



**IN THE MATTER OF THE *MOTOR DEALER ACT*  
AND THE *BUSINESS PRACTICES AND CONSUMER PROTECTION ACT***

**UNDERTAKING**

**(Section 154, *Business Practices and Consumer Protection Act*)**

Please note that the correct Investigation File is  
#14-07-014.  
The correct Hearing File is #15-07-003.

~~VSA Investigation File #: 14-06-094~~  
~~VSA Hearing File #: 14-11-002~~

**WHEREAS** the undersigned Silk Road Traders Ltd. dba Silk Road Autos (Dealer #30733) and Karim Quraishi (Salesperson #108137) are each a "supplier" within the meaning of subsection 1(1) of the *Business Practices and Consumer Protection Act*;

**AND WHEREAS** the Registrar of Motor Dealers (the "Registrar") has reason to believe that the supplier is contravening, is about to contravene, or has contravened the *Business Practices and Consumer Protection Act* (BPCPA) or the regulations made thereunder, namely:

Section 5(1) BPCPA, deceptive acts and practices as defined or deemed by sections 4(1); 4(3)(a)(i to viii) 4(3)(b)(i to ix); and/or 4(3)(c)(i to iii).

Section 9(1) BPCPA, unconscionable acts and practices as defined in section 8 of the BPCPA.

**AND WHEREAS** the contraventions of section 5(1) of the BPCPA included misrepresenting or failing to make representations of material facts as required by law, and specifically:

Sections 21(1), 21(2), 21(3) and 23 of the *Motor Dealer Act Regulation*.  
Section 2(2) of the *Salesperson Licensing Regulation*.  
Section 8.01 of the Motor Vehicle Act Regulations.  
Section 222 of the Motor Vehicle Act.

**Specifically:**

Between December 23, 2013 and May 13, 2014 May, at or near Surrey in the Province of British Columbia, Silk Road Traders Ltd. dba Silk Road Autos (Dealer #30733) and Karim Quraishi (Salesperson #108137)(collectively the "Suppliers") did in relation to a consumer transaction contravene sections 4 and 5 of the *Business Practices and Consumer Protection Act* (BPCPA) by making an oral, written, visual, descriptive or other representation or conduct that had the capability, tendency or effect of misleading fourteen consumers (the "Consumers") in the purchase of fourteen rebuilt vehicles (the "Motor Vehicles") and specifically:

- Failed to disclose to the consumer that Omid Naved was not a licensed Sales Person by the Motor Vehicle Sales Authority at the time of the sale; and

- Failed to disclose to the consumer that the Motor Vehicles were inspected after being rebuilt by an unlicensed Provincial Inspection Facility.

**AND WHEREAS**, Silk Road Traders Ltd. dba Silk Road Autos (Dealer #30733) and Karim Quraishi are desirous of resolving this matter without the need for any formal adjudication of the above allegations.

**AND WHEREAS**, Silk Road Traders Ltd. dba Silk Road Autos (Dealer #30733) and Karim Quraishi will complete a system review of its operations and make procedural changes satisfactory to the Registrar.

**AND WHEREAS**, Silk Road Traders Ltd. dba Silk Road Autos (Dealer #30733) and Karim Quraishi have made attempts to communicate with the consumers to rectify this matter.

**NOW THEREFORE** each undertakes:

- a) To comply with the BPCPA and the regulations made there under;
- b) To ensure all material facts are disclosed to consumer prior to purchase of any motor vehicle;
- c) To inspect all motor vehicles offered for sale prior to sale at an independent Government Licensed Inspection Facility for a period of six months from the date of this undertaking and to maintain records of the inspections in the dealer file. (All used vehicles to be inspected prior to sale).
- d) To ensure that all persons involved in consumer transactions are licensed Salespersons under the *Motor Dealer Act*.
- e) To ensure that a minimum of two years of business records are maintained and available at the dealer location and are available for inspection upon request in accordance with Section 20 of the *Motor Dealer Act Regulations*.
- f) To ensure that all motor vehicle sales are documented on an approved Purchase Agreement which complies with the *Motor Dealer Act* and its Regulations.

**AND THEREFORE** the undersigned

- a) Silk Road Traders Ltd. dba Silk Road Autos (Dealer #30733) and Karim Quraishi undertakes to reimburse the Registrar a total of \$1,000.00 for inspection/investigation and legal costs relating to the subject matter of this Undertaking; and
- b) Silk Road Traders Ltd. dba Silk Road Autos (Dealer #30733) and Karim Quraishi undertakes to pay an Administrative Penalty in the amount of \$8,000.00 in relation to the issue covered in this Undertaking.

**THE UNDERSIGNED** hereby acknowledges, represents and declares that he or she has read this Undertaking and has had a reasonable opportunity to obtain independent legal advice as to its terms.

**THE UNDERSIGNED** further hereby acknowledges that the availability of an undertaking to resolve any future similar allegations or contraventions may be unavailable; and that any similar allegations may be reviewed by the Registrar of Motor Dealers at a formal hearing to consider the allegations.

**IN WITNESS WHEREOF** the undersigned has set his hand:

Name: _____	Original Signed
Signature: _____	Original Signed

07/07/15

**ACCEPTED** by the Registrar of Motor Dealers of British Columbia this 7 day of July 2015

Original Signed

---

Ian Christman - Registrar of Motor Dealers