



Type of Order: DISCIPLINARY CONSENT ORDER

Date of Order: 20 June 2017

Committee name: INVESTIGATION COMMITTEE

Details of IP: **Robert Sadler of York**, an IPA member and Licensed Insolvency Practitioner.

Summary of complaint: This Order is made in relation to a complaint that Mr Sadler breached the fundamental principle of Professional Competence and Due Care when;

- 1) he failed in accordance with Schedule 2 Part 2 of the Insolvency Practitioner Regulations 2005 (as amended)
 - a. ensure that there was a bond in force in respect of numerous insolvent estates over which he was appointed;
 - b. to send the bordereaux returns referred to in 1) above to the IPA, and
- 2) he failed to respond to correspondence from IPA and/or address the concerns raised in relations to the above.

Accordingly, Mr Sadler was found liable to disciplinary action under the IPA's Articles of Association.

Summary of sanctions: The Common Sanctions Guidance in force at the time of the conduct giving rise to the finding provides for a Severe Reprimand and fine commensurate with the breach of the fundamental principles of the Insolvency Code of Ethics.

The sanction imposed takes into account the fact that Mr Sadler failed to co-operate with the IPA Secretariat. Despite receiving letters reminding him to submit his returns he failed to do so. The large number of cases he failed to bond was also an aggravating factor. In mitigation, the Committee noted that once steps were taken to restrict Mr Sadler's insolvency licence, he submitted all returns, obtained retrospective cover from the bondsman and is now submitting bordereau timeously.

The Investigation Committee imposed a disciplinary order that Mr Sadler be severely reprimanded and pay a fine of £5,000.