



**SCHOOL ACT
ALBERTA REGULATION 11/2010**

PRACTICE REVIEW OF TEACHERS REGULATION


**PRACTICE REVIEW HEARING COMMITTEE HEARING
DECISION REGARDING COMPLAINT AGAINST MR.
HARVEY KLOK**

**HEARING HELD ON FEBRUARY 18, 2016
AT EDMONTON, ALBERTA**



The Practice Review Hearing Committee (Committee) established in accordance with section 7 of the *Practice Review of Teachers Regulation*, Alberta Regulation 11/2010 (*Regulation*) convened to hear the complaint of the Registrar with regard to the conduct of Mr. Harvey Klok for a teaching certificate in Alberta. The following were Members of the Committee:



The hearing was held on Thursday, February 18, 2016 commencing at 10:00 a.m. at 44 Capital Boulevard Building, 10044 108 Street, Edmonton, Alberta. Proceedings were formally recorded by Court Reporter 

In addition to the Committee, the following were present at the hearing:



MANDATE OF THE COMMITTEE

To hear the evidence presented with respect to the complaint about the alleged unprofessional conduct of Mr. Harvey Klok in order to determine whether Mr. Harvey Klok's actions constitute unprofessional conduct, as defined under section 24 of the *Regulation*, and, if so, to make recommendations under section 25 of the *Regulation*.

PRELIMINARY MATTERS

The Recording Secretary confirmed that Mr. Harvey Klok had confirmed receipt of the Notice of Hearing and had indicated both through direct conversation and in writing that he did not wish to participate in the hearing and that he agreed with the cancellation of his Certificate (Exhibit 3). The Associate Registrar confirmed that she had no objection to the composition of the Committee.

The Associate Registrar advised the Committee that the Registrar's Office had been made aware of a Publication ban issued by the courts in the matter of the conviction of Mr. Harvey Klok. She requested that the Committee close the hearing to the public.

Decision:

After due deliberation of the information provided, the Panel closed the hearing to the public.

HISTORY OF COMPLAINT

- On December 10, 2013, Mr. Harvey Klok signed an agreed Statement of Facts in respect of a guilty plea before the court as it related to a charge under the *Criminal Code of Canada* with the Crown proceeding summarily.
- On May 12, 2014 Mr. Harvey Klok was convicted of the following:

- Between the 1st day of September, 2004 and the 31st day of December 2004, both dates inclusive, at or near [Location Redacted], did unlawfully commit a sexual assault upon (name withheld) contrary to section 271 of the Criminal Code of Canada.
- Mr. Harvey Klok was sentenced to 9 months in prison.

COMMITTEE’S FINDINGS:

After due deliberation and consideration of the evidence before it, and in accordance with section 24 of the *Practice Review of Teachers Regulation*, the Hearing Committee finds:

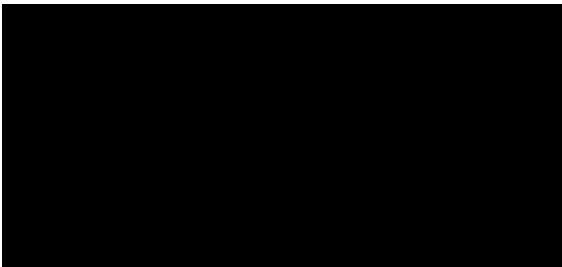
Mr. Harvey Klok is guilty of unprofessional conduct due to his conduct that led to his conviction under section 271 of the *Criminal Code of Canada*.

Reasons for Finding

- Based on the Agreed Statement of Facts signed by Mr. Harvey Klok, Mr. Harvey Klok has confirmed the details of his actions that led to his conviction.
- Mr. Klok was convicted of the Summary offence of sexual assault and sentenced to 9 months in prison as a result.
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COMMITTEE’S DECISION

On the basis of these findings, and in accordance with s. 25(1) of the *Practice Review of Teachers Regulation* the Committee recommends to the Minister that the teaching certificate of Mr. Harvey Klok be cancelled.



March 18, 2016

Date