



Disciplinary Tribunal

Member Name: Member Name Withheld, FIPA

Division: New South Wales

Date of Hearing: 18 October 2013

The IPA Board Disciplinary Tribunal of 18 October 2013 determined that the following case presented against the member was proven:

- a) Breached clause 98(2)(a) of the IPA Constitution as the member breached the IPA By-Laws clause 2.1.3 and in particular APES 110 - Code of Ethics for Professional Accountants. The member failed to conduct adequate due diligence on the sale of an existing company which resulted in the clients being liable for liabilities in excess of \$12,000 related to a superannuation guarantee charge;
 - b) Breached clause 98(2)(b) of the IPA Constitution as the member failed to observe a proper standard of professional care, skill or competence. The above constitutes a failure to observe a proper standard of professional care;
- and
- c) Breached clause 98(2)(f) of the IPA Constitution as the member is guilty of conduct which is not in the best interests of the IPA. The above constitutes conduct that is not in the best interests of the IPA.

The Tribunal further resolved that the member is:

- a) Admonished.
- b) Fined \$2000.00.
- c) Required to attend the next IPA public practice program and provide evidence of completion.
- d) Required to pay costs of \$550.00.

Date of Notice: 5 December 2013

Reference: 8713