

Ministry of Training,  
Colleges and Universities  
Student Support Branch  
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900 Bay Street  
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Ministère de la Formation  
et des Collèges et Universités  
Direction du soutien aux étudiants  
9<sup>e</sup> étage, édifice Mowat  
900, rue Bay  
Toronto ON M7A 1L2



**SERVED BY REGISTERED AND REGULAR MAIL**

Thursday, June 19, 2008

1635770 Ontario Ltd. operating as  
Delta Driving School  
2528 Dougall Avenue  
Windsor, Ontario

Attention: Paramjit Kaur Pabla, President

Dear Sir:

Re: Notice of Restraining Order under clause 46 (1) of the *Private Career Colleges Act, 2005*

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For the reasons set out in Schedule A, attached, I am of the view that 1635770 Ontario Ltd. operating as Delta Driving School is not operating in compliance with the *Private Career Colleges Act 2005*.

**Unregistered Campus**

Pursuant to subsection 46(1) of the *Private Career Colleges Act, 2005*, I am directing you as the President of 1635770 Ontario Ltd. operating as Delta Driving School to immediately cease and desist:

- Operating as an unregistered private career college at 2528 Dougall Avenue, Windsor, Ontario;
- Offering non-approved vocational programs
- Distributing any promotional program information or website advertisements, in whatever form, that use statements that mislead, or are likely to mislead, the public for the purpose of inducing a student or prospective student to enrol in a vocational program or to enter into a contract with a private career college.

Delta Driving School will deliver to me **by registered mail or courier and by no later than Monday, July 7, 2008** a written confirmation signed by an authorized officer or other official of 1635770 Ontario Ltd. operating as Delta Driving School I:

- a) that Delta Driving School is no longer in operation;
- b) that Delta Driving School does not hold, directly or indirectly, any monies owing to current, former or prospective students with contracts with the school for vocational programs;

- c) that the Delta Driving School's application to register a private career college will be delivered to the Ministry by **July 31, 2008**;
- and setting out:
- d) the names and addresses of all current and former Delta Driving School students (vocational);
  - e) the location of all Delta Driving School student (vocational) files;
  - f) a date and time that all files will be made available forthwith to Ministry staff for review; and
  - g) an explanation of the offering of and delivery of vocational programs prior to approval by the Ministry.

### **Compliance with the *Private Career Colleges Act, 2005***

The first step to ensuring compliance with the Act is the submission of full and complete registration documents for this unregistered campus. All private career college registration forms and guidelines, can be found at <http://www.serviceontario.ca>. Simply click on *Get the Forms You Need Quickly and Easily*, and follow the *Education and Training* link to *Private Career Colleges*. Once you review these documents, please call the telephone number listed above if you have any questions.

If your institution intends to continue to offer a vocational program but is not yet registered under the *Private Career Colleges Act, 2005* and/or the program is not yet approved by the Superintendent of Private Career Colleges, your institution cannot continue to advertise the program, accept/teach new students or collect any fees from new students.

If your institution has chosen not to continue to provide vocational programs, please confirm this with a letter to the Superintendent of Private Career Colleges. This letter must include the names and contact information of current vocational students, the programs in which they are enrolled, and the date their training will be completed.

### **Contraventions of the *Private Career Colleges Act, 2005***

Pursuant to subsection 46(1) of the *Private Career Colleges Act, 2005*, I am directing you as the President of 1635770 Ontario Ltd. operating as Delta Driving School to comply with the legislation as follows:

1. Delta Driving School will **immediately** remove all non-approved vocational programs and any false or misleading information from its advertising and website.
2. Delta Driving School will provide my office with confirmation and evidence of the removal **by July 7, 2008**.
3. Delta Driving School will **immediately** stop enrolling students in non-approved programs, and refund tuition to those currently enrolled.
4. Delta Driving School will provide my office with confirmation and evidence that it has ceased enrolling students in non-approved programs and refunded tuition to those currently enrolled **by July 7, 2008**.

Letters to the Superintendent must be sent by registered mail or courier to the address above.

**Failure to Comply with the *Private Career Colleges Act, 2005***

Note that if fees are collected from students in a non-approved program, the students will have the right to a full refund of those fees regardless of whether your institution has delivered the training.

If you continue to operate a non-registered campus and offer non-approved vocational programs despite this Restraining Order, you will be operating in violation of sections 7 and 8 of the *Act* and may be subject to penalties pursuant to s. 48 of the *Act*. This may preclude subsequent registration under the *Act* on the grounds that you are carrying on activities in contravention of the *Act*.

Note that a corporation that is found guilty of an offence under section 48 of the *Act* is subject to a fine of up to \$100,000, and any officer or director of a corporation who concurs in the commission of such an offence is also guilty of an offence, and on conviction subject to a fine of up to \$25,000 or imprisonment for a term of up to one year, or both.

The legislation applicable to this Order is the *Private Career Colleges Act, 2005* and Ontario Regulation 415/06 made thereunder. The legislation and regulation is available at [www.e-laws.gov.on.ca](http://www.e-laws.gov.on.ca).

In the event that you are unable to access any relevant information on e-laws, you may contact Margot Devlin at 416-314-0497 to request that copies of the relevant legislation be sent to you. You may also contact Ms. Devlin if you have questions regarding this Order.

Sincerely,

ORIGINAL SIGNED BY

Richard Jackson  
Superintendent  
Private Career Colleges

Attachments: Schedule A – Reasons for Decision

## Schedule A – Reasons for Decision

### Facts in support of Restraining Order

#### Background:

On February 19, 2007, Ministry staff attended at 2528 Dougall Avenue, Windsor.

The School advertised AZ truck driving lessons.

Ministry staff asked to speak to the owner but the office staff said that he was not on site. Ministry staff left an application package for the owner and indicated that if Delta was to continue to offer AZ trucking, the school would have to register with the Ministry.

No completed application was received.

#### Legal and Operating Entities

1635770 Ontario Ltd. was incorporated on January 21, 2005. Its registered operating name is Delta Driving School. Paramjit Kaur Pabla is the President of the corporation.

#### **Contravention of s. 7 and 8 of the *Private Career Colleges Act, 2005* – Operating an Unregistered Campus and delivering non-approved vocational programs and Contravention of s. 11 of the *Private Career Colleges Act, 2005* - Advertising Non-approved Vocational Programs**

On May 22, 2008 the Ministry received information from a registered private career college that stated that Delta Driving School continues to operate and hold itself out as a private career college.

Delta Driving School has continued to offer an AZ Truck Driving Program.

Delta Driving School did not contact Ministry staff after their visit to Delta Driving School.

The Ministry did not receive an application to register a private career college from Delta Driving School.

The Ministry did not receive pre-screening forms or applications for program approval for any of the advertised non-approved programs.