

Type of Order: DISCIPLINARY CONSENT ORDER

Date of Order: 21 January 2020

Committee name: REGULATION AND CONDUCT COMMITTEE

Details of IP: **Dylan Quail**, of **Hanover**, an IPA member and Licensed Insolvency Practitioner (IP).

Summary of complaint: This Order is made in relation to a complaint that Mr Quail in his capacity as Supervisor of an Individual Voluntary Arrangement (IVA) breached the fundamental principle of professional competence and due care of the Ethics Code, when he took approximately 12 months to issue a certificate of completion following the full and final settlement of the IVA.

Accordingly, Mr Quail 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 a fine, where there has been a failure to comply with the fundamental principle of professional competence and due care. The Committee determined that the conduct was 'Less Serious' with reference to the Common Sanctions Guidance, which provided a starting point sanction of a reprimand and a fine of £2,000.

In mitigation, the Committee noted that Mr Quail admitted that he should have closed the IVA earlier and, in an attempt, to rectify the position he paid compensation of £500 to the Debtor and offered to assist her to resolve matters.

The Committee imposed a disciplinary order that Mr Quail be reprimanded, fined £1,000 and contribute £2,150 towards costs.