Consensual Agreement and Undertaking
("Agreement")
Bylaw 7(5)(3)(b)

between

The Complaints and Investigation Committee
("Committee)

of

The General Insurance Council of Saskatchewan
("Council")

and

CW Travel Canada Ltd. & 152812 Canada Inc.
o/a Carlson Wagonlit Travel
("Carlson")

Misconduct

1. **Carlson acknowledges and agrees that it violated Bylaws when:**

   a) contrary to Bylaw 8(2)(g) it violated provisions of the bylaws when it:

      i. acted contrary to Schedule A, Part II(6)(1) by failing to provide evidence of it's registration with ISC Corporate Registry from March 14, 2004 to May 30, 2019, a total of 15 years, two months and 15 days.

   b) contrary to Bylaw 8(2)(q) it:

      i. failed to follow sound business practices when it failed to maintain its corporate registration with the Saskatchewan Corporate Registry.

Rights and Obligations

1. Carlson's right to appear before a Discipline Committee of Council has been explained and it fully understands its rights and/or obligations under Council Bylaw 10;

2. Carlson waives its right to appear before a Discipline Committee and undertakes not to exercise any appeal rights it may have under Council Bylaw 10, Section 3 or *The Saskatchewan Insurance Act,* ("Act") as it relates to matters set out in this Agreement.

3. This Agreement does not preclude Council from pursuing any further investigation against Carlson for future activities not identified in this Agreement that may be in violation of Council Bylaws or the Act.

4. Carlson has been advised by the Committee that it is in its interests to obtain independent legal advice before entering into this Agreement. It has either:

   a) obtained such independent legal advice and is satisfied with the same, prior to executing this Agreement; or

   b) willingly chosen not to obtain such advice prior to executing this Agreement.

5. Carlson hereby affirms that it has read and understood the terms of this Agreement and is signing it voluntarily and of its own free will.

Carlson, having waived its rights, undertakes to:

1. Pay a fine in the amount of $3,750.

2. Reimburse Council's investigation costs in the amount of $330.

3. Pay all fines and investigative costs within 30 days of receipt of this Agreement, totaling $4,080.

The Committee's Agreement:

1. The Committee agrees to accept from Carlson the payments of $4,080 as full and final resolution of this violation of Council's Bylaws as outlined in this Agreement.

2. The Committee further agrees to take no further action against Carlson for the acknowledged violations of Council's Bylaws that are set out in this Agreement.

Dated at <u>Mississauga</u>, in the province of, <u>Ontario</u>, this 11th day of <u>December</u>, <u>2019</u>

                (Town/City)   (Month)   (Year)

Originally signed by Sherry Saunders, Senior Vice President & General Manager

Signature   Print name and title

**On behalf of CW Travel Canada Ltd. & 152812 Canada Inc.
o/a Carlson Wagonlit Travel**

Dated at <u>Regina</u>, in the province of, <u>Saskatchewan</u>, this 12th day of <u>December</u>, <u>2019</u>

                (Town/City)   (Month)   (Year)

Originally signed by

**Laureen Major, Co-Chair, Complaints and Investigation Committee
General Insurance Council of Saskatchewan**

Dated at <u>Regina</u>, in the province of, <u>Saskatchewan</u>, this 12th day of <u>December</u>, <u>2019</u>

                (Town/City)   (Month)   (Year)

Originally signed by

**Anne Parker, Co-Chair, Complaints and Investigation Committee
General Insurance Council of Saskatchewan**

Bylaw 5, Section 1, subsection 1 reads: *"The administrator shall, in addition to the requirements for the contents of a register required by the Act and the regulations, record on the register the existence and results of all disciplinary decisions or orders, court orders, alternative dispute resolution agreements, undertakings and mediation agreements involving a licensee or a person to whom the council has the authority to issue a licence."* Disciplinary actions as described are reported on the Insurance Councils of Saskatchewan website and the Canadian Insurance Regulators Disciplinary Actions (CIRDA) database.