

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

Thursday January 21, 2010

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 On review, an administrative penalty may be upheld, rescinded or reduced.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 17, 2009

Mr. Yasir Hayat
Arbaaz Productions Ltd. o/a Royal Truck Training Centre
58 Gainsborough Rd.
Hamilton, ON L8E 1E1

Description:	Original Amount:	Review Decision:
<p>Act, s. 46 - Failure to comply with an order of the Superintendent made under s. 46</p> <p>On October 8, 2009 the Superintendent issued a Restraining and Compliance Order to Royal Truck Training. A response was due by October 26, 2009. As of December 17, 2009, the date the administrative penalty was issued, Royal Truck Training has not responded to the Superintendent's Order. Royal Truck Training provided evidence of complying with the Order on December 22nd.</p>	<p>\$1,000</p>	<p>Upheld - The penalty accumulated from December 17, 2009 to December 22, 2009 (\$5,000).</p>
<p>Act, s. 11 - Restrictions on advertising and soliciting</p> <p>Ministry staff observed advertising for unapproved programs on the side of a truck, which Atif Hayat admitted belonged to Royal</p>	<p>\$1,000</p>	<p>Upheld - The penalty accumulated from December 17, 2009 to December 22, 2009 (\$5,000).</p>

<p>Truck Training, on two separate occasions. On December 14, 2009, Ministry staff observed that said advertising remained visible on the truck. The Ministry has retained photographic evidence for all three dates where observations were made. Mr. Yasir Hayat did not produce photographic evidence that advertising on the truck had been painted over until December 22nd.</p>		
<p>Act, s. 38(10) - Inquiries and examinations, Obstruction</p> <p>On December 11, 2009 Yasir Hayat advised Ministry staff that the trucking school's telephone number had been removed from the truck. Ministry staff observed the truck on December 14, 2009 having the exact same advertising as was visible on the truck previously. The Ministry has retained photographic evidence for all three dates where observations were made. Balance of evidence available indicates that Mr. Hayat gave false information to program consultant about changes made to his truck to avoid further investigation.</p>	\$1,000	Upheld – One time penalty.
Total:		\$11,000