



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

AND

IN THE MATTER CONCERNING
HANI NABIL NAGUIB AMIN MALTI



CONSENT RESOLUTION AGREEMENT

BETWEEN:

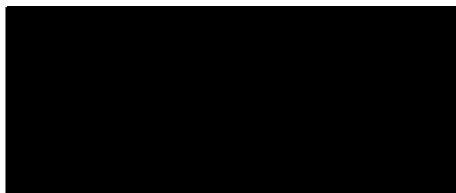
THE COMMISSIONER, APPOINTED UNDER THE *TEACHERS ACT*
(the “Commissioner”)

AND:

HANI NABIL NAGUIB AMIN MALTI
(“Malti”)

BACKGROUND and FACTS

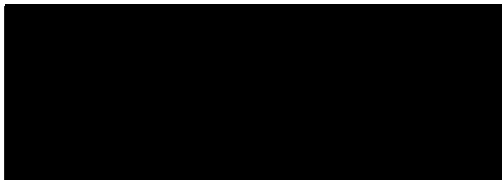
1. Malti held an Interim Standard Certificate of Qualification, restricted to teaching in French, No. [REDACTED]. It was issued by the B.C. College of Teachers (the “College”) under the *Teaching Profession Act* on March 22, 2002 and was valid from January 1, 2002 until August 31, 2005. Malti then held a Standard Certificate of Qualification, No. [REDACTED] that was issued by the College under the *Teaching Profession Act* on September 8, 2005 and was valid from September 1, 2005.
2. Malti currently holds a valid Professional Certificate of Qualification, N° [REDACTED] issued by the Teacher Regulation Branch (the “Branch”) under the *Teachers Act* on March 22, 2017 and valid from March 13, 2017.
3. At all material times, Malti was employed as an elementary school teacher by the Catholic Independent Schools of Vancouver Archdiocese (“CISVA”) at an independent school (the “School”).



4. On February 15, 2017, the School principal made a report to the Commissioner regarding Malti, under section 7 of the *Independent School Act*. This matter is designated Case 01.
5. On March 3, 2017, the School principal made a second report to the Commissioner regarding Malti, under section 7 of the *Independent School Act*. This matter is designated Case 02.
6. On May 2, 2017, the Commissioner combined Case 01 and Case 02.
7. The following events occurred on January 12, 2017 when Malti was teaching a class of Grade 5 students:
 - a. Malti showed a 7-minute long, age-inappropriate, graphic, narrated YouTube video about the Crusades wars containing graphic drawings showing violence, persecution, and torture.
 - b. Some students reported being unable to get the images from the film out of their minds, causing them to feel disturbed and scared.
8. On January 20, 2017, CISVA issued Malti a letter of discipline, suspending him for three days. The suspension was applied retroactively from January 17 to 19, 2017, inclusive.
9. On January 20, 2017, CISVA terminated Malti's employment without cause.
10. On May 2, 2017, the Commissioner considered this matter and determined to propose a consent resolution agreement to Malti in respect of Case 01 and Case 02, in accordance with section 53(1)(a) of the *Teachers Act*.
11. On August 29, 2019, the Commissioner issued a citation to Malti, under section 56(1) of the *Teachers Act*.

DISPOSITION

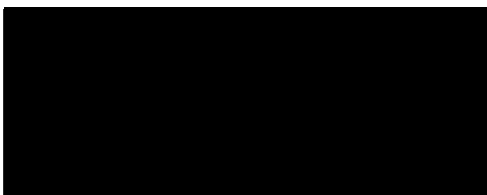
12. This Agreement is made under section 53 of the *Teachers Act*.
13. Malti understands and acknowledges that this Agreement is not effective until executed by the Commissioner, and that the date of execution by the Commissioner will be the effective date of this Agreement (the "Effective Date").



14. Malti admits that the facts set out in paragraphs 1 to 11 of this Agreement are true.
15. Malti admits that the conduct described in paragraph 7 of this Agreement constitutes professional misconduct and is contrary to Standard #1 of the *Standards for the Education, Competence and Professional Conduct of Educators in British Columbia*, Fourth Edition, January 2012.
16. Malti agrees to a reprimand under sections 53 and 64(a) of the *Teachers Act*. The reprimand will take effect on the first business day following the Effective Date.
17. Malti 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.
18. On the execution of this Agreement by the Commissioner on the Effective Date, no further action will be taken under sections 53 or 56 of the *Teachers Act* with respect to the matters contained in this Agreement, unless Malti does not comply with one or more of the terms of this Agreement.

CONSEQUENCES OF THE AGREEMENT

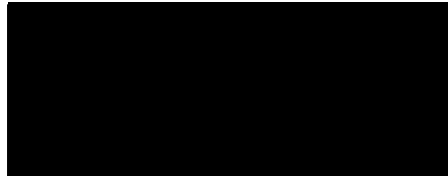
19. The Director of Certification will record the terms of this Agreement on the Branch's online registry under section 79(d) of the *Teachers Act*.
20. Malti acknowledges that this Agreement will be published in accordance with section 54 of the *Teachers Act*, which includes posting the Agreement, in full, on the following website: www.teacherregulation.gov.bc.ca.
21. A breach by Malti of any term in this Agreement may constitute professional misconduct which may be the subject of separate discipline proceedings.
22. Malti acknowledges and understands that if the Commissioner has reason to believe that he has breached any term of this Agreement:
 - a. the Commissioner may initiate an investigation under section 47(1)(b) of the *Teachers Act* into his conduct; and



b. the conduct and matters described in the "Background and Facts" to this Agreement are admissible in that inquiry as proof that Malti has admitted to the conduct and matters set out in this Agreement.

23. Malti acknowledges that he has voluntarily entered into this Agreement after being advised of his right to obtain independent legal advice, and that he fully understands the terms and conditions set out in this Agreement.

Signed in Wednesday,
this 4th day of Sept, 2019.



Hani Nabil Naguib Amin Malti

Signed in Vancouver, B.C.
this 25 day of September, 2019.

A handwritten signature in black ink, appearing to read "H. Kushner", written over a horizontal line.

Howard L. Kushner, Commissioner

