

SOME POTENTIAL “GUIDING PRINCIPLES” REGARDING PROPOSED “RIGHT TO PRACTICE” (RTP) FORESTRY LEGISLATION FOR NEW BRUNSWICK

**THIS PRELIMINARY DRAFT IS INTENDED SOLELY TO STIMULATE DISCUSSION
IMPROVEMENT AND MODIFICATION OF THIS DOCUMENT IS EXPECTED AND ENCOURAGED**

Preamble: Professional forestry is more than biology or ecology, it includes among other skills, a requirement to understand and use economic theory, remote sensing, computer models to project a forest’s multiple attributes into the future and summarize the outputs and trade-offs for their clients and the public. It also includes the requirement to understand and apply the understanding of laws, treaties with Indigenous peoples, and other regulations that govern land use and ecosystem protection and its attributes: the environment, air, water, forests, and its inhabitants; in effect, the life of the planet.

And so, if you are practising professional forestry, you have a responsibility to be accountable for your activity.

1. Who does the proposed RTP legislation apply to?

- a. Any member of the Association of New Brunswick Forestry Professionals (ANBFP) engaged in any activity that is considered “professional forestry” according to the definition in the proposed Act.
- b. Any graduate of a university or college forestry program engaged in any activity that is considered “professional forestry” according to the definition in the proposed Act.
- c. Any person who has been issued a “Special Permit” by the ANBFP engaged in any activity that is considered “professional forestry” according to the definition in the proposed Act.
- d. Any person not covered by an “Exclusion” (Indigenous practices, a private property owner, other regulated professions, students and trainees) engaged in any activity that is considered “professional forestry” according to the definition in the proposed Act.
- e. Every student, or Forester in Training, or Trainee Forest Technologist involved in any “professional forestry” activity must be directly supervised by a forestry professional that is registered or licensed under the proposed Act.

- f. Any forestry professional, registered or licensed under the proposed Act providing direct oversight/supervision/ monitoring to forest management, silviculture, harvesting, or forest road activity must assume professional responsibility and accountability for their professional forestry activity.
- g. No member of the ANBFP is ever permitted to abdicate or defer their professional forestry work responsibilities (competency, ethics, integrity) or accountabilities.

2. **What types of activities does the proposed RTP legislation apply to?**

- a. Any activity that is considered “professional forestry” according to the definition in the proposed Act.
- b. Implementation of any forest management or silviculture prescription must be directly overseen/ supervised/ monitored by a forestry professional who is registered or licensed to practice professional forestry under the proposed Act.
- c. Any harvesting, forest road, or silviculture activity must be directly overseen/ supervised/ monitored by a forestry professional who is registered or licensed to practice professional forestry under the proposed Act.
- d. No member of the ANBFP is ever permitted to abdicate or defer their professional work responsibilities (competency, ethics, integrity) related to any task they undertake or directly oversee/supervise.

3. **Further clarification regarding “Special Limited Practice Permits”:**

- a. Special Permits may be issued to qualified and competent persons who are registered member in other jurisdictions, and normally don't live or work in the province.
- b. Special Permits should be issued only to qualified and competent persons who would not normally qualify for membership in the ANBFP.

- c. Special Permits have strict terms; including limitations on permitted professional forestry practices, duration, on-going training, competency, and disciplinary requirements.
- d. The ANBFP will actively manage and oversee all Special Permits that are issued.
- e. Any person licensed with a Special Permit by the ANBFP; must abide by all regulatory requirements, demonstrating competency and professionalism.
- f. The ANBFP will charge a reasonable fee to expediently consider, issue, and oversee Special Permits.

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