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APEGS NPPE Exam Syllabus Topics:

Section	Objectives
Topic 1: Professionalism and Ethics	- Professional responsibility and accountability - Conflict of interest and duty to public safety - Ethical obligations and codes of conduct
Topic 2: Law for Professional Practice	- Regulatory and statutory law in Canada - Contract law fundamentals - Tort law and negligence
Topic 3: Professional Practice and Management	- Risk management principles - Professional practice standards - Project management and quality assurance
Topic 4: Occupational Health, Safety, and Environment	- Workplace safety legislation - Environmental responsibility and compliance
Topic 5: Engineering and Geoscience Law and Regulation	- Licensing and regulatory frameworks - Engineering and Geoscience Acts in Canada

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APEGS National Professional Practice Examination (NPPE) Exam Sample

Questions (Q35-Q40):

NEW QUESTION # 35

A licensed professional, living and practicing in the province of Ontario, is charged with a tort of negligence by a former client. Which system of law will be used in the judgement of this case?

- A. Civil law system
- B. Regulator law system
- C. Public law system
- **D. Common law system**

Answer: D

Explanation:

Negligence is a tort, and tort law in Ontario is part of the common law system (judge-made law developed through precedent), supplemented by statutes where applicable. Quebec is the primary Canadian jurisdiction governed by civil law for private-law matters; Ontario is not, so A is incorrect. Public law concerns relationships between individuals and the state (constitutional, administrative, criminal), whereas a negligence claim by a former client is a private civil dispute, making B incorrect. "Regulator law system" is not a recognized legal system; regulators may discipline members, but civil courts determine tort liability and damages, so D is incorrect. NPPE materials typically test that common law applies to tort and contract claims in all provinces/territories except that Quebec's private-law matters are governed by civil law under the Civil Code. Therefore, the applicable system in Ontario for a negligence tort claim is common law (C).

NEW QUESTION # 36

A professional member employed by Company A is leaving soon to work for Company B, a competitor in the same industry. The member has submitted his resignation and a departure date has been agreed upon. After submitting his resignation, the member is asked by Company A to attend an industry conference, which will occur prior to the agreed departure date. In order to promote its products, Company B will also send representatives to this conference to promote its own products. If the member agrees to attend but then promotes his upcoming association with Company B, which of the common codes of ethical principles listed below will the member breach?

1. Professionals shall, in their areas of practice, hold paramount the health, safety, and welfare of the public and have regard for the environment.
2. Professionals shall undertake only work that they are competent to perform by virtue of their training and experience
3. Professionals shall conduct themselves with integrity, honesty, fairness, and objectivity in their professional activities.
4. Professionals shall comply with applicable statutes, regulations, and bylaws in their professional practices.
5. Professionals shall uphold and enhance the honour, dignity, and reputation of their professions and thus the ability of the professions to serve the public interest.

- A. 0
- **B. 1**
- C. 4, 5
- D. 1, 2

Answer: B

Explanation:

If the member agrees to attend the conference for Company A but promotes his upcoming association with Company B, he breaches the ethical principle that professionals shall conduct themselves with integrity, honesty, fairness, and objectivity in their professional activities (Option 3). By promoting his future employer while still employed and representing Company A, the member demonstrates a conflict of interest and a lack of loyalty, undermining the trust placed in him by his current employer.

NEW QUESTION # 37

In the context of the regulation of professions in Canada, which of the following statements about discipline is correct?

- **A. In disciplinary proceedings, the standards of proof and the rigours of a formal process are strict.**
- B. Legislation does not give regulatory bodies the ability and responsibility to discipline members.
- C. Educational and mentorship requirements are not among the potential penalties for discipline actions.
- D. A disciplinary hearing is considered to be a criminal proceeding.

Answer: A

Explanation:

Professional discipline in Canada is an administrative/regulatory process established under provincial /territorial legislation, not a criminal proceeding, so A is false. Statutes explicitly empower regulators to investigate complaints, conduct hearings, and impose sanctions to protect the public interest, so B is false.

Disciplinary processes are formal and must follow procedural fairness (natural justice): notice of allegations, opportunity to respond, an impartial decision-maker, and reasoned decisions. While the standard of proof is generally the civil standard (balance of probabilities), the seriousness of allegations and consequences typically demand a careful, rigorous process and persuasive evidence—often described in NPPE materials as a "high level of procedural rigour." Therefore, C is correct in capturing that discipline is conducted with strict process requirements and meaningful evidentiary scrutiny. D is false because remedial outcomes such as mandatory education, training, mentorship/supervision, practice limitations, and competence upgrading can be imposed as part of discipline or related remedial orders, in addition to reprimands, fines, suspension, or cancellation.

NEW QUESTION # 38

For which of the following actions could criminal, civil, and disciplinary actions all be applied to a licensed professional member?

- **A. Defrauding a client**
- B. Advertising that professional services are available at no cost to qualified clients
- C. Acting at the same time for two clients with competing interests
- D. Providing a false reference for someone applying for professional member designation

Answer: A

Explanation:

NPPE content distinguishes among criminal liability (offences against the state, requiring proof beyond a reasonable doubt), civil liability (private claims such as tort, breach of contract, or restitution), and professional discipline (regulatory sanctions for unprofessional conduct). Fraud or defrauding a client can engage all three: it may constitute a criminal offence (e.g., fraud-related provisions), it can give rise to civil claims for damages and recovery of losses, and it is serious professional misconduct subject to discipline (suspension, fines, practice limits, or expulsion depending on jurisdiction). Option D therefore clearly fits the "criminal, civil, and disciplinary" trifecta. Option A (false reference) can be disciplinary and potentially civil in some contexts, but it is less clearly a criminal offence in typical NPPE framing unless it involves specific fraudulent documents or statutory offences. Option B is generally not criminal and may even be permissible with proper advertising standards, though it can raise issues depending on rules. Option C is a conflict of interest issue—primarily disciplinary and possibly civil—but not inherently criminal. Thus, D is best.

NEW QUESTION # 39

A new licensed professional has been assigned to a new project team working under the direction of a supervisor, which of the following expectations would be outside of the primary expectations of a new licensee's professional responsibilities?

- A. Make Independent analyses of tasks within their related working experience
- B. Interpret results without supervision
- C. Give technical advice to project members
- **D. Ensure that the project members bond together as a team**

Answer: D

Explanation:

The expectation that would be outside of the primary expectations of a new licensee's professional responsibilities is ensuring that the project members bond together as a team (Option D). While teamwork is important, the primary professional responsibilities of a new licensed professional involve technical competence and execution of tasks related to their expertise, rather than team dynamics or interpersonal relationships.

NEW QUESTION # 40

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