

OVERDUE ENVIRONMENTAL COURT PENALTIES

ANNUAL REPORT

For the period of
January 1, 2014 to December 31, 2019

Prepared March 2021



Protecting the Splendor of our Natural Places



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Overview

Government manages a variety of regulatory requirements to protect human health and safety, and the environment. The imposition of penalties under these requirements is meant to deter harmful behaviours – especially those most harmful behaviours that are prosecuted through the courts. British Columbia takes a tough stance on unpaid environmental penalties, and one way of doing this is to disclose names in public reports, with the goal of increasing the collection of fines from businesses and individuals that break environmental laws.

About Environmental Court Penalties

Monetary court penalties are comprised of a **fine**, and in some cases, a court-imposed creative sentencing **order**. Court fines are directed to government's Consolidated Revenue Fund. Under environmental statutes, creative sentencing orders are typically directed to organizations such as the **Habitat Conservation Trust Foundation (HCTF)**. These organizations help remedy damage and improve the environment in the area impacted by the non-compliant activity. HCTF is the beneficiary of most of these orders. The Ministry of Environment and Climate Change Strategy (the Ministry) works with HCTF to also report the names of businesses and individuals with outstanding HCTF orders.

Court penalties are comprised of a fine and sometimes a creative sentencing order

$$\text{FINE} + \text{CREATIVE SENTENCING ORDER} = \text{TOTAL PENALTY}$$

This Overdue Environmental Court Penalties Report provides the names of the **three companies** and **86 individuals** who have overdue environmental court fines and/or creative sentencing orders between January 1, 2014 through to December 31, 2019.

Overdue Environmental Court Fines

Summary

Provincial environmental court fines due between 2014 and 2019 **totalled \$699,828** and were issued to 25 businesses and 677 individuals. As of February 23, 2021, the amount paid of this total was \$629,298, meaning that **\$70,530 remains owing**. Two businesses and 69 individuals continue to have environmental court fines owing.

The payment rate of environmental court **fines** due between 2014 and 2019 is 90%

total due	paid	owing
\$699,828	\$629,298	\$70,530
	90%	10%

Overdue Environmental Court Orders Summary

The total of overdue creative sentencing orders that were directed to the HCTF from 2014 to 2019 is \$88,420. Two businesses and 20 individuals continue to have HCTF creative sentencing orders owing, with several of these names overlapping with those owing court fines.

Background

The Ministry completed an extensive review of payment rates for environmental court fines in 2013. The review found that **the payment rate for court fines due between 2004 and 2012 was only 40%**. In response, the Ministry led a special project to increase payment. This included annually reporting the names of all businesses and individuals with overdue fines.

The Ministry continues to follow up on overdue environmental court fines by working with the Ministries of Finance, Attorney General, and Forests, Lands, Natural Resource Operations and Rural Development. Efforts include cancellation of hunting and angling licences, and focused actions by debt collectors, such as liens on properties, seizure of bank accounts, and referring files to the Canada Revenue Agency for seizure of tax returns and GST payments.

Targeted efforts increased the payment rate of environmental court **fines**

Reporting Period				
2004-12	2009-14	2010-15	2012-17	2014-19
40%	91%	94%	90%	90%

The payment rate for court fines for the current reporting period, 2014 to 2019, is 98% for businesses and 88% for individuals, with a **combined payment rate of 90%**.

Legislation

The *Ministry of Environment Act* enables the disclosure of information regarding penalties that are due under the following pieces of legislation:

<i>Dike Maintenance Act</i>	<i>Forest Practices Code of BC Act</i>	<i>Protected Areas of BC Act</i>
<i>Drainage, Ditch and Dike Act</i>	<i>Integrated Pest Mgmt. Act</i>	<i>Riparian Areas Protection Act</i>
<i>Environmental Mgmt. Act</i>	<i>Land Act</i>	<i>Water Sustainability Act</i>
<i>Forest Act</i>	<i>Off-Road Vehicle Act</i>	<i>Wildfire Act</i>
<i>Forest and Range Practices Act</i>	<i>Park Act</i>	<i>Wildlife Act</i>

Note when a violation ticket is disputed in court, it is recorded as a court conviction. Accordingly, this report includes several smaller penalties against individuals who have unsuccessfully disputed violation tickets.

More information about specific court files can be found in the [Court Service Online searchable database](#).

Businesses with Overdue Environmental Court Penalties

The table below identifies the three businesses that have overdue environmental court fines and/or creative sentencing orders. During the 2014 to 2019 period, businesses owed a total of \$120,592 in environmental court fines. A total of \$118,367 was paid and \$2,225 remains owing, resulting in a payment rate of 98%. The table also shows businesses owing any HCTF creative sentencing orders.

		Court Fine	HCTF Order	Total
Blue Creek Outfitting Corp. <i>Wildlife Act, Park Act</i>	owing	\$ 0	\$ 4,000	\$ 4,000
	original	\$ 1,150	\$ 4,000	\$ 5,150
Sable Resources Ltd. <i>Environmental Management Act</i>	owing	\$ 1,725	\$ 23,500	\$ 25,225
	original	\$ 1,725	\$ 23,500	\$ 25,225
Tenerife Packing Co. Ltd. <i>Environmental Management Act</i>	owing	\$ 500	\$ n/a	\$ 500
	original	\$ 575	\$ n/a	\$ 575
Total Owing by Businesses		\$ 2,225	\$ 27,500	\$ 29,725

Individuals with Overdue Environmental Court Penalties

The table below identifies the 86 individuals that have overdue environmental court fines and/or creative sentencing orders. During the 2014 to 2019 period, individuals owed a total of \$579,236 in environmental court fines. A total of \$510,931 was paid and \$68,305 remains owing, resulting in a payment rate of 88%. The table also shows individuals owing any HCTF creative sentencing orders.

		Court Fine	HCTF Order	Total
Abel, Graham Alphonse <i>Wildlife Act</i>	owing	\$ 283	\$ n/a	\$ 283
	original	\$ 575	\$ n/a	\$ 575
Antoniou, Demetre <i>Wildlife Act</i>	owing	\$ 0	\$ 1,500	\$ 1,500
	original	\$ 500	\$ 1,500	\$ 2,000
Badiuk, John <i>Wildlife Act</i>	owing	\$ 375	\$ n/a	\$ 375
	original	\$ 2,875	\$ n/a	\$ 2,875
Barratt, David Alan <i>Wildlife Act</i>	owing	\$ 0	\$ 2,000	\$ 2,000
	original	\$ 1,150	\$ 2,000	\$ 3,150
Beaudoin, Richard Michel <i>Wildlife Act</i>	owing	\$ 2,875	\$ n/a	\$ 2,875
	original	\$ 2,875	\$ n/a	\$ 2,875

		Court Fine	HCTF Order	Total
Bolton, Warren Kent <i>Wildlife Act</i>	owing	\$ 1,150	\$ n/a	\$ 1,150
	original	\$ 1,150	\$ n/a	\$ 1,150
Boyko, Benjamin Christopher <i>Water Sustainability Act</i>	owing	\$ 0	\$ 2500	\$ 2,500
	original	\$ 500	\$ 2500	\$ 3,000
Breckeridge, Christopher <i>Wildlife Act</i>	owing	\$ 1,150	\$ n/a	\$ 1,150
	original	\$ 1,150	\$ n/a	\$ 1,150
Bumpus, Logan De Leon <i>Wildlife Act</i>	owing	\$ 10	\$ n/a	\$ 10
	original	\$ 50	\$ n/a	\$ 50
Burns, Scott William <i>Wildfire Act</i>	owing	\$ 450	\$ n/a	\$ 450
	original	\$ 450	\$ n/a	\$ 450
Busatta, George <i>Wildlife Act</i>	owing	\$ 0	\$ 2,300	\$ 2,300
	original	\$ 260	\$ 2,300	\$ 2,560
Callaghan, Patrick <i>Forest Practices Code of BC Act</i> <i>Forest and Range Practices Act</i>	owing	\$ 346	\$ n/a	\$ 346
	original	\$ 346	\$ n/a	\$ 346
Callbreath, Peter <i>Wildlife Act</i>	owing	\$ 2,300	\$ n/a	\$ 2,300
	original	\$ 2,300	\$ n/a	\$ 2,300
Charles, Kelly Andrew <i>Wildlife Act</i>	owing	\$ 300	\$ n/a	\$ 300
	original	\$ 300	\$ n/a	\$ 300
Chen, Jian Fen <i>Wildlife Act</i>	owing	\$ 0	\$ 3,000	\$ 3,000
	original	\$ 3,375	\$ 3,000	\$ 6,375
Clark, Justin Tyler <i>Wildlife Act</i>	owing	\$ 4,400	\$ n/a	\$ 4,400
	original	\$ 4,600	\$ n/a	\$ 4,600
Clayton, William Sidney David <i>Wildlife Act</i>	owing	\$ 782	\$ n/a	\$ 782
	original	\$ 2,600	\$ n/a	\$ 2,600
Collings, Timothy <i>Forest and Range Practices Act</i>	owing	\$ 175	\$ n/a	\$ 175
	original	\$ 175	\$ n/a	\$ 175
Corry, Pablo Chas Alexander <i>Wildfire Act</i>	owing	\$ 426	\$ n/a	\$ 426
	original	\$ 750	\$ n/a	\$ 750
Demski, Peter <i>Wildlife Act</i>	owing	\$ 280	\$ n/a	\$ 280
	original	\$ 345	\$ n/a	\$ 345
Dennison, Robert Lyn <i>Forest Practices Code of BC Act</i>	owing	\$ 80	\$ n/a	\$ 80
	original	\$ 80	\$ n/a	\$ 80
Dundas, Brandon Michel <i>Wildlife Act</i>	owing	\$ 58	\$ 450	\$ 508
	original	\$ 58	\$ 450	\$ 508

		Court Fine	HCTF Order	Total
Dunsford, Kevin Ronald	owing	\$ 200	\$ n/a	\$ 200
Wildfire Act	original	\$ 200	\$ n/a	\$ 200
Earl, Shawn Darren Julius	owing	\$ 350	\$ n/a	\$ 350
Wildlife Act	original	\$ 2,500	\$ n/a	\$ 2,500
English, Brian	owing	\$ 0	\$ 5,750	\$ 5,750
Wildlife Act	original	\$ 2,300	\$ 6,000	\$ 8,300
Fauht, Rosally Dawn	owing	\$ 29	\$ n/a	\$ 29
Environmental Management Act	original	\$ 75	\$ n/a	\$ 75
Flint, Jesse-Lee	owing	\$ 345	\$ n/a	\$ 345
Park Act	original	\$ 345	\$ n/a	\$ 345
Fowler, Brad Clinton	owing	\$ 200	\$ 320	\$ 520
Wildlife Act	original	\$ 200	\$ 500	\$ 700
Frenette, Nolan Robert	owing	\$ 100	\$ n/a	\$ 100
Wildlife Act	original	\$ 100	\$ n/a	\$ 100
Garratt, Zacharias Burton	owing	\$ 0	\$ 3,300	\$ 3,300
Wildlife Act	original	\$ 4,025	\$ 3,300	\$ 7,325
Grein, Rayne Lee	owing	\$ 200	\$ n/a	\$ 200
Wildfire Act	original	\$ 200	\$ n/a	\$ 200
Grextan, Lyall Watson	owing	\$ 200	\$ n/a	\$ 200
Forest and Range Practices Act	original	\$ 200	\$ n/a	\$ 200
Griffin, William Howard	owing	\$ 575	\$ n/a	\$ 575
Wildlife Act	original	\$ 575	\$ n/a	\$ 575
Hansen, Jeffrey Neil	owing	\$ 460	\$ n/a	\$ 460
Wildlife Act	original	\$ 460	\$ n/a	\$ 460
Harper, Robert John	owing	\$ 75	\$ n/a	\$ 75
Wildfire Act	original	\$ 75	\$ n/a	\$ 75
Helgerson, Leslie David	owing	\$ 570	\$ n/a	\$ 570
Wildlife Act	original	\$ 2,070	\$ n/a	\$ 2,070
Heppner, Darren Darcy	owing	\$ 863	\$ n/a	\$ 863
Wildlife Act	original	\$ 863	\$ n/a	\$ 863
Holman, Luke Zane	owing	\$ 2,875	\$ n/a	\$ 2,875
Wildlife Act	original	\$ 2,875	\$ n/a	\$ 2,875
Hryko, Michael	owing	\$ 6,900	\$ n/a	\$ 6,900
Wildlife Act	original	\$ 6,900	\$ n/a	\$ 6,900
Hugstedt, Kore Nels	owing	\$ 5,750	\$ n/a	\$ 5,750
Wildlife Act	original	\$ 5,750	\$ n/a	\$ 5,750

		Court Fine	HCTF Order	Total
Jacobs, Troy Thomas	owing	\$ 250	\$ n/a	\$ 250
<i>Wildlife Act</i>	original	\$ 250	\$ n/a	\$ 250
Jacques, Annie Marie Marryanne	owing	\$ 400	\$ n/a	\$ 400
<i>Wildfire Act</i>	original	\$ 400	\$ n/a	\$ 400
James, Steven Jerrold Lionel	owing	\$ 0	\$ 2,000	\$ 2,000
<i>Wildlife Act</i>	original	\$ 2,300	\$ 2,000	\$ 4,300
Jerezano, Wilder Alberto	owing	\$ 250	\$ n/a	\$ 250
<i>Wildfire Act</i>	original	\$ 250	\$ n/a	\$ 250
Joseph, James Carl	owing	\$ 0	\$ 7,000	\$ 7,000
<i>Wildlife Act</i>	original	\$ 4,000	\$ 7,000	\$ 11,000
Joyce, Trevor Gregory	owing	\$ 0	\$ 500	\$ 500
<i>Wildlife Act</i>	original	\$ 115	\$ 500	\$ 615
Kern, Bernard	owing	\$ 150	\$ n/a	\$ 150
<i>Park Act</i>	original	\$ 150	\$ n/a	\$ 150
Laird, Matthew James Allan	owing	\$ 200	\$ n/a	\$ 200
<i>Wildfire Act</i>	original	\$ 200	\$ n/a	\$ 200
Liu, Li Zhu	owing	\$ 0	\$ 3,000	\$ 3,000
<i>Wildlife Act</i>	original	\$ 1,150	\$ 3,000	\$ 4,150
Loring, Benjamin Daniel Roy	owing	\$ 1,150	\$ n/a	\$ 1,150
<i>Wildlife Act</i>	original	\$ 1,150	\$ n/a	\$ 1,150
Loring, Jason King Richard	owing	\$ 2,375	\$ n/a	\$ 2,375
<i>Wildlife Act</i>	original	\$ 2,875	\$ n/a	\$ 2,875
Loring, Lawrence Lorenzo	owing	\$ 1,150	\$ n/a	\$ 1,150
<i>Wildlife Act</i>	original	\$ 1,150	\$ n/a	\$ 1,150
Loring, Terry Alexander	owing	\$ 100	\$ n/a	\$ 100
<i>Wildlife Act</i>	original	\$ 100	\$ n/a	\$ 100
Maillot, Andrew Mark	owing	\$ 0	\$ 9,000	\$ 9,000
<i>Wildlife Act</i>	original	\$ 1,000	\$ 9,000	\$ 10,000
Miller, Andrew Kurtis	owing	\$ 2,000	\$ n/a	\$ 2,000
<i>Wildlife Act</i>	original	\$ 2,000	\$ n/a	\$ 2,000
Moore, Alfred	owing	\$ 1,000	\$ n/a	\$ 1,000
<i>Wildlife Act</i>	original	\$ 1,500	\$ n/a	\$ 1,500
Morven, Dionne Della	owing	\$ 808	\$ n/a	\$ 808
<i>Wildlife Act</i>	original	\$ 2,600	\$ n/a	\$ 2,600
Nookemus, Duane Eric	owing	\$ 4,600	\$ n/a	\$ 4,600
<i>Forest and Range Practices Act</i>	original	\$ 4,600	\$ n/a	\$ 4,600

		Court Fine	HCTF Order	Total
Oranchuk, Joseph Alexander	owing	\$ 325	\$ n/a	\$ 325
<i>Water Sustainability Act</i>	original	\$ 330	\$ n/a	\$ 330
Parent, Aleck	owing	\$ 175	\$ n/a	\$ 175
<i>Wildlife Act</i>	original	\$ 175	\$ n/a	\$ 175
Pattison, Kenneth Owen	owing	\$ 550	\$ n/a	\$ 550
<i>Wildlife Act</i>	original	\$ 1,150	\$ n/a	\$ 1,150
Peacock, Reidun Theloney	owing	\$ 345	\$ n/a	\$ 345
<i>Wildlife Act</i>	original	\$ 345	\$ n/a	\$ 345
Pennarun, Allan Vincent	owing	\$ 450	\$ n/a	\$ 450
<i>Wildfire Act</i>	original	\$ 450	\$ n/a	\$ 450
Piche, Kathleen Elizabeth	owing	\$ 475	\$ n/a	\$ 475
<i>Wildlife Act</i>	original	\$ 575	\$ n/a	\$ 575
Pinkerton, Jaysun Allan	owing	\$ 2,146	\$ 2,000	\$ 4,146
<i>Wildlife Act</i>	original	\$ 2,300	\$ 2,000	\$ 4,300
Plyusnin, Andriy	owing	\$ 345	\$ n/a	\$ 345
<i>Wildlife Act</i>	original	\$ 345	\$ n/a	\$ 345
Pottie, Stanley	owing	\$ 4,025	\$ n/a	\$ 4,025
<i>Environmental Management Act</i>	original	\$ 4,025	\$ n/a	\$ 4,025
Rochette, Joseph Michael	owing	\$ 0	\$ 750	\$ 750
<i>Wildlife Act</i>	original	\$ 0	\$ 750	\$ 750
Rodriguez, Jose	owing	\$ 370	\$ n/a	\$ 370
<i>Wildfire Act</i>	original	\$ 690	\$ n/a	\$ 690
Sancewicz, Waldemar	owing	\$ 0	\$ 5,000	\$ 5,000
<i>Wildlife Act</i>	original	\$ 2,500	\$ 5,000	\$ 7,500
Seymour, Jerome Richard	owing	\$ 1,310	\$ n/a	\$ 1,310
<i>Wildlife Act</i>	original	\$ 1,310	\$ n/a	\$ 1,310
Shankar-Levy, Eliad	owing	\$ 288	\$ n/a	\$ 288
<i>Park Act</i>	original	\$ 288	\$ n/a	\$ 288
Shirey, Robbie Russell	owing	\$ 3,039	\$ n/a	\$ 3,039
<i>Wildlife Act</i>	original	\$ 3,315	\$ n/a	\$ 3,315
Sidor, Denise Donna	owing	\$ 50	\$ n/a	\$ 50
<i>Wildfire Act</i>	original	\$ 50	\$ n/a	\$ 50
Thorne, Brandon James	owing	\$ 1,035	\$ n/a	\$ 1,035
<i>Wildlife Act</i>	original	\$ 1,135	\$ n/a	\$ 1,135
Thorne, Chase Douglas	owing	\$ 0	\$ 2,000	\$ 2,000
<i>Wildlife Act</i>	original	\$ 575	\$ 2,000	\$ 2,575

		Court Fine	HCTF Order	Total
Van Ree, Gina Colleen	owing	\$ 250	\$ n/a	\$ 250
<i>Wildfire Act</i>	original	\$ 250	\$ n/a	\$ 250
Vining, Matthew Leigh	owing	\$ 1,500	\$ n/a	\$ 1,500
<i>Wildlife Act</i>	original	\$ 1,500	\$ n/a	\$ 1,500
Von Kulmiz, Lucas Byrnes	owing	\$ 225	\$ n/a	\$ 225
<i>Forest Practices Code of BC Act</i>	original	\$ 225	\$ n/a	\$ 225
Walchuk, Stanley	owing	\$ 0	\$ 3,000	\$ 3,000
<i>Wildlife Act</i>	original	\$ 1,150	\$ 4,000	\$ 5,150
Walker, Melinda	owing	\$ 150	\$ n/a	\$ 150
<i>Wildfire Act</i>	original	\$ 250	\$ n/a	\$ 250
Williams, Francis Ryan	owing	\$ 575	\$ n/a	\$ 575
<i>Wildlife Act</i>	original	\$ 575	\$ n/a	\$ 575
Willie, Matthew Scott	owing	\$ 400	\$ n/a	\$ 400
<i>Wildlife Act</i>	original	\$ 400	\$ n/a	\$ 400
Xie, Hong Hui	owing	\$ 0	\$ 3,000	\$ 3,000
<i>Wildlife Act</i>	original	\$ 17,250	\$ 3,000	\$ 20,250
Yntema, Richard	owing	\$ 212	\$ n/a	\$ 212
<i>Wildlife Act</i>	original	\$ 575	\$ n/a	\$ 575
Young, Meaghan Maureen	owing	\$ 500	\$ n/a	\$ 500
<i>Wildfire Act</i>	original	\$ 500	\$ n/a	\$ 500
Total Owing by Individuals		\$ 68,305	\$ 58,370	\$ 126,675

For more information about environmental enforcement reporting, visit:

www.gov.bc.ca/EnforcementReporting

Email questions about the Overdue Environmental Court Penalties Report to:

NRCED@gov.bc.ca