

**FILE NUMBER:** 18-03-008

**HEARING DATE:** March 15, 2018

IN THE MATTER OF THE *MOTOR DEALER ACT* R.S.B.C. 1996 C.316; THE *SALESPERSON LICENSING REGULATION* B.C. Reg. 241/2004

**COMPLAINANT:** Vehicle Sales Authority

**MOTOR DEALER and/or SALESPERSON:** Brillyan Auto Inc.

**ISSUES:**

- Brillyan's motor dealer registration came up for renewal.
- There was a dispute over who owned Brillyan.
- Despite meeting with those claiming to own Brillyan, Authority staff were unable to establish, who owned the dealership.
- The Authority staff proposed to refuse to renew Brillyan's dealership registration and called a hearing before the Registrar.

**OUTCOME:**

- The oral evidence and documents reviewed showed a dispute as to the ownership of Brillyan.
- The Registrar had no jurisdiction to settle a dispute about the ownership of the dealer.
- The Registrar could not regulate a dealer, if the ownership of the dealer was in dispute.
- The Registrar could not renew the registration of a dealer, which he could not regulate.
- The Registrar refused to renew the dealer's registration, until the ownership of the dealership was determined by a court or by agreement.