

Particulars of Notice of Contravention and Review Decision

S. 49(1) *Private Career Colleges Act, 2005* (“Act”)

Thursday January 6, 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 On review, an administrative penalty may be upheld, rescinded or reduced.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: November 15, 2010

Jeffrey William Mavor, President
1711169 Ontario Ltd. operating as
Lake Country Airways
6382 Bluebird Street
Orillia, Ontario
L3V 6H6

Description:	Original Amount:	Review Decision:
<p>PCCA, 2005 S. 11 Restrictions on advertising and soliciting</p> <p>On October 13, 2010 a designate of the Superintendent reviewed the website http://www.lakecountryairways.ca and found Commercial Pilot and Flight Instructor Rating programs advertised. On October 28, 2010, designates of the Superintendent visited the School at 6382 Bluebird Street, Orillia, ON. They met with Mr. Mavor who stated that the school is currently offering both Commercial Pilot Licence and Instructor Rating. Mr. Mavor explained the cost of each program. Printed material on School letterhead which described each program was provided. The cost for Commercial Pilot Licence is estimated at \$12,775.00 for wheels and \$17,325.00 for floats. Flight Instructor Rating is estimated at \$7,325.00 for wheels and \$9,425.00 for floats. Both programs fit the definition of vocational programs under the Act. Since these programs are not approved, advertising of same is prohibited in accordance with Section 11 (2) of the Act.</p>	<p>\$1,000 per day</p>	<p>Penalty reduced to \$500 per day for November 15, 2010 (inclusive).</p> <p>The balance of evidence available indicates Lake Country Airways was advertising unapproved vocational programs.</p>

<p>PCCA, s. 8(1) Prohibition against providing vocational programs</p> <p>On October 28, 2010, designates of the Superintendent visited the School. They met with Mr. Mavor who stated the School had recently completed one student in the Commercial Pilot Licence program and that they currently have one student in the Instructor Rating program. Copies of trainee files were provided included receipts for fees paid for instruction. Invoices collected were on Lake Country letterhead and the receipts also were labelled Lake Country Airways. Based on this evidence, it is clear that the School is providing vocational programs in contravention of Section 8 (1) of the Act.</p>	<p>\$1,000 per day</p>	<p>Penalty reduced to \$500.</p> <p>The balance of evidence available indicates that Lake Country Airways was charging fees for unapproved vocational programs.</p>
<p>PCCA, 2005, s. 7 Prohibition against operating a private career college</p> <p>Mr. Mavor is listed as the director and president of the corporation. In speaking with a designate, he described the unapproved vocational programs as being delivered, and that they currently have one active student and one recently finished student. Based on this evidence, it is clear that the School is operating and therefore is in contravention of section 7(1) of the Act.</p>	<p>\$1,000 per day</p>	<p>Penalty reduced to \$500 per day for November 15, 2010 (inclusive).</p> <p>The balance of evidence available indicates Lake Country Airways was holding itself out as an unregistered private career college.</p>
Total:		<p>\$1,500</p>