

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

Friday March 25, 2011

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 On review, an administrative penalty may be upheld, rescinded or reduced.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: December 8, 2010

J.A.Z. Logistics Inc. operating as J.A.Z Truck & Fork Lift Driving School and/or known as J.A.S. Truck & Forklift Driving School and/or J.A.S. Truck, Bus & forklift Driving School and/or JAZ Truck, Bus & Forklift Driving School
112 Stonechurch Cres
Markham, ON
L6B 0J2

Description:	Original Amount:	Review Decision:
<p>Act, s. 11 — Restrictions on advertising and soliciting</p> <p>On November 15, 2010, a Designate of the Superintendent of Private Career Colleges (“Designate”) telephoned the school at 647-430-8961 and spoke with a female who identified herself as Jaz. Jaz advised the Designate that they have several packages of AZ, including an AZ course consisting of unlimited “everything” for \$1,899. On November 16, 2010, Designates conducted a field visit of the school where school signage was observed in and out of the building and business cards were collected, both of which were advertising an illegal private career college. Designates collected a handwritten price list that was shown to prospective students. The top of the price list specifies “B C D E F” and provides that unlimited lessons and unlimited road test cost \$1,400. Unlimited “B” (bus) training at a cost exceeding \$1,000 is considered to be a vocational program under the Act. This school is not registered and does not have the approval to offer or deliver this program. Designates removed from the school an undated document describing “Commercial Driving Training – Class BZ.” The document specified tuition fees of \$2,350 (with additional fees listed) for a 4 week course</p>	<p>\$1,000 per day</p>	<p>Penalty of \$1,000 per day is upheld for the period of January 13, 2011 to January 14, 2011 (inclusive).</p> <p>The balance of evidence available indicates that JAZ Logistics Inc. was advertising an unregistered private career college.</p>

<p>of training full time at 25 hours per week (totalling 100 hours). Designates also reviewed current student contracts for students enrolled in an AZ program.</p> <p>Based on the telephone call in which a Designate was offered AZ training, the existence of the price list shown to prospective students with unlimited lesson B (bus) truck training being advertised at a cost of \$1,400 and the student contracts for AZ truck training found during the field visit, and the signage observed/business cards collected, Designates formed the reasonable belief that this school is advertising illegal vocational trucking programs, in contravention of subsection 11(1) and (2) of the Act.</p>		
<p>Act, s. 7 — Prohibition against operating a private career college</p> <p>Student registration forms for three students were viewed by Designates for vocational programs exceeding 40 hours in duration at a cost exceeding \$1,000 during the field visit. Designates also confirmed a payment for a current student with a valid matching credit card receipt.</p> <p>Based on the evidence outlined above in which students were enrolled in vocational programs, the admission that the school teaches “b” trucking and that the school advertises itself outside the building, on its business cards and on its door, the school is operating as a private career college without being registered in contravention of subsection 7(1) of the Act.</p>	<p>\$1,000 per day</p>	<p>Penalty of \$1,000 per day is upheld for the period of January 13, 2011 to January 14, 2011 (inclusive).</p> <p>The balance of evidence available indicates that JAZ Logistics Inc. was operating as an unregistered private career college.</p>
<p>Act, s. 9 — Prohibition against charging fee</p> <p>Designates viewed a student registration form for an AZ program during the field visit. The registration form was signed on November 4, 2010. Total tuition cost is listed as \$2,100 with a down payment of \$500. The registration form specifies “unlimited lessons.” A staff member signed the bottom of the registration form, which also outlines registration terms and conditions. Representatives of the school confirmed that this student paid the \$500 down payment and provided Designates with a credit card receipt dated November 4, 2010 for the \$500 down payment paid by the student. The receipt matches the known business name and address.</p> <p>Based on this information it is clear that the school is charging or collecting a fee in respect of an unapproved program at an unregistered school, in violation of section 9 of the Act.</p>	<p>\$1,000 per day</p>	<p>Penalty of \$1,000 per day is upheld for the period of January 13, 2011 to January 14, 2011 (inclusive).</p> <p>The balance of evidence available indicates that JAZ Logistics Inc. was charging fees for unapproved vocational programs.</p>
<p>Total:</p>		<p>\$6,000</p>