



**Citation: Dawkins v. Registrar, Travel Industry Council of Ontario, 2024 ONLAT TIA 16001**

**Licence Appeal Tribunal File Number: 16001/TIA**

In the matter of an appeal under Section 11(2) of the *Travel Industry Act, 2002, S.O. 2002, c. 30, Sched. D.* and *Ontario Regulation 26/05*, from a Proposal of the Registrar under that Act – to Revoke Registration.

Between:

**Joseph Dawkins**

**Appellant**

and

**Registrar, *Travel Industry Act, 2002***

**Respondent**

**CONSENT ORDER**

**VICE-CHAIR:**

**Colin Osterberg**

**APPEARANCES:**

For the Appellant:

Joseph Dawkins  
Val Purushothaman, representative

For the Respondent:

Karan Sharma, Counsel

**HEARD: In Writing**

**CONSENT ORDER**

- [1] The appellant, Joseph Dawkins, appeals a Notice of Proposal to Revoke Registration, issued by the Registrar, *Travel Industry Act, 2002* (the “respondent”) on June 6, 2024, under the *Travel Industry Act, 2002*, S.O. 2002, c. 30, Sched. D (the “Act”).
- [2] The parties advised the Tribunal that they resolved the issues in dispute and that both parties consent to the continued registration of the appellant under the *Act* subject to terms and conditions set out in a document, Conditions to Continued Registration, which was executed by the parties and filed with the Tribunal. The agreed upon terms and conditions to the appellant’s registration are attached to this Order as Schedule A.
- [3] I have reviewed the executed Conditions to Registration which were agreed to by the parties.
- [4] On consent of the parties, I order that the proceedings are concluded and disposed of without a hearing on the basis of the terms set out in the attached Schedule A, which are incorporated into and made part of this Consent Order.

**Released:** August 16, 2024



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**Colin Osterberg**  
Vice-Chair



**Joseph Dawkins o/a JD & E Travel and Tours**  
**Registration #50015706 – R (Retail)**

**CONDITIONS TO REGISTRATION**

Whereas Joseph Dawkins o/a JD & E Travel and Tours (Registration # 50015706) (the "Registrant") is a travel agent under the *Travel Industry Act, 2002*, ("Act") and is subject to the requirements of the Act and to Regulation 26/05 under the Act ("Regulation") (collectively, the "legislation");

AND WHEREAS a Notice of Proposal to Revoke Registration (the "Proposal") was issued by the Registrar on June 6, 2024;

AND WHEREAS the Proposal alleged that the Registrant failed to submit a financial statement or a verification statement for the 2023 fiscal year-end;

AND WHEREAS the Proposal alleged that the Registrant failed to submit a Form 1 statement for December 31, 2023;

AND WHEREAS the Registrant has addressed the deficiencies outlined in the Proposal since it was issued;

AND WHEREAS the Registrar is agreeable to resolving the Proposal;

AND WHEREAS the Registrar believes that attaching the following conditions to the registration is just in the circumstance;

THEREFORE pursuant to subsection 8(2) of the Act, the Registrant and the Registrar, in accordance with section 4.1 of the *Statutory Powers Procedure Act*, do hereby waive the requirements of a hearing and consent to an Order of the Licence Appeal Tribunal ("Consent Order") based upon the following terms and conditions:

**The Registrant accepts the following conditions to its registration:**

**REDACTED FOR PRIVACY  
REASONS**

#### **A. Conditions of Continued Registration**

In addition to and without limiting the Registrant's obligation to comply with all requirements of the legislation, and in addition to and without limiting its obligation to comply with all voluntary conditions of its registration including but not limited to those undertaken at the time of its registration and/or renewal of registration, and including without limitation the Trust Declaration, on behalf of the Registrant, undertaking to comply with its provisions, the provisions of the legislation and TICO Guidelines with respect to trust accounts and the depositing, holding and disbursement of trust funds ("Trust Declaration"), the Registrant hereby undertakes to comply with the following additional conditions of its registration:

1. The Registrant shall take care to ensure that annual Financial Statements or Verification Statements are filed with TICO in a timely manner in accordance with the applicable legislation.
2. The Registrant shall take care to ensure that Form 1 is filed with TICO in a timely manner in accordance with the applicable legislation.
3. The Registrant shall respond to any and all requests for information, forms or documents from the Registrar or the Registrar's designate (hereinafter "TICO staff") in a fulsome and timely manner and is responsible for ensuring that any and all Directors and Officers and Supervisor/Managers of the Registrant respond in a fulsome and timely manner. The Registrant shall respond to all requests for information, forms, or documents from TICO staff by the due date or time indicated or, if no specific due date or time is indicated, within 5 business days after the request.
4. In addition to and without limitation to the above, the Registrant shall comply with all requirements of the legislation applicable to the Registrant.

- B. The Registrant understands that should it fail to comply with any of the above noted conditions or any other provision of the Act or Regulation, that non-compliance and all previous non-compliance history will be taken into consideration and cited in any decision by the Registrar to take further legal or administrative action including a further Proposal to Revoke or Refuse to Renew Registration under the Act.**
- C. The Registrant hereby acknowledges and understands that nothing in these conditions restricts the right of the Registrar or the Travel Industry Council of Ontario to take further administrative or legal action, or a prosecution for an alleged offence under the Act, as appropriate, including but not limited to any administrative or legal action arising in whole or in part from any non-compliance with these Conditions. For clarity, the Registrant acknowledges and understands that a failure to comply with any provisions of the Conditions of Continued Registration above may result in issuance of the Notice of Proposal to Revoke Registration.**
- D. The Registrant and the undersigned on behalf of the Registrant acknowledge they have read, understand and will comply with the entirety of this document including but not limited to the Conditions of Continued Registration.**

**REDACTED FOR PRIVACY  
REASONS**

- E. The Registrant and the undersigned on behalf of the Registrant hereby acknowledge that they have been informed of their right to independent legal advice.

REDACTED FOR PRIVACY REASONS

Name: **JOSEPH DAWKINS**  
Position: **REGISTRANT**  
**Joseph Dawkins o/a JD & E Travel and  
Tours**  
**(TICO Registration #50015706)**

☒ "I have the authority to bind the  
Corporation" (please check)

Date: **AUGUST 1<sup>ST</sup>, 2024**

REDACTED FOR  
PRIVACY REASONS

**Dorian Werda**  
**Registrar, *Travel Industry Act, 2002***  
Date: August 7, 2024