



COMPLIANCE ORDER

IN THE MATTER OF

THE BUSINESS PRACTICES & CONSUMER PROTECTION ACT, S.B.C. 2004 c. 2

Respondent: Todd Flaro

Adjudicator: Sean Sisett, Director – Inspections & Case Management

Date of Order: November 4, 2021

In accordance with notice requirements under section 155 of the *Business Practices and Consumer Protection Act* (“BPCPA”), the Respondent has been found to have committed the following contravention:

Multiple breaches of Section 143 of the BPCPA (engagement in the designated activity of home inspector while not licensed to do so)

Pursuant to section 155(4) of the BPCPA, this Compliance Order requires that the Respondent:

1. By December 30, 2021, reimburse the Director for partial inspection costs in the amount of **\$2,118.38**.

RECONSIDERATION PROCESS

Section 181 of the BPCPA provides, in part, that a person may request a reconsideration of a compliance order.

The request must be in writing and identify the error believed was made or other grounds.

Section 182 of the BPCPA provides that the Director may reconsider determinations and may confirm, vary or cancel a determination. A decision to vary or cancel a determination may only be made if the Director is satisfied that new evidence has become available or has been discovered that:

- is substantial and material to the determination, and
- did not exist at the time of the review or did exist at that time but was discovered and could not through the exercise of reasonable diligence have been discovered.

Pursuant to section 181(1) of the BPCPA, a person may request the Director to reconsider a determination within 30 days of receiving the order, or within a time period specified by the director if any special circumstances exist.

There is a \$252.00 (two hundred fifty-two dollar) reconsideration application fee which must be submitted with the request for reconsideration. The fee will be refunded to the applicant if the reconsideration results in the full reversal of the decision.

A decision on reconsideration is final and may only be judicially reviewed.

Information on the reconsideration process can be found at www.consumerprotectionbc.ca

A request for reconsideration should be addressed to:

Shahid Noorani,
Vice President, Consumer Protection BC
Attn: Director
200 – 4946 Canada Way
Burnaby, B.C. V5G 4H7

SUMMARY

The Respondent is required to comply with this Order made under the BPCPA, and, at the request of this office, provide proof of compliance with Order. If the Respondent does not comply with this Order, the director may impose an administrative penalty of not more than \$5,000.00 on an individual and/or not more than \$50,000.00 on a corporation.

This Order may be filed in Supreme Court. Once filed, the Order is deemed to be an Order of the Supreme Court of British Columbia and enforceable as such.



Sean Sisett
Director, Inspections & Case Management

November 4, 2021

Date

Method of Service: email