

Type of Order:	DISCIPLINARY CONSENT ORDER
Date of Order:	21 January 2020
Committee name:	REGULATION AND CONDUCT COMMITTEE
Details of IP:	<b>Katy Walker, of Credit Fix Limited</b> , an IPA member and Licensed Insolvency Practitioner (IP).
Summary of complaint:	<p>This Order is made in relation to a complaint that Mrs Walker in her role as Supervisor of an IVA, breached the fundamental principle of professional competence and due care of the Insolvency Ethics Code when she failed to ensure adequate processes and systems were in place to deal with email communications received from a creditor and / or failed to treat that creditor's s vote, to reject two IVAs, properly.</p> <p>Accordingly, Mrs Walker was found liable to disciplinary action under the IPA's Articles of Association.</p>
Summary of sanctions:	<p>The Common Sanctions Guidance provides for a severe reprimand and fine commensurate with the breach where there has been a serious failure to comply with the provisions of a SIP or a serious breach of the fundamental principle of professional competence and due care.</p> <p>It was agreed that this matter was 'less serious' with reference to the Common Sanctions Guidance. The Committee did not consider that there was any relevant mitigation but noted, as an aggravating factor, that the creditor was the majority creditor and if the vote had been included the IVA would have been rejected.</p> <p>The Regulation and Conduct Committee imposed a disciplinary order that be reprimanded, fined £2,000 and contribute towards costs.</p>