



DISCIPLINE CASE SUMMARY

a. Jasbir Singh Sidhu

- b. Conduct unbecoming a member of the College.
- c. The hearing was held on December 9 and 10, 2010 at the College's offices in Vancouver, BC. This matter originated as a registrar's report under section 28(4) of the *Teaching Profession Act*.
- d. Mr. Sidhu was employed as a teacher-on-call from 1998 to September 2001. From September 2001 until the cancellation of his certificate of qualification for non-payment of fees in November 2007, Mr. Sidhu had been on an unpaid leave of absence from employment with a school district. In 2005, Mr. Sidhu was charged with sexual assault of a child, sexual touching of a child and inviting a child to touch for a sexual purpose contrary to sections 271(1), 151 and 152 of the *Criminal Code of Canada*. In January 2006, a preliminary inquiry into the criminal charges was conducted in the BC Provincial Court and Mr. Sidhu was ordered to stand trial. In September 2006, the Attorney General of British Columbia terminated the prosecution against Mr. Sidhu and entered a stay of proceedings when the child's father, who had moved to another country, refused to return the child to testify. On December 9, 2010, Mr. Sidhu entered into a Statement of Agreed Facts and Disposition (the "Agreement") with the College. In the Agreement, Mr. Sidhu did not expressly admit to having had inappropriate sexual contact with a six-year-old boy on two separate occasions in July 2004 or to conduct unbecoming a member of the College. However, Mr. Sidhu admitted to the fact that the child testified during the preliminary inquiry regarding certain events that occurred. In addition, Mr. Sidhu provided no evidence to contradict the facts outlined in the Agreement and admitted that the conduct set out in the Schedule to the Citation, if it were proved, constitutes conduct unbecoming a member.
- e. On January 13, 2011, the Discipline Hearing Sub-Committee (the "Sub-Committee") unanimously accepted the Agreement and found Mr. Sidhu guilty of conduct unbecoming a member of the College. Although Mr. Sidhu did not expressly admit to the alleged conduct, the only reasonable inference to be drawn from the facts agreed to by Mr. Sidhu was that Mr. Sidhu engaged in sexual acts of a criminal nature with a young child. The Sub-Committee concluded from the facts that Mr. Sidhu's conduct breached Standards 1 and 2 of the College's *Standards for the Education, Competence and Professional Conduct of Educators in British Columbia*. **Standard 1: Educators value and care**



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for all students and act in their best interests. Mr. Sidhu showed no regard for the child's vulnerability and emotional and psychological safety. In addition, the Sub-Committee found that Mr. Sidhu exploited a young child for his sexual enjoyment and abused his position of power and trust as an adult. **Standard 2: Educators are role models who act ethically and honestly.** Such behaviour is entirely unbecoming of a teacher, whose role is to protect and educate children. The community at large would regard Mr. Sidhu's conduct as repugnant and morally wrong. Mr. Sidhu's conduct severely erodes the dignity and credibility of the teaching profession by undermining the public's confidence in those entrusted with the education of their children.

- f. The Sub-Committee considered and accepted the jointly proposed penalty. In a finding of guilt, the Sub-Committee unanimously agreed that Mr. Sidhu not be issued a certificate of qualification for an indefinite period, but for no less than 20 years. With respect to publication, the Sub-Committee agreed that that the member's name be made public, but that the name of the child, and any information that could identify the child, should not be released by the College. In the matter of costs, it was agreed that due to Mr. Sidhu's cooperation with the disciplinary proceedings, there would be no costs assessed against him by the College.