

**Particulars of Notice of Contravention and Review Decision**

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

July 21, 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 On review, an administrative penalty may be upheld, rescinded or reduced.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: March 23, 2010 deemed served on March 28, 2011

McCall’s School of Cake Decoration Inc.  
1290 Fewster Dr.  
Mississauga, ON  
L4W 1A4

Description:	Original Amount:	Review Decision:
<p><b>Act, s. 11 - Restrictions on advertising and soliciting</b></p> <p>The School was issued a warning letter from the Private Career Colleges Branch on December 23, 2011. On January 10, 2010, Nicholas McCall contacted a Designate to discuss the warning letter that was issued. Nicholas McCall was advised that he was required to cease advertising and providing the vocational programs Professional Cake Decorating and Master Cake Decorating until such time as the School became registered as a Private Career College and had its program approved by the Superintendent. As of February 22, 2011 the School continues to advertise the following unapproved vocational programs on its website:</p> <ul style="list-style-type: none"> <li>• Master Cake Decoration (Intermediate) 72 hours and Estimated Total Cost of \$ 1,100-2,440</li> <li>• Master Cake Decoration (Advanced) 130 hours and Estimated Cost of \$ 1,100-2,440</li> </ul> <p>These programs are classified under National Occupational Classification Code (NOC) 6252- Bakers. These programs require approval under the Act. Based upon the evidence above, the Designate came to the reasonable belief that the School continued to advertise vocational programs without receiving prior approval from the Superintendent in contravention of s.11 of the Act.</p>	<p>Daily penalty of \$1,000</p>	<p>Penalty of \$1,000 per day is upheld for March 28, 2011.</p> <p>The balance of evidence available indicates that McCall’s School of Cake Decoration Inc. was advertising unapproved vocational programs. McCall’s School of Cake Decoration Inc. came into compliance on March 28, 2011.</p>
<b>Total:</b>		<b>\$1,000</b>