



ENGINEERS &
GEOSCIENTISTS
BRITISH COLUMBIA

IN THE MATTER OF THE *PROFESSIONAL GOVERNANCE ACT*
S.B.C. 2018, CHAPTER 47

and

IN THE MATTER OF DONALD (DON) WAYNE DEAL JR. (FORMER LICENCE #: 207558)

ENGINEERS AND GEOSCIENTISTS BC FILE NO. T22-059

CONSENT ORDER

Background

1. On January 27, 2022, pursuant to section 66(1) of the *Professional Governance Act*, S.B.C. 2018 c. 47 (the “PGA”), the appointed Investigation Subcommittee of the Association of Professional Engineers and Geoscientists of the Province of British Columbia, doing business as Engineers and Geoscientists BC, issued an investigation report (the “Report”) regarding Mr. Donald (Don) Wayne Deal Jr. The Report was provided to the Investigation Committee pursuant to section 9.7.6(1) of the current Bylaws of Engineers and Geoscientists BC.
2. The Report concerns Mr. Deal’s engineering services between approximately February 20, 2019, and May 28, 2019 with respect to his authentication of two Letters of Assurance – Schedule B and drawings for the structural design of grain silo infrastructure for an export facility in North Vancouver (the “Silo”).
3. Mr. Deal was granted Non-Resident licensure as a Professional Engineer with Engineers and Geoscientists BC on November 7, 2018. On March 9, 2020, Mr. Deal resigned his registration with Engineers and Geoscientists BC. As a result, Mr. Deal is no longer permitted to practice engineering in British Columbia.

4. On April 30, 2026, the Investigation Committee appointed a Resolution Subcommittee to attempt to resolve the file by means of a Consent Order.
5. The Investigation Committee and Mr. Deal wish to resolve this matter by consent pursuant to section 73(2) of the *PGA* to avoid the need for a disciplinary hearing.
6. Mr. Deal consents to the disposition set out below.

Legislation

7. On February 5, 2021, the *Engineers and Geoscientists Act*, R.S.B.C. 1996, c. 116 (the “*EGA*”) was repealed and replaced by the *PGA*.
8. Mr. Deal’s conduct took place at a time when the *EGA* was in force. As a result, the conduct in question is considered pursuant to section 30(9)(b) and (c) of the *EGA*, the Bylaws of Engineers and Geoscientists BC as they stood at the time, and the Engineers and Geoscientists BC Code of Ethics as it then was (the “Code of Ethics”) under the *EGA*.
9. Pursuant to sections 35(2) and 36(1)(c) of the *Interpretation Act*, R.S.B.C. 1996, c. 238, investigations commenced under the *EGA* carry on procedurally under the *PGA*.

Admissions

10. Mr. Deal admits that he demonstrated unprofessional conduct in relation to his conduct as described in paragraph 2 as follows:
 - a. he took responsibility for the structural components of the Silo when he authenticated two Letters of Assurance - Schedule B entitled “Assurance of Professional Design and Commitment for Field Review” for the Silo on February 20, 2019, and on March 28, 2019, when he had inadequate knowledge of the Silo designs.
 - b. he inappropriately authenticated two drawings pertaining to the structural design of the Silo as the Responsible Professional of Record that were submitted to the District of North Vancouver for building permit approval. The first drawing, entitled “Westeel Model 4820H45 Externally Stiffened Bin” was authenticated on May 22, 2019, and the second drawing entitled “Westeel Model 3616H37 Externally Stiffened Bin” was authenticated on November 20, 2019. Mr. Deal admits that he:
 - i. was not involved in preparing the structural design for the Silo and that he did not delegate preparation of the design to a subordinate under his direct supervision; and

- ii. failed to authenticate the portion of the drawing designs that related to structural design or to delineate the extent of his professional responsibility for each drawing;
 - c. on May 23, 2019 he authenticated a document entitled “Professional Engineer Sealed Installation Instructions for Standard Grain Bin Configurations” without adequate professional experience and familiarity with the structural design of the Silo. In addition, he failed to delineate the extent of his professional responsibility for each drawing.
 - d. On May 23, 2019, he authenticated instruction manuals for permitting pertaining to the Silo entitled “3616H37 Grain Bin”, “4820H45 Grain Bin,” “4820H45 Hopper Bottom,” and “4820H45 Structured Roof” without adequate professional experience and familiarity with the structural design of the Silo.
11. The conduct set out above at paragraph 10 is contrary to section 20(9) of the *EGA* which required that a member receiving a seal or stamp under that section must use it, with signature and date, to seal or stamp estimates, specifications, reports, documents, plans or things that have been prepared and delivered by the member or licensee in the member’s or licensee’s professional capacity or that have been prepared and delivered under the member’s or licensee’s direct supervision.
12. The conduct set out above at paragraph 10 is contrary to section 14(a)(1) of the Code of Ethics, which required that all members and licensees to hold paramount the safety, health and welfare of the public, the protection of the environment and promote health and safety within the workplace.
13. The conduct set out above at paragraphs 10(b)(ii) and 10(c) is contrary to section 3.4.3.1 of the Engineers and Geoscientists BC Quality Management Guidelines, *Use of Seal*, v2.0, effective December 4, 2017, which states that if more than one engineering and/or geoscience discipline is included in one document, the Engineering/Geoscience Professional for each discipline must seal the portion of document for that specific discipline and qualify the extent of his or her responsibility.

Disposition

14. By consent, this Consent Order is made pursuant to section 73 of the *PGA*.
15. Mr. Deal’s registration with Engineers and Geoscientists BC is cancelled effective the date of this Consent Order and he is prohibited from practicing engineering in British Columbia.
16. Mr. Deal is prohibited from applying to reinstate his registration with Engineers and Geoscientists BC for a period of two years beginning from the date of execution of this Consent Order.

17. If at any time Mr. Deal applies for reinstatement of his registration with Engineers and Geoscientists BC, he must re-apply, at his own expense, as if he were a first time applicant for the P.Eng. designation, and meet all eligibility requirements per the Bylaws of Engineers and Geoscientists BC at the time of application, this may include:
 - a. the academic requirements;
 - b. the experience requirements, including demonstration of a minimum of four years of satisfactory engineering work experience through the completion of a competency self-assessment and the provision of at least four validators who have first-hand knowledge of the reported work;
 - c. legal and ethical requirements, including successfully completing the National Professional Practice Examination, and the Professional Engineering and Geoscience Practice in BC Online Seminar, as amended from time to time;
 - d. English language competence;
 - e. good character and repute requirements; and
 - f. any other requirements deemed necessary by the Credentials Committee.
18. Prior to Mr. Deal's registration with Engineers and Geoscientists BC being reinstated, he agrees to pay costs in the amount of \$2,000 to Engineers and Geoscientists BC as a contribution towards the legal costs incurred in this matter.
19. If Mr. Deal's registration with Engineers and Geoscientists BC is successfully reinstated at any time in the future, he agrees that six months after he is reinstated, he will undergo a practice review conducted by the Audit and Practice Review Committee, at his own expense (the "Practice Review"). The precise timing and process of the Practice Review will be determined by the Audit and Practice Review Committee.
20. In the event that Mr. Deal fails to comply with any of the terms of this Consent Order, he will be prohibited from applying for reinstatement of his registration with Engineers and Geoscientists BC until every default has been remedied in accordance with the terms of this Consent Order.

Consequences of the Consent Order

21. The full text of this Consent Order will be published on the website of Engineers and Geoscientists BC, and a summary will be published in print and electronic publications, including in public communications.
22. This Consent Order has the same force and effect as an Order made or penalty imposed under section 75(6) of the *PGA*.

23. Mr. Deal acknowledges that he has had the opportunity to receive independent legal advice concerning the contents of this Consent Order.
24. Engineers and Geoscientists BC and Mr. Deal agree that this Consent Order may be executed in counterparts and delivered as an electronic document.

This Consent Order is approved and accepted by Mr. Deal and the Investigation Committee this 6 day of August, 2026.

<original signed by>
Donald (Don) Wayne Deal Jr.

<original signed by>
Name of Witness

<original signed by>
Signature of Witness

The Investigation Committee of the Association
of Professional Engineers and Geoscientists
of the Province of British Columbia

<original signed by>
Per: Peter Helland, P.Eng.
Chair, Investigation Committee