



Type of Order: DISCIPLINARY CONSENT ORDER

Date of Order: 17 April 2018

Committee name: INVESTIGATION COMMITTEE

Details of IP: **Mr Andrew Wilkinson**, an IPA member and Licensed Insolvency Practitioner.

Summary of complaint: This Order is made in relation to a complaint, by a debtor, that **Mr Wilkinson** breached the fundamental principle of professional competence and due care as set out in the Ethical Code and Statement of Insolvency Practice 1 ('SIP1') in relation to a Protected Trust Deed ('PTD') by *failing to carry out reviews of the income and expenditure from information supplied by the Debtor for three years to 20 June 2015 and 20 June 2016 until 29 June 2017 despite annual reports for 2015 & 2016 advising that reviews had been completed, leading to the need to extend the PTD to deal with increased contributions.*

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

Summary of sanctions: The Common Sanctions guidance provides for a severe reprimand and fine of £5,000 breach where there has been a failure to comply with the fundamental principle of professional competence and due care.

The Committee noted that previous findings against Mr Wilkinson included, in three cases, a failure to carry out financial reviews.

The Committee agreed that in this instance there was no reason to deviate from a severe reprimand as this is the fourth instance where there had been a failure to properly deal with income reviews leading to a requirement to extend the cases.

The Investigation Committee decided to impose a disciplinary order that Andrew Wilkinson be Severely Reprimanded, fined £1,500; and make a contribution towards the costs.