

CONSENT ORDER

Made pursuant to s. 73(2) of the *Professional Governance Act*, S.B.C. 2018, c. 47

IN THE MATTER OF:

THE COLLEGE OF APPLIED BIOLOGISTS

and

VITALI OSTROOUMOV (Sr.), RPBio #2046

Background

1. In April 2023, the College of Applied Biologists (the "College") received a complaint regarding Vitali Ostrooumov (Sr.). The complaint alleged that there were deficiencies in Mr. Ostrooumov's preparation of nine Riparian Areas Protection Regulation ("RAPR") assessment files and their associated RAPR assessment reports, along with two Conditions and Impact Assessment reports.
2. On August 12, 2023, a subject matter expert engaged by the Investigation Committee of the College produced a report evaluating the complaint, which found that some of the concerns in the complaint were substantiated.
3. Mr. Ostrooumov agrees that in conducting the work that was the subject of the complaint he failed to meet the standard of care set out in Schedule 1 of the *College Bylaws* (the Code of Ethics and Professional Conduct), which constitutes professional misconduct.
4. The Investigation Committee and Mr. Ostrooumov have agreed to the terms of this consent order with respect to the complaint, pursuant to s. 73(2) of the *Professional Governance Act*, S.B.C. 2018, c. 47 (the "Act") and s. 9-17 of the *College Bylaws*.

Disposition

5. The College has proposed, and Mr. Ostrooumov has agreed, that:
 - a. Mr. Ostrooumov will complete the RAPR Methods course through Vancouver Island University at the earliest opportunity available and provide the College with documentation confirming completion of the course.
 - b. Mr. Ostrooumov will review the following to ensure that he is familiar with RAPR requirements:
 - i. *Riparian Areas Protection Act*, S.B.C. 1997, c. 21;
 - ii. *Riparian Areas Protection Regulation*, B.C. Reg. 178/2019;

- iii. BC Ministry of Forests, Lands, Natural Resource Operations, and Rural Development, "Riparian Areas Protection Regulation Technical Assessment Manual V1.1" (November, 2019);
 - iv. All of the information found at the links provided on the B.C. government website "Preparing Riparian Areas Protection Regulation (RAPR) Assessment reports" (last updated April 25, 2022) (<https://www2.gov.bc.ca/gov/content/environment/plants-animals-ecosystems/fish/aquatic-habitat-management/riparian-areas-regulation/qep-resources/preparing-rar-reports>).
- c. Mr. Ostrooumov will confirm to the College in writing when he has completed the review in 5(b) above.
 - d. All of Mr. Ostrooumov's in-progress RAPR submissions must be reviewed and approved by another qualified professional when complete until such time as he has completed the items in 5(a)-(c) above.
 - e. Mr. Ostrooumov will not initiate any new projects requiring submissions under RAPR until items 5(a)-(c) have been completed, and the College has confirmed he may initiate new RAPR projects.
 - f. Within 12 months of completing items 5(a)-(c), Mr. Ostrooumov agrees to undergo a practice review conducted by the Audit and Practice Review Committee and to pay the costs associated with the practice review, the timing and process of which will be determined by the Audit and Practice Review Committee.
6. Mr. Ostrooumov agrees that the College has recommended that he receive independent legal advice regarding this Consent Order and that the College has given him the opportunity to obtain independent legal advice.

DATED at the City of Victoria, in the Province of British Columbia, this 4 day of June 2024.

Deub S.B. Vitale
 Vitali Ostrooumov (Sr.), PhD, RPBio #2046
 OSTROUMOV


 Name of Witness

Isakov
 Signature

The Investigation Committee of the
College of Applied Biologists


Mel Kotyk (Jun 17 '24 19:08 PDT)

Per: Mel Kotyk, Chair