

**DISCIPLINE COMMITTEE OF THE
ONTARIO COLLEGE OF TEACHERS**

BETWEEN:

ONTARIO COLLEGE OF TEACHERS

and

DOUGLAS WILLIAM WAGTER

NOTICE OF HEARING

THE INVESTIGATION COMMITTEE OF THE ONTARIO COLLEGE OF TEACHERS, pursuant to section 26, subsection (5) of the *Ontario College of Teachers Act, 1996* (the "*Act*"), Statutes of Ontario, 1996, chapter 12, has directed that the matter hereinafter described regarding the conduct or actions of Douglas William Wagter, Certificate No. 617522, be referred to the Discipline Committee of the Ontario College of Teachers.

IT IS ALLEGED that Douglas William Wagter is guilty of professional misconduct as defined in the *Act* in that:

- (a) he contravened a law, the contravention of which is relevant to the member's suitability to hold a certificate of qualification and registration, contrary to Ontario Regulation 437/97, subsection 1(16);
- (b) he engaged in conduct unbecoming a member, contrary to Ontario Regulation 437/97, subsection 1(19).

PARTICULARS OF THESE ALLEGATIONS ARE AS FOLLOWS:

1. Douglas William Wagter (the “Member”) is a member of the Ontario College of Teachers. His membership status was changed to “Cancelled-Resigned” on March 19, 2024.
2. On or about April 18, 2023, the Member attended [XXX] in Owen Sound and purchased a day pass to allow him access to the facility.
3. At all material times, Student 1 was a [XXX] year-old member of a boys’ [XXX] team training at [XXX] in Owen Sound, Ontario.
4. At all material times, Student 2 was a [XXX]-year-old member of a boys’ [XXX] team training at [XXX] in Owen Sound, Ontario.
5. During the Member’s visit at [XXX], he attended the fitness area. At the time, boys from the swim team were participating in [XXX] training.
6. The Member subsequently attended the family or boys’ changeroom, at the same time as Student 1 and Student 2. In that changeroom, the Member engaged Student 1 and Student 2 in conversation, while fully nude. The Member continued to speak to the students while naked in the shower area, where the students observed the Member urinate while speaking with them.

Criminal Proceedings

7. On or about June 2, 2023, the Member was charged in relation to the above facts with offences under the *Criminal Code* (Canada). These charges were amended on August 14, 2023 to:

- (a) on or about the 18th day of April in the year 2023 at the City of Owen Sound in the said Region, did, for a sexual purpose expose his genital organs to Student 1, persons under the age of sixteen years, contrary to Section 173(2) of the *Criminal Code*;
 - (b) on or about the 18th day of April in the year 2023 at the City of Owen Sound in the said Region, did, for a sexual purpose expose his genital organs to Student 2, persons under the age of sixteen years contrary to Section 173(2) of the *Criminal Code*; and
 - (c) on or about the 18th day of April in the year 2023 at the City of Owen Sound in the said Region, did, surreptitiously, observe or make a visual recording of a person who was in circumstances that gave rise to a reasonable expectation of privacy, contrary to Section 162(1) of the *Criminal Code*.
8. On or before October 17, 2024, Count 1 of the above charges was amended to:
- (a) on or about the 18th day of April in the year 2023 at the City of Owen Sound in the said Region, did, wilfully commit an indecent act in the presence of one or more persons, contrary to Section 173(1) of the *Criminal Code*;
9. On October 17, 2024, the Member pleaded guilty to, and was found guilty of, the offence of wilfully committing an indecent act in the presence of one or more persons, contrary to section 173(1) of the *Criminal Code* before the Honourable Justice K. Sherwood in the Ontario Court of Justice in Owen Sound.
10. On October 17, 2024, the Member received a conditional discharge followed by two years' probation with conditions before the Honourable Justice K. Sherwood in the Ontario Court of Justice in Owen Sound. The remaining charges were withdrawn at the request of the Crown.
11. The Member did not appeal his sentence and the time period for which to do so has lapsed.

THE DISCIPLINE COMMITTEE WILL HOLD A HEARING pursuant to sections 30, 32 and 32.1 of the *Act* to decide whether the allegations are true and whether Douglas

William Wagter is guilty of professional misconduct. A copy of the *Rules of Procedure of the Discipline Committee and of the Fitness to Practise Committee* (the “*Rules of Procedure*”) will be provided upon request and is also available on the College’s website.

THE DISCIPLINE COMMITTEE WILL HEAR THIS MATTER on a date to be determined after consultation between College Counsel and you or your counsel and fixed by the Tribunals Office.

YOU ARE ENTITLED TO BE PRESENT AT THE HEARING AND TO BE REPRESENTED BY LEGAL COUNSEL. The hearing will be held electronically using audio or video conferencing equipment, pursuant to the *Rules of Procedure* and the *Statutory Powers Procedure Act*, R.S.O. 1990, c.S.22 (the “*SPPA*”).

IF YOU DO NOT ATTEND ON THE SCHEDULED HEARING DATE, THE DISCIPLINE COMMITTEE MAY PROCEED WITH THE HEARING IN YOUR ABSENCE AND YOU WILL NOT BE PROVIDED WITH ANY FURTHER NOTICE OF PROCEEDINGS.

IF YOU BELIEVE THAT AN ELECTRONIC HEARING OR ELECTRONIC SET DATE HEARING IS LIKELY TO CAUSE YOU SIGNIFICANT PREJUDICE, you must notify the Tribunals’ Office at 101 Bloor Street West, Toronto, Ontario, M5S 0A1. The Discipline Committee will then determine whether the hearing will proceed in person, electronically, in writing, or by a combination of these formats.

IF A DATE FOR THE HEARING AND/OR THE FORMAT OF THE HEARING ARE NOT AGREED UPON, THE DISCIPLINE COMMITTEE WILL CONVENE TO DEAL WITH

THE PROCEDURAL MATTER OF SETTING A DATE AND/OR ESTABLISHING THE FORMAT FOR THE HEARING. The procedural hearing will be held electronically using audio or video conferencing equipment, pursuant to the *Rules of Procedure* and the *SPPA*.

YOU ARE ENTITLED TO BE PRESENT WHEN THE COMMITTEE CONVENES TO SET A DATE AND/OR FORMAT FOR THE HEARING AND TO BE REPRESENTED BY LEGAL COUNSEL. IF YOU DO NOT ATTEND BEFORE THE COMMITTEE TO SET A DATE AND/OR FORMAT FOR THE HEARING, THE DISCIPLINE COMMITTEE MAY PROCEED IN YOUR ABSENCE TO SET THE DATE AND/OR FORMAT. NOTICE OF THE HEARING DATE AND/OR FORMAT SET BY THE COMMITTEE WILL BE PROVIDED TO YOU IN WRITING AT YOUR LAST KNOWN EMAIL ADDRESS AS SHOWN IN THE RECORDS OF THE COLLEGE.

IF THE DISCIPLINE COMMITTEE FINDS YOU GUILTY of professional misconduct, you are liable to the penalties set out in section 30 of the *Act*.

A MEMBER whose conduct is being investigated in proceedings before the Discipline Committee may examine before the hearing any written or documentary evidence that will be produced or any report, the contents of which will be given as evidence at the hearing. You or your representative may contact the office of Nicole Walton of the Ontario College of Teachers, at 101 Bloor Street West, Toronto, ON M5S 0A1, telephone 437-880-3234.

Date: February 17, 2026

Registrar's Signature

Linda Lacroix, OCT, M. Ed.
Registrar and Chief Executive Officer
Ontario College of Teachers
101 Bloor Street West
Toronto, ON M5S 0A1

TO: Douglas William Wagter
[XXX]
[XXX]
[XXX]

B E T W E E N :

ONTARIO COLLEGE OF TEACHERS

- and -

DOUGLAS WILLIAM WAGTER

**DISCIPLINE COMMITTEE OF THE
ONTARIO COLLEGE OF TEACHERS**

NOTICE OF HEARING

Ontario College of Teachers
101 Bloor Street
Toronto ON M5S 0A1

Nicole Walton
Tel. 437-880-3234
nwalton@oct.ca

Counsel for the
Ontario College of Teachers