

**IN THE MATTER OF
THE ENGINEERS AND GEOSCIENTISTS ACT,
R.S.B.C. 1996, chapter 116, as amended (the “Act”)**

and

**IN THE MATTER OF AHMED RAZA SYED, P. Eng.
APEGBC File No. T16-038 and T16-080**

**DECISION OF THE DISCIPLINE COMMITTEE
ON APPLICATION**

Hearing Date:	By Written Submissions
Discipline Committee Panel:	Oliver Bonham, P. Geo., Chair, Ed Bird, P. Eng., Christopher Arthur, P. Eng.
Counsel for the Association:	David Volk
Counsel for the Member:	Mr. Syed is not represented by legal counsel

1. This panel of the Discipline Committee (the “Panel”) of the Association of Professional Engineers and Geoscientists of British Columbia (the “Association”), doing business as Engineers and Geoscientists BC was reappointed by the Chair of the Discipline Committee for the purposes of considering an application by Mr. Syed to extend the time for fulfilment of orders made at the conclusion of disciplinary proceedings by this Panel in a Decision and Order dated February 5, 2018.

2. On 18 September 2017, this Panel found that Mr. Syed had not complied with his obligations as a member to respond to the requests of the Association and that he had breached the Code of Ethics.

3. The Panel made the following orders in its Decision and Order dated February 5, 2018.

21. For the reasons set out above the Panel orders as follows:

a) That Mr. Syed pay a fine the Association in the amount of \$5,000.

b) That Mr. Syed be required to complete and pass the Professional Practice Examination of the Association and provide written notice to the Association that he has done so;

c) That Mr. Syed be required to complete the Professional Engineering and Geoscience Practice in BC Online Seminar [herein, the "Online Seminar"] and provide written notice to the Association that he has done so;

d) That Mr. Syed pay costs to the Association in the amount of \$7,500.

e) If Mr. Syed does not fulfil the requirements of paragraphs a), b), c) and d) by 31 May 2018, his membership in the Association will be suspended until he has done so.

4. By email of May 6, 2018 to the Association, Mr. Syed asked that the Association extend the time for fulfilment of these orders. He wrote:

"I request the Association to extend professional practice exam plus seminar compliance requirement date until professional practice exam result for June, 2018 and for payment of fine plus cost until August 31, 2018."

5. Mr. Syed explained:

"I have registered for professional practice online seminar and professional practice examination going to be held in June 12, 2018. The Association asked me to complete the requirements before May 31, 2018. Unfortunately I could not register for earlier date and could register for the date June 12, 2018. I am also facing financial hardship to pay out Association fine and cost before May 31, 2018."

6. Counsel for the Association forwarded Mr. Syed's email to counsel for the Panel, along with a letter dated May 9, 2018, copied to Mr. Syed. The letter stated that the Association does not oppose an extension of the time for payment of the fine and costs, but opposes an extension of the time for completion of the Professional Practice Examination and the Online Seminar. Counsel noted that Mr. Syed could have registered and completed the Examination when it was previously scheduled in April, 2018. As well, counsel wrote that the Online Seminar is a self-paced course that takes 8-10 hours to complete and is not dependent on completion of the Examination. Counsel submitted that in the absence of a compelling reason provided by Mr. Syed, no extension should be granted for these two aspects of the order made.

7. Counsel for the Panel invited Mr. Syed to provide any further material that he wished the Panel to consider. Mr. Syed then provided further emails on May 17 and 22, 2018 stating that he can arrange to pay the \$5000 in costs by May 31, 2018 and has completed the Online Seminar.

8. As a result, Mr. Syed is seeking an extension for the time for completion of the Professional Practice Examination and the payment of costs only. We presume he continues to seek the extension to August 31, 2018.

9. It is the Panel's view that Mr. Syed had more than enough time to arrange his affairs to take the Professional Practice Examination in compliance with the Panel's order. The Panel is therefore not prepared to grant this extension.

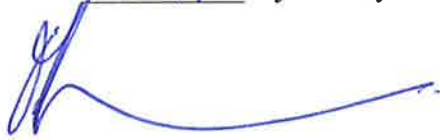
10. Mr. Syed therefore remains subject to the order that, by May 31, 2018, he must "complete and passes the Professional Practice Examination and provide written notice to the Association that he has done so".

11. It appears that Mr. Syed will be suspended at the end of this month. He may undertake the Examination during his suspension.

12. In light of the fact that Mr. Syed has made some progress in fulfilment of the Panel's prior orders and in light of the position taken by the Association, the Panel is however prepared to extend the time for payment of the costs of \$7,500 to August 31, 2018, and so orders.

13. The Panel notified Mr. Syed of its decision on this application through the Panel's counsel on May 23, 2018. These written reasons confirm and set out the basis for the Panel's decision.

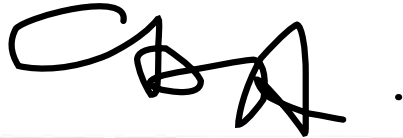
DATED this 24th day of May, 2018.



Oliver Bonham, P. Geo., Chair



Ed Bird, P. Eng.



Christopher Arthur, P. Eng.