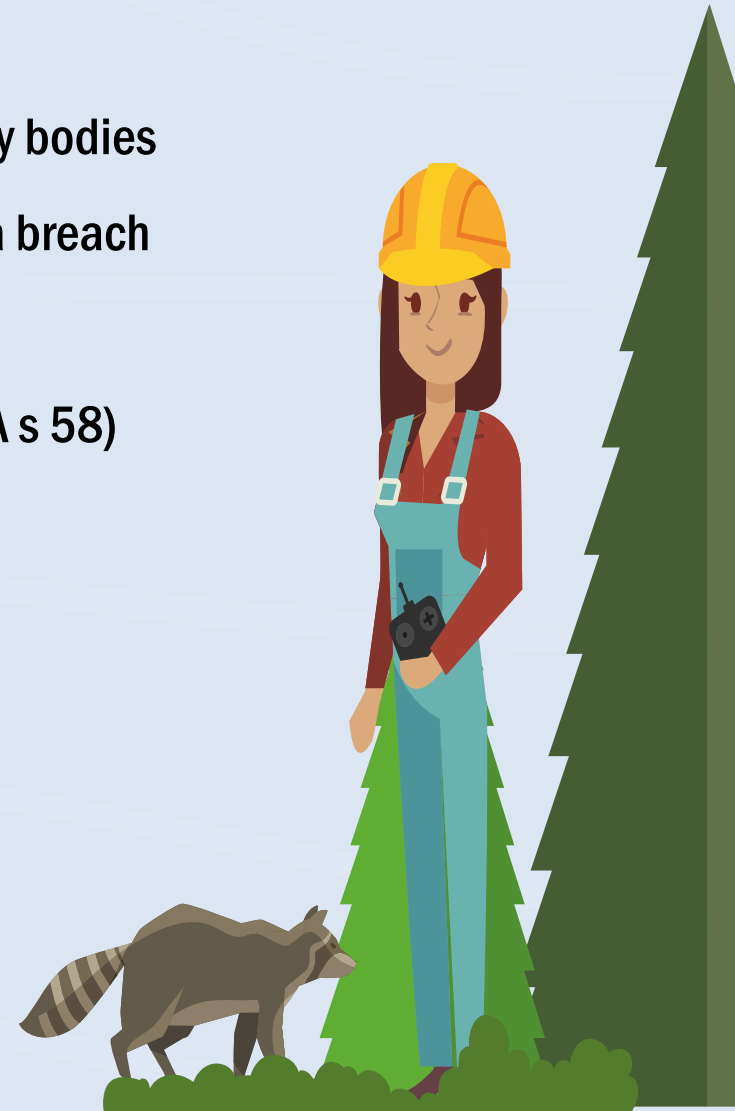
- **OSPG**
- **Rebecca Freedman, Director, OSPG**
- **Kate Haines, Director, OSPG**



Jason Herbert LLB DLA Piper

## It seems I have two Reporting Obligations, which do I do first?

- *Ethical Obligation* owed to the professional regulatory bodies
  - Positive obligation to act; may be discipline for a breach
- *Statutory Obligation* of registrant under the PGA (PGA s 58)
  - Requirement; Offence under sec 106
  - Protection under sec 103



# Code Standard 9 - Reporting

Report	Std 9(a)	Std 9(b)	Std 9(c)
1. To Who	<ul style="list-style-type: none"> <li>* ABCFP</li> <li>* Any other appropriate authority</li> </ul>	<ul style="list-style-type: none"> <li>* Other Regulatory Body</li> <li>* Any other appropriate authority</li> </ul>	<ul style="list-style-type: none"> <li>* ABCFP</li> </ul>
2. About What	Continued practice of professional forestry	Continued regulated practice of that profession	Identified Concern about practice, conduct or competence
3. By Who	Another registrant	Another registrant	Another registrant
4. Test	Might pose a risk of significant harm	Might pose a risk of significant harm	Not resolved in 6 (c) or 8 (e)

# Duty to Report

## S. 58 duty in PGA

- Trigger - significant harm to the environment, or to the health and safety of the public
- Conditions
  - Reasonable and probable grounds to believe
  - Identified registrant
  - Engaged in a regulated practice in a manner
- Direction
  - Report to the registrar of the applicable profession

# Reporting Obligation

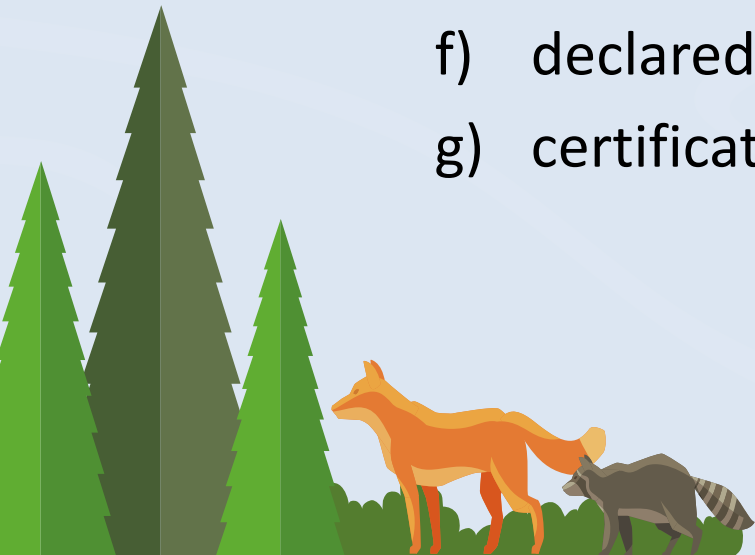
## Code Standard 9

- Trigger - significant harm to the environment, or to the health and safety of the public
- Conditions
  - Reasonable and probable grounds to believe
  - Continued practice of professional forestry
  - by a registrant (including firm, employer)
- Direction
  - Report to profession
  - Any other appropriate authority

# ABCFP Register

## - New Requirements of Public Disclosure

- a) registration number
- b) date of registration
- c) municipality of residence
- d) business address and telephone
- e) employer
- f) declared practice areas
- g) certifications



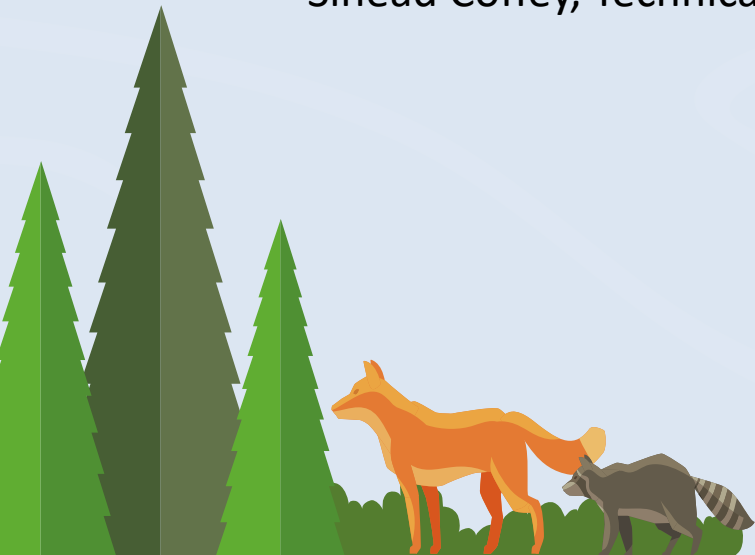
# Questions??

## ABC FP staff or Guests



# Thank you!

- ✓ Rebecca Freedman, Director, OSPG
- ✓ Kate Haines, Director, OSPG
- ✓ Jason Herbert LLB, partner, DLA Piper
  
- ✓ Casey Macaulay, RPF Registrar & Director of Act Compliance
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For more information, contact the Professional Practice and Forest Stewardship Team

- [www.abcfp.ca](http://www.abcfp.ca)
- [mlarock@abcfp.ca](mailto:mlarock@abcfp.ca)