

**Ministry of Training,
Colleges and Universities**
Office of the Superintendent
Private Career Colleges Branch
77 Wellesley Street West
Box 977
Toronto ON M7A 1N3

**Ministère de la Formation
et des Collèges et Universités**
Bureau du Surintendant
Direction des Collèges
privés d'enseignement professionnel
77, rue Wellesley Ouest
Boîte 977
Toronto ON M7A 1N3



Particulars of 2nd Notice of Contravention

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

September 4, 2013

These particulars are posted following the issuance of an administrative penalty by the Superintendent of Private Career Colleges pursuant to s. 39 (1) of the Act for which a review was not requested.

Original service date: August 13, 2013

School of the Photographic Arts: Ottawa
168 Dalhousie Street
Ottawa, Ontario K1N 7C4

Description:	Original Amount:
<p>Act, s. 7 – Prohibition against operating a private career college</p> <p>On August 13, 2013, the Superintendent of Private Career Colleges (Superintendent) came to the reasonable belief that this School was operating a private career college without being registered, in contravention of section 7 of the Act.</p>	<p>\$1,000 per day</p> <p>The penalty accumulated from August 13, 2013 to August 15, 2013 (inclusive).</p>
<p>Act, s. 8 (1) – Prohibition against providing vocational programs</p> <p>On August 13, 2013, the Superintendent came to the reasonable belief that this School was providing an unapproved vocational program described as “Portfolio Courses” that requires approval.</p> <p>The Superintendent determined that this School was bundling several courses which may otherwise be considered exempt from requiring approval for delivery and/or was bundling non-vocational courses/modules together resulting in fees exceeding \$1,000 and program hours exceeding 40 hours.</p> <p>The evidence demonstrates clearly that students are continuing to pursue the same unapproved programs for which the School was previously found to have contravened the Act.</p>	<p>\$1,000 per day</p> <p>The penalty accumulated from August 13, 2013 to August 15, 2013 (inclusive).</p>

Description:	Original Amount:
<p>Act, s. 9 - Prohibition against charging fee</p> <p>On August 13, 2013, the Superintendent came to the reasonable belief that this School was charging or collecting a fee in relation to a vocational program without being registered and having the vocational program approved by the Superintendent.</p> <p>During the site visit on June 12, 2013, the School provided to Designates of the Superintendent copies of Invoices for students who enrolled for portfolio classes from spring 2012 onwards for 2012 and 2013 classes. Twenty-four students signed up for 14 portfolio courses, which appear on one invoice for each student. 14 portfolio courses x 30 hours per course exceed 40 hours in duration. Also, the combined fees for 14 portfolio courses exceed \$1,000. Credit card payment receipts were attached to a number of invoices for students who paid for their courses using a credit card. In addition, four students signed up for the 2012 Artist-in-residence Program and paid fees for Facility Access and Meeting and Instructional Time exceeding \$1,000. The School also provided copies of "Portfolio Course Invoices" for students who have enrolled to begin courses commencing in 2013/2014.</p>	<p>\$1,000 per day</p> <p>The penalty accumulated from August 13, 2013 to August 15, 2013 (inclusive).</p>
<p>Act, s. 11 – Restrictions on advertising and soliciting</p> <p>On August 13, 2013, the Superintendent came to the reasonable belief that this School was advertising an unregistered private career college and unapproved vocational programs that require approval, in contravention of subsections 11(1) & 11 (2) of the Act.</p> <p>On March 21, 2012, the Superintendent issued a Notice of Contravention against this School. In that Notice, the School was assessed with administrative monetary penalties totalling \$1,000 per day for contravening section 11 of the Act. The School requested a review of the Notice and the Notice is under review.</p>	<p>\$2,000 per day</p> <p>The penalty accumulated from August 13, 2013 to August 15, 2013 (inclusive).</p>
Total:	\$15,000