



BRITISH
COLUMBIA

FORM 1.1 – INDIVIDUAL COMPLAINT

Use This Form to File Your Own Complaint

BC Human Rights Tribunal

1270 - 605 Robson Street

Vancouver BC V6B 5J3

Phone: 604-775-2000

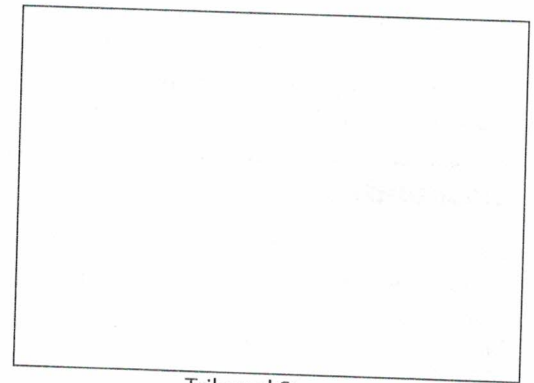
Toll Free: 1-888-440-8844

Fax: 604-775-2020

TTY: 604-775-2021

GENERAL INSTRUCTIONS

- For detailed instructions select the **Help** buttons as you go or check **All Instructions** now
- See the Tribunal's website for further information – www.bchrt.bc.ca
- Your information will NOT be automatically saved by the Tribunal
- Click on **Save** at any time to save your form to your computer
- **Email** us your form by attaching a saved copy and sending it to BCHumanRightsTribunal@gov.bc.ca
- OR click on **Print** and **fax, mail** or **hand deliver** a copy of your form to us
- Keep a copy of your Complaint Form and all of your documents



Tribunal Stamp

For assistance with filing your complaint contact

BC Human Rights Clinic

Tel: 604-622-1100

Toll-Free: 1-855-685-6222

www.bchrc.net

The Law Centre

Tel: 250-385-1221

www.thelawcentre.ca

YOUR INFORMATION

FIRST NAME: **		LAST NAME: **	
NAME OF LAWYER OR OTHER PERSON WHO REPRESENTS YOU IN THIS COMPLAINT (IF APPLICABLE):			
MAILING ADDRESS: **			
CITY: **		PROVINCE: **	POSTAL CODE: **
Kamloops		BC	
Purpose of collecting contact information: The Tribunal uses your contact information to process the complaint and conduct surveys to evaluate and improve its services. The Tribunal will give your mailing address to the other parties for the exchange of information and other documents. Your additional contact information will only be given to the other parties if you agree.			
<input type="checkbox"/> Check here to tell the Tribunal not to disclose the additional contact information below to the Respondent.			
TELEPHONE: **		FACSIMILE:	CELLULAR:
EMAIL:			

YOUR COMPLAINT

STEP 1: NAME THE RESPONDENT(S)

Name each individual person, business or organization you believe is responsible for the discrimination.

An individual Respondent might be a co-worker, boss, building manager, landlord, restaurant server, employee at a recreation facility, health care provider or government official.

A business or organizational Respondent might be the company you worked for, a newspaper, a school board, a trade union, a society or a strata corporation.

Respondent 1:

NAME: ** Honourable George Heyman Minister of Environment & Climate Change Strategy Province of B. C.			
RELATIONSHIP TO YOU: ** None			
MAILING ADDRESS: ** Box 9047 Stn. Prov. Gov.			
CITY: ** Victoria		PROVINCE: ** BC	POSTAL CODE: ** V8W 9E2
TELEPHONE: ** 250-387-1187	FACSIMILE: 250-387-1356	CELLULAR:	
EMAIL: ** env.minister@gov.bc.ca			

STEP 2: AREA(S) & GROUND(S) OF DISCRIMINATION

List the area(s) and ground(s) of discrimination that apply to your complaint:

Your complaint must show that the Respondent's conduct took place in an area of daily life protected under the *BC Human Rights Code*. These are called "**areas of discrimination**".

It must also show that you have a personal characteristic(s) protected under the *Code*. These are called "**grounds of discrimination**". These protected personal characteristics may be:

- actual (for example, your ancestry or age), or
- perceived (for example, someone thinks that you have or may develop a disability in the future, or makes homophobic comments regardless of your sexual orientation).

Not all grounds of discrimination apply to all areas of discrimination.

Respondent 1: Honourable George Heyman Minister of Environment & Climate Change Strategy Province of B. C.

Area of Discrimination

- ☒ Accommodation, service or facility ☐ Employment ☐ Employment advertisement ☐ Publication
☐ Purchase of property ☐ Tenancy ☐ Unions and associations ☐ Wages

"Accommodation, service or facility" means an accommodation, service or facility that is customarily available to the public. Examples are hotels, stores, restaurants, schools, government programs, community recreation programs, and stratas.

Grounds of Discrimination

- ☒ Age ☐ Ancestry ☐ Colour ☐ Family Status
☐ Gender Identity or Expression ☐ Marital Status ☐ Mental Disability ☒ Physical Disability
☐ Place of Origin ☐ Race ☐ Religion ☐ Sex
☐ Sexual Orientation

"Age" means 19 years or more. It does not apply to purchase of property.

Details:**

"Physical Disability" includes a physical condition that affects or is seen as affecting a person's abilities.

Details:**

STEP 3: RESPONDENTS' CONDUCT

Answer these questions to show that the Respondent's conduct could be discrimination under the *Human Rights Code*

Respondent 1: Honourable George Heyman Minister of Environment & Climate Change Strategy Province of B. C.

1. What did the Respondent do?

Date (YYYY MM DD) **	What Happened? **
2019 03 11	<p>The Respondent is responsible for the policy that restricts me from launching my fishing boat safely in Paul Lake which is located in the Paul Lake Provincial Park near Kamloops B. C. The public boat launch at Paul Lake has had barriers installed (bollards) that restrict my ability to launch my boat safely using my Trailer or Automatic Boat Loaders.</p> <p>Why do I have to lift my boat off the trailer take all the equipment out including my 9.9 horsepower motor (which I can't lift by my myself) before the bollards then drag the boat through the bollards and then turn my boat sideways to get it through the bollards and then lift/drag it to the water.</p> <p>All other fishing equipment needs to be unloaded and transported to the boat.</p> <p>For some reason Residents that live at Paul Lake can launch any type of boat as I have viewed speed boats of all kinds docked at shores edge.</p> <p>This practice of allowing Residents different access than myself and the public is discriminatory.</p> <p>I don't have this issue at Lac Le Jeune or Big Heffley Lakes why here?</p>

2. What is the adverse impact on you? **

Paul Lake is within 1/2 hour of Kamloops and is easy to get to with paved road etc. Being that I'm a Senior I want to be able to fish Paul Lake.

1. I don't travel far to enjoy my fishing recreation especially with gas constantly in \$1.29+ range not like I did

- when I was younger and more agile. I'm on a pension and can't afford to travel over an hour to go fishing.
2. If I go Paul Lake now I'm physically exhausted after I drag my boat and equipment to the shoreline using my trailered boat.
3. The need to drag my boat & equipment across bare gravel strewn ground to the waters edge causes damage to it.
4. Our local Fisheries office has put Kokanee fish in Paul and I'm unable to catch these fish. Kokanee are a very desirable eating fish.

3. How was each ground of discrimination a factor in the adverse impact? **

1. My age doesn't allow for the safe launching of my boat so I can fish for Kokanee as well as Rainbow Trout.
2. I'm physically exhausted if I launch my boat at Paul Lake. Last thing I want is to have a heart attack. Two other lakes I fish are Big Heffley Lake and Lac Le Jeune lake and I don't have these issues at either of these lakes.
3. Lots of times all I have is either an afternoon/evening to go fishing and Paul Lake is nice and close. Now I can't fish it.

STEP 4: PART A – TIME LIMIT TO FILE COMPLAINT

To file your complaint on time, you must file it within one year of each Respondent's conduct (acts or omissions). If only some of the conduct happened in the last one year, your complaint may be filed in time if all of that Respondent's conduct is related or similar and close enough in time.

Answer the questions in **STEP 4: Part A** to show whether your complaint is filed in time. If some or all of the complaint may be filed late, you will also complete **STEP 4: Part B**.

1. Did all the conduct you say is discrimination happen in the last one year?

☒ Yes ☐ No

STEP 5: OTHER RELATED PROCEEDINGS

The Tribunal may defer your complaint (put your complaint on hold) until another proceeding capable of dealing with your human rights complaint, such as a grievance, has been completed. If your complaint is deferred, the Tribunal will take no further steps until the deferral ends.

Is there another proceeding? **

☐ Yes ☒ No

STEP 6: REMEDIES

1. List the type of remedies you want: **

I want the bollards to be removed from Paul Lake so I can fish for the Kokanee and Rainbow trout.

2. List any other person or organization affected by these remedies:

There are Anglers from Kamloops other parts of B. C. and Tourists that are affected.

STEP 7: SETTLEMENT MEETING

The Tribunal can provide a mediator to resolve the complaint informally and voluntarily. This is called a "**settlement meeting**". This is a free service. What is said during the settlement meeting is confidential and cannot be used against either party later.

Do you want to participate in a settlement meeting? **

☒ Yes ☐ No

STEP 8: COMPLETE THE COMPLAINT FORM

After you have filled out the complaint form:

- check the box to confirm that the information is true and accurate
- keep a copy of your complaint form and your documents
- send your complaint form to the Tribunal

Check the following for:



I confirm that the information in this complaint form is true and accurate to the best of my knowledge and belief.**

WHAT HAPPENS NEXT?

After the Tribunal has reviewed your complaint, it will tell you one of the following:

- your complaint form is complete, the Tribunal will accept it for filing, and a copy will be sent to the Respondent(s)
- your complaint form is incomplete and the Tribunal will ask you for further information by a certain date
- your complaint is deferred pending the outcome of other proceedings
- your complaint cannot be accepted for filing because:
 - o your complaint is not covered by the *BC Human Rights Code* (it may be covered by the *Canadian Human Rights Act*)
 - o your complaint does not set out enough information to support a complaint of discrimination under the *BC Human Rights Code*

PROTECTION FROM RETALIATION

After a complaint is filed a complainant, anyone named in a complaint, a witness or anyone who assists in a complaint is protected from retaliation for their involvement in the complaint. You must show:

- a complaint was filed with the Tribunal;
- the person who retaliated knew about the complaint; and
- it is reasonable to conclude that the person intended to retaliate against someone because of their involvement in the complaint.

As of May 14, 2015, the Code also protects you from retaliation because someone thought you might make a complaint, be named in a complaint, or give evidence or assist in a complaint.

If you or someone else has been retaliated against, complete a Retaliation Complaint Form available on our website under Forms.

HELP FILING YOUR COMPLAINT

For assistance with filing your complaint contact:

BC Human Rights Clinic
300 - 1140 W Pender Street
Vancouver BC V6E 4G1
Tel: 604-622-1100
Fax: 604-685-7611
Toll Free: 1-855-685-6222
www.bchrc.net

The Law Centre – University of Victoria Faculty of Law
225 - 850 Burdett Avenue
Victoria BC V8W 0C7
Tel: 250-385-1221
Fax: 250-385-1226
www.thelawcentre.ca

PRIVACY NOTICE

The Tribunal collects personal information to process complaints filed under the *Human Rights Code* and to conduct surveys to evaluate and improve its services under s. 59.1 of the *Administrative Tribunals Act*.

The personal information in this form may be disclosed to members of the public. This is because the Tribunal's process is public:

- The Tribunal publishes most decisions on its website
- The Tribunal publishes a hearing schedule (list of upcoming hearings) with the parties' names and the area and ground of a complaint
- After a complaint is on the hearing schedule, the public has access to information, including the complaint and response forms (except contact information)
- Hearings are open to the public.

You can ask the Tribunal to limit the information it makes public. However, the Tribunal will only do so if it decides that your privacy interests outweigh the public interest in access to the Tribunal's proceedings.

For more information, contact the Tribunal Registrar at the address or phone number at the top of this form.