

## Investigation Committee

A. E. Ball (Chair )	R. M. Lemoine (Joined Council December, 2008)
R. R. D. Brodeur	E. I. Lexier
D. G. Chapman	R. N. Matthews (Joined February 5, 2009)
D. E. Cross	A. J. Pollard (Vice-Chair)
J. R. C. Doering	J. B. Smith
A. F. Eshmade	S. L. Ursel
M. B. Gibson (Lay Representative)	
D. G. Hodgkinson	
L. N. Kavanagh (Resigned April 28, 2009)	

The Investigation Committee is involved in the investigation of complaints and concerns received from both the public and members of the Association, as well as to consider questions on professional conduct received from Association members. The actions of the Committee are conducted under the authority of Part 9 of The Engineering and Geoscientific Professions Act and are supplemented by the Association's By-Law 15 and the Code of Ethics for the Practice of Professional Engineering & Professional Geoscience. During the twelve months ending June 30, 2009, the Committee held nine meetings. In addition, numerous sub-committee meetings were held to review the various complaints, concerns, and questions received. A total of 19 files were reviewed, of which five were carried over from the previous year, and 14 were new complaints or concerns.

Of the five files carried over from the previous year, three are now closed and two are on-going. Two of the now closed investigations were against the same member and are in the process of being sent on to the Discipline Committee. The other now closed file carried over from the previous year was related to unskilled practice. This complaint was dismissed. The two files from the previous year that are on-going involve complaints of unskilled practice and unprofessional conduct.

Of the 14 complaints or concerns received over the 12 months ending June 30, 2009, three were dismissed based on the complainants' submissions and 11 led to formal investigations. Three of the formal investigations have been dismissed. One dismissal was a complaint of unethical conduct and unskilled practice with relation to the preparation of a report that was determined to be a matter of miscommunication. Another dismissal was a complaint of unethical conduct in the management of private information where the member was determined to have followed established protocol. The third dismissal was a complaint of unethical conduct that was determined to be a contractual matter.

Two of the on-going files involve the same member. One of these two, related to the member's involvement in the review of another member's design, was

initiated by the Investigation Committee and the other was a complaint of unskilled practice. The remaining on-going investigations involve complaints of unskilled practice, injuring the reputation of another practitioner (Canon 5.5), expressing an opinion without being qualified to do so (Canon 2.7), and allowing publication of a report in a manner which might mislead (Canon 2.6).

In December of 2008, R.M. Lemoine joined Council, which renders him unavailable for participation in any new investigations. Mr. Lemoine continues to participate solely as chair of the subcommittee for one of the on-going investigations. In February of 2009, R.N. Matthews joined the Investigation Committee. In April of 2009, L.N. Kavanagh resigned from the Investigation Committee with hopes of returning to participate in the future.