

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

- and -

OCT 23 2009

IN THE MATTER OF DIETER P. SCHULZ, P.ENG.

CONSENT ORDER

Dated for reference October 30, 2009.

WHEREAS Dieter P. Schulz, P.Eng. ("Dieter Schulz") was served with a Notice of Inquiry that alleged:

That he was in breach of the Engineers and Geoscientists Act, RSBC 1979, Chapter 109, as amended (the "Act") and Code of Ethics of the Association, specifically, that he demonstrated incompetence, negligence or unprofessional conduct regarding his involvement in a landfill project at [REDACTED] B.C. in that contrary to section 2 of the Code of Ethics he was practising professional engineering in an area for which he was not qualified by training or experience.

AND WHEREAS Dieter Schulz entered into an agreement with The Association of Professional Engineers and Geoscientists of the Province of British Columbia (the "Association") dated October 1, 1992 (the "Stipulated Order") whereby he admitted the allegation in the Notice of Inquiry and agreed to certain penalties.

AND WHEREAS Dieter Schulz's membership in the Association was subject to a condition that he not practice geotechnical engineering, pursuant to the terms of the Stipulated Order.

AND WHEREAS the enforceability of the Stipulated Order has been challenged in other proceedings.


AND WHEREAS the Association and Dieter Schulz wish to give legal effect to the practice restriction in the Stipulated Order.

AND WHEREAS the Association and Dieter Schulz wish to resolve this matter by consent in order to avoid the need for a disciplinary inquiry.

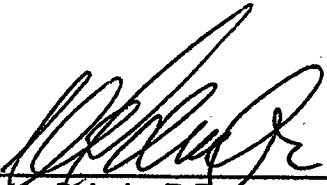
THEREFORE by consent, this Order is hereby made, pursuant to the *Engineers and Geoscientists Act*, R.S.B.C. 1996, c. 116 as amended ("Act"), specifically s. 32.1.

1. Dieter Schulz admits the allegation of unprofessional conduct set out in the Notice of Inquiry.
2. Dieter Schulz's penalty for this unprofessional conduct is as follows:
 - a) Dieter Schulz's membership in the Association is subject to a condition that he not practice geotechnical engineering.


This Consent Order is approved and accepted by Dieter Schulz and a member of the Discipline Committee this 30 day of OCTOBER 2009.




Witness



Dieter Schulz, P.Eng.



Witness
Geoff Thiele



Roy Wares, P.Eng.
Chair, Discipline Committee