

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

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

Wednesday December 8, 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 On review, an administrative penalty may be upheld, rescinded or reduced.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: September 28, 2010

Highway Truck Training Inc.  
22 Southbend Drive  
Brampton, ON L7A 1J4

and

43 Cassis Drive  
Etobicoke, ON M9V 4Z4

and

6190 Atlantic Drive  
Mississauga, ON L5T 1W3

Description:	Original Amount:	Review Decision:
<p>PCCA, 2005 S. 11 Restrictions on advertising and soliciting</p> <p>A Designate of the Superintendent reviewed the website <a href="http://www.goldbook.ca/brampton/Driving-Instruction/18667_Highway-Truck-Training-Inc.html">http://www.goldbook.ca/brampton/Driving-Instruction/18667_Highway-Truck-Training-Inc.html</a>. The web advertising provides an address and contact phone number for Highway Truck Training Inc. operating as Highway Truck Training Inc. and lists the courses they offer, including Class AZ, B, airbrake and forklift. The advertisement also specifies "120 hours on road to get insurance discount." On June 24, 2010, a designate of the Superintendent telephoned the number provided in the advertisement listed above (905-565-7536) and spoke to Gino, who identified himself as a partial owner. Gino advised the designate that an AZ course at a length of 120 hours at a fee of \$2,600 was being offered which fits the definition of a</p>	<p>\$1,000 per day</p>	<p>Penalty of \$1,000 per day is upheld for the period of November 1, 2010 to November 5, 2010 (Inclusive) and December 8, 2010.</p> <p>The balance of evidence available indicates the Highway Truck Training Inc. was advertising an unapproved vocational program.</p>

<p>vocational program requiring the approval of the Superintendent according to the Act. Since this institution is not registered and this program is not approved, advertising of same is prohibited in accordance with Section 11(1) and (2) of the Act respectively.</p>		
<p>PCCA, 2005, s. 7 Prohibition against operating a private career college</p> <p>Under section 7(2) of the Act, no person shall hold themselves out as the operation of a private career college unless the person is registered. Based on the fact that Gino identified himself as a partial owner to the designate and that he described the unapproved vocational course being delivered, it is clear that Highway Truck Training Inc. operating as Highway Truck Training Inc. is in contravention of section 7(2) of the Act.</p>	<p>\$1,000 per day</p>	<p>Penalty of \$1,000 per day is upheld for the period of November 1, 2010 to November 5, 2010 (Inclusive) and December 8, 2010.</p> <p>The balance of evidence available indicates the Highway Truck Training Inc. was holding itself out as an unregistered private career college.</p>
<p>PCCA, s. 8(1) Prohibition against providing vocational programs</p>	<p>\$1,000 per day</p>	<p>Penalty rescinded.</p>
<b>Total:</b>		<p><b>\$12,000</b></p>