



File 009-01

Allegation:

The subject members engaged in professional misconduct while undertaking a Riparian Areas Assessment under the Riparian Areas Regulation.

Decision:

After full and careful consideration of the material contained in the file, the complaint was dismissed. Although the assessment performed by the subject members appeared to meet the requirements of the regulation, an assessment conducted by a different professional resulted in a different determination of a high water mark. On review, the professionals on the file agreed that the difference in determination was due to a difference in professional opinion and the professionals on the file are working together to ensure an appropriate approach for the subject property.

The Committee accepts that difference in result can be due to difference in opinion as opposed to deficient practice. In this particular situation, all of the professionals on the file appear to have conducted themselves and their practice in a professional and appropriate manner.

Postscript:

Members must demonstrate respectful regard for the practice and opinions of other professionals. Having respectful regard does not require agreement with or acceptance of their opinions, conduct or work. When a member finds themselves in a position where there is a disagreement over interpretations of data and facts a one to one communication with the other professional will often solve the issue.