

October 13, 2010

Allen James Beatty  
Five Star Transport Training  
400 Laclie Street, Unit 5  
Orillia, Ontario L3V 4P5

And

1181 Division Road East, R.R.#4  
Orillia, Ontario L3V 6H4

Dear Allen James Beatty:

I am writing to advise you of my decisions following a review of the administrative penalties issued to you May 14, 2010 on Notice of Contravention #070.

Section 39(6) of the Private Career Colleges Act, 2005 (the Act) gives any person who receives a Notice of Contravention the right to have it reviewed by the Minister of Training, Colleges and Universities. Pursuant to section 39(9) of the Act, as the result of a review, the Minister has the authority to:

- a) find that the person did not contravene the provision of this Act or regulations specified in the notice of contravention and rescind the notice;
- b) find that the person did contravene the provision of this Act or regulations specified in the notice of contravention and affirm the notice; or
- c) find that the person did contravene the provision but that the prescribed penalty is excessive in the circumstances and amend the notice by reducing the amount of the penalty.

As the Minister has delegated his authority to me, I have reviewed the materials provided by you and the Private Career Colleges Branch.

The following table outlines my decision on the penalties issued to you in the Superintendent's original Notice of Contravention. In accordance with s. 39(10) of the Act, this decision is final.

Contravention	Decision and Penalty
<b>PCCA, 2005</b>  <b>S. 11</b> <b>Restrictions on</b> <b>advertising and soliciting</b>	Penalty is rescinded.

Contravention	Decision and Penalty
<b>PCCA, 2005</b>  <b>s. 7</b> <b>Prohibition against operating an unregistered private career college.</b>	Penalty is rescinded.
<b>PCCA, 2005</b>  <b>s. 8(1)</b> <b>Prohibition against providing unapproved vocational programs.</b>	Penalty is rescinded.
<b>PCCA, 2005</b>  <b>s. 9</b> <b>Prohibition against charging a fee.</b>	Penalty is rescinded.

You will receive an invoice for the total penalty outstanding. Payment of the full amount is due within 30 days of the date of the invoice.

If payment is not received within **30 days** of the invoice, the amount will be subject to interest at the current postjudgment interest rate beginning on the 31<sup>st</sup> day following the date of notice. The current rate can be found at the following address:

[www.attorneygeneral.jus.gov.on.ca/english/courts/interestrates.asp](http://www.attorneygeneral.jus.gov.on.ca/english/courts/interestrates.asp).

In accordance with s. 49(1) of the Private Career Colleges Act, 2005, this information is being posted on the PCC Compliance News page of the Ministry of Training, Colleges and Universities website.

Sincerely,

*Original signed by*

Nancy Naylor  
Assistant Deputy Minister

Cc: Allan Scott, Superintendent of Private Career Colleges