



ALBERTA MOTOR VEHICLE
INDUSTRY COUNCIL

Alberta Motor Vehicle Industry Council
ALBERTA'S AUTOMOTIVE REGULATOR

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amvic.org

April 12, 2022

File # 21-12-186

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

TO

Faras YOUSIF

OF

Alberta Used Auto Sales Inc.

AND

ANY EMPLOYEE, REPRESENTATIVE, OR AGENT OF THE ABOVE

This Director's Order was issued under Section 157(1) of the *Consumer Protection Act* (CPA) in response to, in the opinion of the Director, contraventions of the CPA. 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****Faras YOUSIF****OF****Alberta Used Auto Sales Inc.****AND****AND ANY EMPLOYEE, REPRESENTATIVE, OR AGENT OF THE ABOVE****ISSUE(S)**

The Alberta Motor Vehicle Industry Council (AMVIC) has identified the following issue during the course of an investigation. Reference file number 21-12-186.

On Sept. 27, 2021 the complainant, [REDACTED] purchased a 2008 Chevrolet Silverado truck in the amount of \$7,000 from Alberta Used Auto Sales Inc. located at 1827 36 St S.E. Calgary, Alberta. The bill of sale did not comply with Section 31.2(1) of the Automotive Business Regulation (ABR) and was in fact purported to be a private sale. No vehicle history was provided and no Mechanical Fitness Assessment was provided. The salesperson was Faras YOUSIF who represented the vehicle as previously owned by his nephew. The vehicle history does not show his nephew as a previous owner.

A registration check on Faras YOUSIF, S1031147 on April 1, 2022 shows his salesperson registration expired on Feb. 28, 2022.

DIRECTOR'S ORDER

Faras YOUSIF, Alberta Used Auto Sales Inc. and any other employee, representative or agent must immediately:

1. Cease misrepresenting vehicles as privately owned when they are not.
2. Comply with legislation in relation to the bill of sale requirements as outlined in Section 31.2(1) Automotive Business Regulation.

3. Comply with legislation in relation to the vehicle history requirements as outlined in Section 31.1(1) Automotive Business Regulation.
4. Faras YOUSIF must hold a valid salesperson registration if he is involved in consumer transactions.

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 AND 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 (AMVIC)
Director of Fair Trading (as delegated)

April 12, 2022