



DISCIPLINE CASE SUMMARY

a. John Alexander Bain (DOB: 1941.06.24)

b. Professional Misconduct.

c. The hearing was held October 8, 1996 in the Robson Room of the Pacific Palisades Hotel in Vancouver. The report and recommendations of the hearing panel were presented to Council on January 16, 1997.

d. John Alexander Bain was a teacher employed by School District 44 (North Vancouver) who taught at Handsworth Secondary School. The citation alleged that Mr. Bain committed acts of gross indecency between October 1, 1976 and June 30, 1978 and October 29, 1981 and June 30, 1983 with two female students who he taught. He plead guilty to two counts of gross indecency and was sentenced to four months for each charge to be served concurrently. Charges arising from conduct of this nature would today be for the offence of sexual exploitation.

e. The hearing panel found Mr Bain guilty of professional misconduct. Mr. Bain's conduct constituted a breach of trust. He was an exemplary teacher who served as a role model for his students. He did not exercise his responsibility to prevent this special relationship with his students from becoming sexual and personal.

The offences occurred between October 1, 1976 and June 30, 1978 and between October 29, 1981 and June 30, 1983. The fact that there were two successive incidents indicated that Mr. Bain was not able to refrain from behaviour that he was clearly supposed to control.

The girls involved were of the formative years of 14 and 15 when these relationships began. Mr. Bain befriended his victims and involved them with his own family. He took advantage of the feelings of warmth in this setting that they did not share with their own families. His victims suffered psychological damage that they continue to carry.

Mr. Bain did plead guilty and has admitted misconduct and expressed remorse.

The panel believes that Mr. Bain's conduct undermined the confidence of students, parents and the public in teachers and in the school system.

f. The panel recommended that John Alexander Bain's certificate of qualification be cancelled and his membership terminated. Mr. Bain consented to this recommendation. In correspondence with the College, Mr. Bain expressed to the College his wish to apologize to other teachers for adversely affecting a profession he loved.