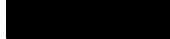




IN THE MATTER OF THE *TEACHERS ACT*, SBC 2011 c. 19

AND

IN THE MATTER CONCERNING
BRENT RICHARD GARRAWAY



CONSENT RESOLUTION AGREEMENT

BETWEEN:

THE COMMISSIONER, APPOINTED UNDER THE *TEACHERS ACT*
(the “Commissioner”)

AND:

BRENT RICHARD GARRAWAY
 (“Garraway”)

BACKGROUND and FACTS

1. Garraway holds a valid Professional Certificate of Qualification, No. [REDACTED]. It was issued by the B.C. College of Teachers under the *Teaching Profession Act* on May 23, 2001, is valid from September 1, 2001, and was continued under the *Teachers Act* as of January 9, 2012.
2. On August 13, 2020, Garraway signed an Undertaking Not to Practice in any position requiring a Ministry of Education Certificate of Qualification, Independent School Teaching Certificate or Letter of Permission as defined in the *Teachers Act*.
3. On July 1, 2022, Garraway’s certificate was suspended for non-payment of fees.
4. At all material times, Garraway was employed as a secondary school teacher by School District No. 61 (Victoria) (the “District”) at a District school (the “School”).
5. On July 22, 2020, the Commissioner received a complaint about Garraway under the

Teachers Act.

6. The following events occurred:
 - a. Garraway coached Student A in soccer from the time Student A was in Grade 10 until Student A graduated in 2005.
 - b. In the spring of 2005, when Student A was in Grade 12, Garraway and Student A became physically intimate, and Student A would periodically stay overnight at Garraway's apartment.
 - c. Student A and Garraway began a sexual relationship shortly after Student A graduated. Their relationship lasted until December 2006.
7. On March 1, 2022, the Commissioner considered this matter and determined to propose a consent resolution agreement to Garraway, in accordance with section 53(1)(a) of the *Teachers Act*.

CONSEQUENCES

8. This Agreement is made under section 53 of the *Teachers Act*.
9. Garraway understands and acknowledges that this Agreement is not effective until executed by the Commissioner, and that the date of execution by the Commissioner will be the effective date of this Agreement (the "Effective Date").
10. Garraway admits that the facts set out in paragraphs 1 to 5 of this Agreement are true.
11. Garraway admits that the conduct described in paragraph 4 of this Agreement constitutes professional misconduct and conduct unbecoming and is contrary to Standard #1 of the *Standards for the Education, Competence and Professional Conduct of Educators in British Columbia*, November 2003.
12. Garraway agrees to a cancellation of his certificate of qualification under sections 53 and 64(e) of the *Teachers Act*, which will occur on the first business day following the Effective Date.
13. Garraway further agrees that he will never again apply for, and understands the Director of Certification (the "Director") will be required never to issue to him, a certificate of qualification, an independent school teaching certificate or any other authorization to teach in the kindergarten to grade 12 education system under section 64(g) of the *Teachers Act*, or any successor legislation, at any time in the future.

14. In determining that cancellation and a lifetime ban on reapplication is an appropriate consequence, the Commissioner considered the following factors:
 - a. Garraway violated his privileged position of power and trust in exploiting Student A; and
 - b. Garraway harmed Student A's physical and emotional wellbeing.
15. Garraway agrees not to make any statement orally or in writing which contradicts, disputes or calls into question the terms of this Agreement or the admissions made in it.


EFFECT OF THE AGREEMENT

16. The Director will record the terms of this Agreement on the Ministry of Education's online registry under section 79(d) of the *Teachers Act*.
17. Garraway acknowledges that this Agreement will be published in accordance with section 54 of the *Teachers Act*, which includes posting the Agreement, in full, on the following website: www.teacherregulation.gov.bc.ca.
18. Notification of this Agreement will be made in accordance with section 55 of the *Teachers Act*.
19. Garraway acknowledges that he has voluntarily entered into this Agreement with the benefit of independent legal advice, and that he fully understands the terms and conditions set out in this Agreement.

Signed in Victoria, B.C.
this 4 day of August, 2022.


Brent Richard Garraway

Signed in Victoria, B.C.
this 5 day of August, 2022.


Howard L. Kushner, Commissioner