



**UNDERTAKING**

**IN THE MATTER OF THE *MOTOR DEALER ACT, RSBC 1996, c 316* and the  
*BUSINESS PRACTICES AND CONSUMER PROTECTION ACT, SBC 2004, c 2***

**THIS UNDERTAKING** is made with an effective date  
of December 1, 2021

**BETWEEN:**

Superfast Motors Inc.  
(DL#40598)

(the "Respondent")

**AND:**

The Registrar of Motor Dealers

**WHEREAS:**

1. Superfast Motors Inc. is registered under dealer licence no.40598 (the "**Motor Dealer**" or "**Superfast**"), as defined under the *Motor Dealer Act*, RSBC 1996 c 316. (the "**MDA**").
2. The Registrar of Motor Dealers, as defined under the MDA, (the "**Registrar**") is responsible for the administration and enforcement of the MDA, its regulations, and prescribed provisions of the *Business Practices and Consumer Protection Act* SBC 2004 c 2. (the "**BPCPA**").
3. It is alleged that Superfast:
  - a. Sold motor vehicles on consignment contrary to the conditions of its registration;
  - b. Advertised for sale consigned motor vehicles contrary to the conditions of its registration;
  - c. Failed to cooperate with the Authority during the investigation into these allegations to the satisfaction of the VSA; and
  - d. Provided information that was perceived as misleading to the Authority.

4. The Registrar asserts that the Respondents have contravened the following legislation:

1. *Business Practices and Consumer Protection Act*, SBC 2004, c 2, ss 4(3)(a)(iii), (iv), and (v). for representing that Superfast was licensed to sell consignment vehicles when it was not.
2. *Motor Dealer Consignment Sales Regulation*, BC Reg 101/95. for selling consignment vehicles contrary to the requirements of this Regulation.

The *Motor Dealer Consignment Sales Regulation* is "**MDCSR**".

3. *Motor Dealer Act Regulation*, BC Reg 447/78, ss 23(b)(ii), (c) and (d). for failing to disclose material facts during the transaction of the Vehicle.

The *Motor Dealer Act Regulation* is "**MDAR**".

4. *Business Practices and Consumer Protection Act*, SBC 2004, c 2, ss 4(3)(b)(i), (vi), and 5 for engaging in deceptive acts and practices.
5. *Business Practices and Consumer Protection Act*, SBC 2004, c 2, ss 4(3)(a)(iii), (iv), and (v). for not disclosing that certain Superfast advertisements contained vehicles for sale on consignment.

**NOW THEREFORE** the Respondents undertake, acknowledge, and agree with the Registrar:

5. To comply with the MDA, BPCPA, MDCSR, MDAR and the sections thereunder;
6. To reimburse the Registrar a total of **\$5,000.00** representing the investigation costs incurred to date in relation to the subject matter of this Undertaking within thirty (30) days of the signing of this Undertaking;
7. That this Undertaking is binding on the Respondents until such time as it is either terminated in writing by the Registrar or terminated by Order of the Supreme Court of British Columbia for a minimum of 1 year;
8. That in addition to rendering the Respondents liable to further penalties and proceedings as provided for under the BPCPA, it is an offence under the BPCPA to fail to comply with any part of this Undertaking that has not been previously terminated;
9. That the Registrar may, upon breach of any part of this Undertaking by the either of the Respondents, declare the Undertaking to be at an end and may institute such proceedings and take such action under the BPCPA, or the Act as considered necessary; and

10. That any communication with the Registrar in connection with this Undertaking shall be made to the following address:

Registrar of Motor Dealers  
Vehicle Sales Authority of B.C.  
#280 – 8029 199<sup>th</sup> Street  
Langley, BC V2Y 0E2

And in the case of the Dealer, to the following address:

Superfast Motors Inc.  
The Village Park Royal  
203-815 Main Street  
West Vancouver, B.C. V7T 2Z3

unless another address for delivery is given to the other party, in writing, by either the Registrar or the Dealer.

The Respondents acknowledge and warrant that they have had an opportunity to seek legal advice as to the terms of this Undertaking.

**Superfast Motors Inc.**

Withheld - Section 22 FOIPPA

Signature: \_\_\_\_\_

Authorized signatory name: Amin Sabounchi

**ACCEPTED** by the Registrar of Motor Dealers this 6th day of December 2021

"Original signed"

\_\_\_\_\_  
Ian Christman  
Registrar of Motor Dealers