

Particulars of Notice of Contravention and Review Decision
S. 49(1) *Private Career Colleges Act, 2005*

Tuesday, May 11, 2010

These particulars are posted following the issuance of an administrative penalty for which a review was requested. Penalties may be reviewed upon request within 15 days of receipt of a Notice of Contravention. The review decision is made considering not only the information originally available at the time the Notice of Contravention was issued, but also any new information not previously available that may have been supplied in support of the request for a review. On review, an administrative penalty may be upheld, rescinded or reduced. A review decision is final.

Original service date: February 17, 2010

Sam Basett, Director
All Metal Welding Technology Inc.
757 McKay Road, Unit 4
Pickering, ON L1W 3C8

Description:	Original Amount:	Review Decision:																																																
<p>Act. s. 11 – Restrictions on advertising and soliciting</p> <p>Ministry staff became aware of the website, http://www.allmetalwelding.ca, operated by All Metal Welding Technology Inc., on February 3, 2010. A follow up visit to All Metal Welding Technology Inc., 757 McKay Road, Unit 4-5, Pickering on February 10, 2010 revealed the following details regarding the programs being offered:</p> <p>Introductory – ARC (S.M.A.W.) (25 classes) Includes consumable materials (5 class payments 1st – 6th – 11th – 16th – 21st)</p> <table border="0"> <tr><td>(5) 1st course = 1F (flat) = \$ 700.00 + 5% GST</td><td>\$3,500.00</td></tr> <tr><td>(6) 2nd course = 2F (horizontal) = \$ 800.00 + 5% GST</td><td>\$ 175.00 GST</td></tr> <tr><td>(6) 3rd course = 3F (vertical) = \$ 900.00 + 5% GST</td><td>\$3,675.00</td></tr> <tr><td>(8) 4th course = 4F (overhead) = \$1,100.00 + 5% GST</td><td>payments \$735.00</td></tr> </table> <p>Introductory – MIG (G.M.A.W.) 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The PCC has come into compliance as it no longer advertises welding programs.</p>
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<p>Each class, according to Mr. Sam Basett, is two hours long. According to the description provided on the website, the information on the above price sheet and the information regarding class length as stated by Mr. Sam Basett, the programs fit the definition of vocational programs according to the Private Career Colleges Act, 2005 (PCCA, 2005).</p>		
<p>Act. s. 7 – Prohibition against operating a private career college</p> <p>On February 10, 2010, Ministry staff attended All Metal Welding Technology Inc., 757 McKay Road, Unit 4-5, Pickering. There were two students attending class and each had a current student contract outlining the cost of the course and the payment schedule. The programs noted on the contracts were vocational programs.</p>	<p>\$1,000 per day</p>	<p>Penalty is reduced to \$500 for February 17, 2010.</p> <p>The balance of evidence available indicates the PCC was operating an unregistered private career college. The PCC has come into compliance as it has ceased delivering welding programs.</p>
<p>Act, s. 8 (1) – Prohibition against providing vocational programs</p> <p>On February 10, 2010, Ministry staff attended All Metal Welding Technology Inc., 757 McKay Road, Unit 4-5, Pickering. There were two students attending class and each had a current student contract outlining the cost of the course and the payment schedule. The programs noted on the contracts were vocational programs.</p>	<p>\$1,000 per day</p>	<p>Penalty is reduced to \$500 for February 17, 2010.</p> <p>The balance of evidence available indicates the PCC was providing unapproved vocational programs. The PCC has come into compliance as it has ceased delivering the welding programs.</p>
<p>Act, s. 9 — Prohibition against charging fee</p> <p>On February 10, 2010, Ministry staff attended All Metal Welding Technology Inc., 757 McKay Road, Unit 4-5, Pickering. There were two students attending class and each had a current student contract outlining the cost of the course and the payment schedule. The contracts also included payment details for the students.</p>	<p>\$1000 per day</p>	<p>Penalty is reduced to \$500 for February 17, 2010.</p> <p>The balance of evidence available indicates the PCC was charging a fee for unapproved vocational programs. The PCC has come to compliance as it has ceased delivering unapproved welding programs.</p>
Total:		<p>\$2,000</p>