



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

AND

IN THE MATTER CONCERNING

ROBIN JAMES WAIT

████████████████████  
CONSENT RESOLUTION AGREEMENT

BETWEEN:

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

AND:

ROBIN JAMES WAIT  
(“Wait”)

**BACKGROUND and FACTS**

1. Wait held a Professional Certificate of Qualification, No. ██████████ until November 1, 2014. It was issued by the B.C. College of Teachers (the “College”) under the *Teaching Profession Act* on October 3, 1995, was valid from September 1, 1995 and was continued under the *Teachers Act* as of January 9, 2012.
2. At all material times, Wait was employed as a high school teacher by School District No. 37 (Delta) (the “District”) teaching English at a school in the District (the “School”).
3. On November 7, 2011, the District made a report to the College regarding Wait, under section 16 of the *School Act*.
4. On December 12, 2013, the District terminated the employment of Wait.

5. On January 13, 2014, Wait signed an undertaking by which he agreed not to teach in any role or position requiring authorization under the *Teachers Act*.
6. On November 1, 2014, Wait's certificate of qualification was cancelled due to non-payment of fees.
7. Between 2006 and 2011, Wait used the computer provided to him by the District for his own improper purposes. In particular, Wait used this computer to:
  - a. write, store and access six pornographic stories, one of which involved a male teacher having sex in the classroom with a female student and one of which involved a man having sex with a teenaged girl in a girls' change room,
  - b. store two images of a teenaged girl, one partially dressed and one naked,
  - c. store nineteen pornographic images in a subfolder titled "Student teaching",
  - d. access pornographic images and pornographic videos on the internet,
  - e. engage in online "chat conversations" of a sexually explicit nature, and
  - f. access social media websites primarily targeted to and used by teenaged girls.

The computer records showed that these materials were often accessed during school hours when Wait should have been teaching students. For example, on Friday, November 4, 2011, Wait accessed 214 web pages on the computer between 7:55 a.m. and 2:50 p.m.

8. In December 2013, Wait touched the upper back thigh of a woman on an escalator in a public place.
9. On April 30, 2014, Wait pleaded guilty in the Provincial Court of British Columbia to a charge of assault under section 266 of the *Criminal Code* in respect of an incident in November 2013, in which he touched the buttocks of female minor in a public place. There is a ban under section 486.4(2) of the *Criminal Code* on publication of any information which may identify the complainant in this matter. The trial judge granted Wait a 12 month conditional discharge.
10. On December 8, 2015, the Commissioner considered this matter and determined to propose a consent resolution agreement to Wait, in accordance with section 53(1)(a) of the *Teachers Act*.

## DISPOSITION

11. This Agreement is made under section 53 and section 43 of the *Teachers Act*.
12. Wait 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”).
13. Wait admits that the facts set out in paragraphs 1 to 9 of this Agreement are true.
14. Wait admits that the conduct described in paragraph 7 of this Agreement constitutes professional misconduct and is contrary to Standards #1 and 2 of the *Standards for the Education, Competence and Professional Conduct of Educators in British Columbia*, Third and Fourth Editions.
15. Wait admits that the conduct described in paragraphs 8 and 9 of this Agreement constitutes conduct unbecoming a teacher and is contrary to Standard #2 of the *Standards for the Education, Competence and Professional Conduct of Educators in British Columbia*, Fourth Edition, January 2012.
16. Wait agrees that he will never apply for, and understands the Director of Certification (“the Director”) will be required, under section 64(g) of the *Teachers Act*, never to issue to him, a certificate of qualification, an independent school teaching certificate or a letter of permission.
17. Wait 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.

## CONSEQUENCES OF THE AGREEMENT

18. The Director will record the terms of this Agreement on the Branch’s online registry under section 79(d) of the *Teachers Act*.
19. Wait 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.bcteacherregulation.ca](http://www.bcteacherregulation.ca).

20. Wait 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 Vancouver, B.C.  
this 28 day of April, 2016.

  
Robin James Wait

Signed in Vancouver, B.C.  
this 14 day of June, 2016.

Elena Miller  
~~Hon. Bruce M. Preston, Commissioner (Acting)~~  
Elena Miller