

IN THE MATTER OF THE ENGINEERS AND GEOSCIENTISTS ACT
R.S.B.C. 1996, CHAPTER 116

and

IN THE MATTER OF PATRICK TRIGGS, P. Eng.

APEGBC File No.: T14-059 and T16-030

CONSENT ORDER

Agreement Statement of Facts

1. On March 6, 2017, the Association of Professional Engineers and Geoscientists of the Province of British Columbia ("**APEGBC**"), pursuant to section 32 of the *Engineers and Geoscientists Act*, R.S.B.C. 1996, Chapter 116 (the "**Act**"), served on Patrick Triggs, P.Eng. ("**Mr. Triggs**") the following:
 - (i) Notice of Inquiry dated February 28, 2017 for File No. T14-059; and (the "**T14-059 Notice of Inquiry**")
 - (ii) Notice of Inquiry dated February 26, 2017 for File No. T16-030. (the "**T16-030 Notice of Inquiry**")

The T14-059 Disciplinary Proceeding

2. Mr. Triggs admits that, at various times between January 2008 to July 2014, he demonstrated unprofessional conduct and breached APEGBC Bylaw 14(b)(4) in his provision of structural engineering services in respect of two construction projects located on Dallas Drive and Dunbar Drive in the City of Kamloops, in British Columbia, by reason of the following:
 - (a) he failed to set out adequate detail in the structural designs that he provided; and
 - (b) he failed to arrange for the completion of an independent review of each of his structural designs in accordance with the requirements of APEGBC Bylaw 14(b)(4).
3. Mr. Triggs admits that, at various times between February 2011 to December 2013, he demonstrated unprofessional conduct and breached APEGBC Bylaw 14(b)(3) in his provision of geotechnical engineering services in respect of four construction projects located on Dunbar Drive, Grasslands Boulevard, Woodrush Court, and Cheakamus Drive, in the City of Kamloops, in British Columbia, by reason of his failure to document field reviews during the period of construction.

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The T16-030 Disciplinary Proceeding

4. Mr. Triggs admits he demonstrated unprofessional conduct and that he breached principle 7 of the APEGBC *Code of Ethics* by reason of his failure to respond to a client during the period from August 2015 to November 2016.

Disciplinary History

5. In September 2016, Mr. Triggs admitted disciplinary sanctions in a prior disciplinary proceeding, which was resolved by way of a consent order dated for reference September 30, 2016 (the "**September 2016 Consent Order**")
6. In the September 2016 Consent Order, Mr. Triggs admitted to preparing and issuing a report that purported to provide a flood hazard assessment for a property located in Mount Robson, British Columbia, in circumstances in which he was not qualified by training or experience to provide geotechnical analysis or hydraulic analysis for a flood hazard assessment.
7. Under the September 2016 Consent Order:
- (a) Mr. Triggs was suspended for three months, from September 30, 2016 to December 30, 2016;
 - (b) Mr. Triggs was ordered to pay \$3,000 to APEGBC as a contribution to APEGBC's costs; and
 - (c) Mr. Triggs was ordered to restrict his practice by refraining from:
 - (i) preparing flood hazard assessments reports;
 - (ii) providing advice or services to any person in relation to flood hazards; and
 - (iii) practising in the disciplines of hydrogeology and hydrology.
8. In January 2017, Mr. Triggs returned to the practice of professional engineering following the end of the three month suspension imposed by the September 2016 Consent Order, and prior to his return to practice, he paid APEGBC \$3,000 in accordance with the monetary order set out in the September 2016 Consent Order

Admissions

9. Mr. Triggs admits the allegations contained in the T14-059 Notice of Inquiry and the T16-030 Notice of Inquiry, to the extent as set out at paragraphs 2 to 4 above.

Disposition

10. This Order is made pursuant to section 32.1 of the Act.

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11. Mr. Triggs' membership in APEGBC is cancelled effective May 1, 2017 (the "**Date of Cancellation**").
12. During the period from the date of the execution of this Consent Order to the Date of Cancellation, Mr. Triggs will:
 - (a) make reasonable arrangements for the orderly transfer of his ongoing professional engineering project files to other professional engineers;
 - (b) refrain from executing Schedule "B" Letters of Assurance under the *British Columbia Building Code*; and
 - (c) refrain from formally signing and sealing "issued for construction" engineering design drawings.
13. By the Date of Cancellation, Mr. Triggs will deliver to APEGBC all seals and stamps previously issued by APEGBC to him pursuant to section 20(6)(b) of the Act, which bear his name and the words "Professional Engineer, Province of British Columbia".
14. By the Date of Cancellation, Mr. Triggs will pay \$7,000 to APEGBC as a contribution to APEGBC's costs.


Consequences of the Consent Order

15. The full text or a summary of this Consent Order will be published by APEGBC in print and electronic publications including on APEGBC's website.
16. 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.
17. Mr. Triggs agrees that he has had the benefit of independent legal advice regarding this Consent Order.
18. APEGBC and Mr. Triggs agree that this Consent Order may be executed in counterparts and delivered as an electronic document.

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This Consent Order is approved and accepted by Mr. Triggs and the members of the Discipline Committee Review Panel this 13 day of April, 2017.




Signature of Patrick Triggs, P. Eng.

Karen Clark.

Name of Witness



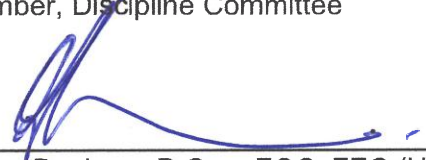
Signature of Witness



Paul Adams, P.Eng, FEC
Member, Discipline Committee



Colin Smith, P.Eng, FEC, FGC (Hon)
Member, Discipline Committee



Oliver Bonham, P.Geo, FGC, FEC (Hon)
Member, Discipline Committee

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