



ALBERTA MOTOR VEHICLE
INDUSTRY COUNCIL

Alberta Motor Vehicle Industry Council
ALBERTA'S AUTOMOTIVE REGULATOR

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2019-08-23

File # 19-07-074

DIRECTOR'S ORDER UNDER SECTION 157 OF THE *CONSUMER PROTECTION ACT*

TO

Derek Maurice DUPUIS

ANY EMPLOYEE, REPRESENTATIVE, OR AGENT OF THE ABOVE

This Director's Order was issued under Section 157(1) of the *Consumer Protection Act* in response to, in the opinion of the Director, contraventions of the Act. As mandated by Section 157(3) a person or publisher who is subject to an order under this section may appeal under Section 179.

Pursuant to Section 179, to appeal the order, the person must serve the Minister of Service Alberta with a notice of appeal within **thirty (30) days** after receiving the order. Please include your name, your address for service, details of the order being appealed and your reasons for appealing.

DIRECTOR'S ORDER UNDER SECTION 157 OF THE CONSUMER PROTECTION ACT

TO

Derek Maurice DUPUIS

AND ANY EMPLOYEE, REPRESENTATIVE, OR AGENT OF THE ABOVE

The Alberta Motor Vehicle Industry Council ("AMVIC") has identified the following issue during the course of an investigation.

Derek Maurice DUPUIS is conducting automotive sales without the required AMVIC salesperson registration.

The contravention is as follows:

License required – designated business 104(1) *Consumer Protection Act* (CPA)

No person may engage in a designated business unless the person holds a licence under this Act that authorizes the person to engage in that business.

DIRECTOR'S ORDER

That Derek Maurice DUPUIS and any other employee, representative or agent **immediately cease engaging in the automotive sales industry** within the Province of Alberta until properly licensed as per Section 104(1) of the *Consumer Protection Act* ("CPA").

Derek Maurice DUPUIS, must immediately:

1. Cease the sale of all motor vehicles while unlicensed to do so under Section 104(1) of the *Consumer Protection Act*.

NON COMPLIANCE WITH ORDER

ANY PERSON WHO FAILS TO COMPLY WITH AN ORDER OF THE DIRECTOR UNDER SECTION 157 OF THE CONSUMER PROTECTION ACT CONTRAVENES THIS ACT AND IS GUILTY OF AN OFFENCE AND MAY BE PROSECUTED PURSUANT TO SECTION 163 OF THE CONSUMER PROTECTION ACT.

REFUSAL, SUSPENSION, CANCELLATION, TERMS

SECTION 127(b)(i) *CONSUMER PROTECTION ACT* STATES:

THE DIRECTOR MAY REFUSE TO ISSUE OR RENEW A LICENCE, MAY CANCEL OR SUSPEND A LICENCE AND MAY IMPOSE TERMS AND CONDITIONS ON A LICENCE FOR THE FOLLOWING REASONS:

- (i) FAILS TO COMPLY WITH AN ORDER OF THE DIRECTOR UNDER SECTION 129 OR 157, UNLESS, IN THE CASE OF AN ORDER UNDER SECTION 129 OR 157, THE ORDER HAS BEEN STAYED.

"original signed by"

Gerald Gervais, Registrar
Alberta Motor Vehicle Industry Council
Director of Fair Trading (as delegated)

August 23, 2019