

Ministry of Training,
Colleges and Universities

Office of the Superintendent

Private Career Colleges Branch
9th Floor, Mowat Block
900 Bay Street
Toronto ON M7A 1L2

Ministère de la Formation
et des Collèges et Universités

Bureau du Surintendant

Direction des collèges
privés d'enseignement professionnel
9^e étage, édifice Mowat
900, rue Bay
Toronto ON M7A 1L2



RESTRAINING ORDER

By email (info@baltech.ca), fax (905-696-7311) and courier

September 28, 2010

Jagroop Singh Bal, Director
2096185 Ontario Inc. operating as Baltech Trucking Solutions and/or known as
Baltech School of Learning
6767 Invader Crescent
Mississauga, ON L5Y 2B7

and

5 Applegrove Court
Brampton, ON L6X 4R1

and

69 Newport Street
Brampton, ON L6S 4N1

Dear Jagroop Singh Bal:

This is a Restraining Order issued under s. 46(1) of the *Private Career Colleges Act, 2005* ("Act"). As the Superintendent of Private Career Colleges, I believe that 2096185 Ontario Inc. operating as Baltech Trucking Solutions and/or known as Baltech School of Learning ("Baltech Trucking Solutions") has contravened the Act and/or regulations, and I order the School to stop contravening the following provisions of the Act and/or regulations:

- Advertising an unregistered private career college and advertising unapproved vocational programs, contrary to section 11 of the Act; and
- Offering vocational programs that are not approved by the Superintendent of Private Career Colleges, contrary to section 8(1) of the Act.

Detailed reasons in support of my decision to issue this order are found in Schedule "A", attached. Failure to comply with this order may result in any or all of the following, further enforcement actions:

- Application for an order from the Superior Court of Justice;
- The issuance of further Administrative Monetary Penalties; and/or
- Prosecution for offences under the Act. Upon conviction by a court,
 - A corporation is subject to a fine of up to \$250,000;
 - An individual is subject to a fine of up to \$100,000, a prison term of up to one year, or both; and
 - An officer or director of a corporation who concurs in the commission of the offence, is subject to a fine of up to \$25,000, a prison term of up to one year, or both.

You must provide written confirmation signed by a person with authority to bind the School, together with all available supporting evidence, that the steps outlined below have been taken. This written confirmation must be delivered by **October 4, 2010** by registered mail or courier to my attention and confirm that you:

- Have stopped advertising an unregistered private career college and unapproved vocational programs that require approval;
- Have stopped *offering* unapproved vocational programs for a fee that require approval;
- Have stopped enrolling students into unapproved vocational programs that require approval;
- Have provided the ministry with a list including the names and addresses of all current and former students;
- Have provided refunds to students who were enrolled in unapproved vocational programs that require approval;
- Are not holding, directly or indirectly, any monies owing to current, former, or prospective students of unapproved vocational programs that require approval;
- Are holding student files to be available for the Superintendent's staff to review; and
- Will not reopen as a Private Career College until such time, if any, as it has been registered.

If Baltech Trucking Solutions is currently *providing* unapproved vocational programs as an unregistered Private Career College, these actions would also be contrary to sections 7 and 8 of the Act respectively. Baltech Trucking Solutions would then be required to **immediately** take the steps outlined below in this order to comply with the Act.

Specifically, Baltech Trucking Solutions:

- must stop operating an unregistered Private Career College; and
- must stop providing a vocational program for a fee that require approval.

As noted above, the applicable legislation is the *Private Career Colleges Act, 2005* and the regulations made thereunder. The legislation and regulations are available at www.e-laws.gov.on.ca. If you are unable to access any relevant information on e-laws, you may contact our offices at (416) 314-0500 to request that a copy of the legislation and regulations be sent to you.

Pursuant to sections 49(2) and 49(6) of the Act, this order is published on the Ministry of Training, Colleges and Universities' website.

Kindly govern yourself accordingly,

ORIGINAL SIGNED BY

Allan Scott
Superintendent of Private Career Colleges

Schedule "A"

Detailed Reasons and Findings

OPERATION "Brake Down"

Pursuant to subsection 23(1) of the *Private Career Colleges Act, 2005* ("Act"), private career colleges that offer commercial driver programs which lead to commercial driver licensing examinations, governed under the Ontario Regulation 341/94 Driver Licence Examinations of the *Highway Traffic Act*, must have the programs approved by the Superintendent of Private Career Colleges.

In response to a concern about unapproved commercial driver programs, and their potential impact on public safety, Operation "Brake Down" was launched. Its purpose was to identify illegal operators offering unapproved vocational programs that require approval under the Private Career Colleges Act, 2005 and to take the necessary enforcement action against them. This institution was identified as part of this operation.

The Superintendent has issued this order based on the following findings and supporting facts and evidence:

Contravention of section 11 of the Act – Restrictions on Advertising and Soliciting

A designate of the Superintendent of Private Career Colleges examined the website (<http://www.baltech.ca>) belonging to 2096185 Ontario Inc. operating as Baltech Trucking Solutions and/or known as Baltech School of Learning ("Baltech") on September 16, 2010.

The web advertising specifies physical addresses for two locations (6767 Invader Crescent, Mississauga, ON L5T 2B7 and 2942 Halpem Street, St. Laurent, QC, H4S 1R2), contact phone and fax numbers and email addresses for Baltech and advertises a Drivers Training Program including Dispatch Training. The "Education" webpage states:

Truck Dispatch: Our new dispatch coarse starting from first week of November is a unique course which is dedicated to provide the best part of training both in class and practical. After completing this coarse [sic] student will have the opportunity to get jobs as a dispatcher in trucking companies. For any further information our office can be contacted.

The screen shot of the “Education” webpage appears below:

Education

BalTech.ca

Home About Us Services Education Shopping Contact Us Course Calendar News

Professional Institute for all Trucking needs

BalTech
Trucking Solutions

Member Login

Username
Password
Remember Me
[Forgot your password?](#)
[Forgot your username?](#)

Our Services

- Safety and Compliance Reviews
- Drug and Alcohol Test
- CVOR and Authority
- Driver and Fleet Management
- DOT and MTO Audits
- Logbook Auditing
- Plates and Fleet Renewal
- Fuel Tax Return
- Safety Seminars
- Carriers Policy and Procedures

Drivers Training Program:

Baltech is totally training based institute. Experienced staff of Baltech training solutions provides a friendly environment to the students. The idea is to provide complete training to the drivers so that they can be in compliance to MTO and DOT rules and regulations. Following training courses are provided.

- Dispatch Training
- Logbook Training
- Dangerous Goods Training
- Load Securement Training
- Computer Training
- In-House Audit Training

The course dates are provided every month on the web calendar.

Truck Dispatch: Our new dispatch course starting from first week of November is a unique course which is dedicated to provide the best part of training both in class and practical. After completing this course student will have the opportunity to get jobs as a dispatcher in trucking companies. For any further information our office can be contacted.

Log Book Training: After dealing with the practical situations of the truckers, a very simple course was build which can help the drivers to fill their logbooks. Logbook training is provided in different language. This course is specially designed to educate the truckers with English as second language. This course help the drivers to understand the HOS rules and how be in compliance.

Outsource your safety and compliance department...



NewsFlash

- [Pilot Program for \(LCV\) Long Combination Vehicles](#)
- [Green Commercial Vehicle Program](#)
- [Notice to Truckers - 2009 Load Restrictions](#)

http://www.baltech.ca/index.php?option=com_content&view=article&id=218&Itemid=70[09/16/2010 2:23:49 PM]

On September 15, 2010, a designate telephoned Baltech and spoke to a male person who advised that the Dispatch program is running in November, as provided on the website belonging to Baltech. The male person advised the designate that he had information about the program and said it is \$1,000 and 40 hours in duration.

Dispatch training corresponds to National Occupational Classification (NOC) code 1475 – Dispatcher and Radio Operators.

The preceding information demonstrates that 2096185 Ontario Inc. operating as Baltech Trucking Solutions and/or known as Baltech School of Learning is currently advertising itself as a private career college by advertising an unapproved dispatch vocational program. Since 2096185 Ontario Inc. operating as Baltech Trucking Solutions and/or known as Baltech School of Learning is not registered as a private career college under the Act, and the Dispatch program is

not approved, advertising the program is prohibited in accordance with section 11 of the Act.

Contravention of section 8(1) of the PCCA – Prohibition against providing vocational programs

On September 15, 2010, a designate telephoned Baltech and spoke to a male person who advised that the Dispatch program is running in November (2010), as provided on the website belonging to Baltech. The male person advised the designate that he had information about the program and said it is \$1,000 and 40 hours in duration.

The above evidence shows that the dispatch program is vocational (over 40 hours exceeding a cost of \$1,000) and that this unregistered institution is *offering* a vocational program for a fee without being registered or having that program approved by the Superintendent, in contravention of s. 8(1) of the Act.

Background

i) Previous Contact

Nonica Narsinghia of Baltech School of Learning (6767 Invader Cres., Mississauga, ON L5T 2B7) submitted a pre-screening application for a trucking dispatch program with the Private Career Colleges Branch (PCCB) on February 1, 2010.

On March 3, 2010, Baltech School of Learning was advised by the PCCB that its trucking dispatch program requires approval by the Superintendent of Private Career Colleges as it is intended to provide students with the skills and knowledge required to obtain employment in a recognized vocation. That letter also specified that until such time as Baltech School of Learning is registered and has had their program approved, it is violation under sections 7, 8 and 9 of the PCCA to deliver or advertise the delivery of their vocational program and charge or collect a fee in relation to a vocational program.

ii) Legal and Operating Name

An ONBIS search conducted on September 20, 2010 shows that 2096185 Ontario Inc. is an active Ontario corporation incorporated on March 8, 2003. The registered office address and the principal office in Ontario is listed as 5 Applegrove Court, Brampton, ON L6X 4R1. Jagroop Singh Bal is listed as a Director and Officer. His address is listed as 69 Newport Street, Brampton, ON L6S 4N1.

The registered business name is Baltech Trucking Solutions. It was registered on February 10, 2010 and expires on February 9, 2015. The principal place of business is 6767 Invader Crescent, Mississauga, ON L5T 2B7.

It is possible that this business is also known as Baltech School of Learning, which is the name in which the institution pre-screened.