

**HEARING DECISION OF THE REGISTRAR  
UNDER THE *MOTOR DEALER ACT***

**In the Matter of**

**GEORGE ANDERSON (SP #107329)**

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**Motor Vehicle Sales Authority of B.C.**

**208 - 5455 152nd Street**

**Surrey, B.C. V3S 5A5**

**October 17, 2012**

**IN ATTENDANCE:**

Ian Christman	Registrar
Daryl Dunn	Manager, Compliance and Investigation
Kim Murphy	Licensing Officer
Tara Klassen	Licensing Officer
Juwll Ireland	Licensing Officer

## **ISSUES**

[1] This hearing was to review the licence of Mr. George Anderson, number 107329. Mr. Anderson was made aware on February 1st of 2012 that he was required to complete the Level 2 Salesperson Certification Course as a condition of maintaining his licence.

[2] Mr. Anderson was sent a registered letter on August 14th of 2012, indicating that if he did not sign up for the Level 2 course and take it by August 1st of 2012, because he had not taken it by August 1st, 2012 as required, that a hearing was going to be held to review his licence.

[3] The Hearing Notice speaks about the rules of evidence, speaks of natural justice, the proceedings that are available, as well as the types of actions the Registrar can take which include cancelling or suspending a licence for failure to abide by conditions of a licence.

## **DECISION**

[4] Mr. Anderson did not attend today. I have concerns on two grounds: One, it was a condition of his licence that he take a Level 2 course. Level 2 course is ongoing education for Mr. Anderson to be aware of the legal requirements for selling in British Columbia, specifically the *Motor Dealer Act* declarations, as well as his obligations to consumers under the *Business Practice and Consumer Protection Act*.

[5] Mr. Anderson is of the belief that he only needs to do the exam once and that's all, and he quotes lawyers and doctors. It should be noted that as a lawyer I may take judicial notice that I have to take ongoing, continuing education each year.

[6] Mr. Anderson has also failed to appear at this hearing as required by the notice. He has disregarded the authority of the Registrar, so I am concerned on those two grounds.

[7] I find it appropriate in these circumstances that Mr. Anderson has disobeyed the lawful orders of the Registrar to complete conditions of his licence, as well as the lawful order of the Registrar to attend at this hearing.

[8] I hereby suspend Mr. Anderson's licence as a salesperson effective immediately. He is not allowed to sell or engage in the sale of a motor vehicle to a consumer.

[9] This suspension may be reviewed after Mr. Anderson has successfully completed the Level 2 salesperson course, as well as satisfied to the licensing department that he will abide by the Registrar's lawful orders.