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# Discipline Bulletin



# Report

This is the twenty-eighth periodic report to Members, Associates and Affiliates prepared in accordance with Bylaw 20.12(8). Its primary purpose is to educate and inform all Members, Associates and Affiliates about the disciplinary process and current disciplinary activities. Please send any comments on, or suggestions for improvements in, these reports to me at my *Online Directory* address. Information in this report regarding specific cases represents the status at May 31, 2009.

## Meetings

Since the last Discipline Bulletin of November 2008, the Committee on Professional Conduct (CPC) held five conference calls on November 17 and November 21, 2008 and January 6, March 6 and March 13, 2009. A future meeting of the CPC has been scheduled for July 7, 2009 (Toronto).

## Disciplinary Costs (\$000) to September 30, 2008

	FY 08-09		FY 07-08	
	Actual	Budget	Actual	Budget
Legal Costs	185	---	237	---
Other Costs	65	---	7	---
Total Costs	250	340	244	245
	Actual		Actual	
Costs Recovered	31		127	
No. of cases reviewed	18		17	

The budget for 2009/2010 is \$260,000.

## Cases

### (a) Charges filed and cases completed

Since the last periodic report in November 2008, a case has been completed. Discipline Notices were distributed on May 6, 2009 with respect to this matter.

### (b) Private admonishment issued

A private admonishment was issued against an individual. In accordance with Bylaw 20.04.1, private admonishments are treated as confidential. Therefore, no additional details may be provided regarding this case.

### (c) Cases outstanding where charges have been filed

Charges have recently been filed against a Member of the Institute in connection with an expert report and testimony.

A notice of the filing of charges and referral of the charges to a Disciplinary Tribunal of the Canadian Institute of Actuaries was

circulated on May 28, 2009 to inform members of the Institute and the public about the case in accordance with Bylaw 20.04 (3.1). The Notice can be found on the Discipline section of the website.

A Disciplinary Tribunal has been appointed by the Chairperson of the Tribunal Panel in accordance with Bylaw 20.06(1), and arrangements are being made to hear these charges.

Please note that pursuant to the Bylaws, the Executive Director will publish a Notice to the public and the membership approximately 15 days prior to any hearing before a Disciplinary Tribunal. This Notice will include the date, time and place of the hearing.

Anyone who wishes to request more information about the disciplinary process may obtain that information from the Executive Director.

### (d) Other complaints and information

Apart from the cases mentioned in (a), (b) and (c), in the period since the November 2008 report, the CPC has considered nine complaints or other information that might lead to complaints, against twelve Members, Associates or Affiliates.

Five new complaints and/or information were received for the CPC's consideration. In four of these cases, the CPC is obtaining further information before deciding how to proceed. In one of these, the CPC decided to refer the complaint to an Investigation Team.

Upon obtaining further information in three previous cases, the CPC decided to dismiss the matters.

In an earlier case, the CPC decided to dismiss the matter after obtaining further information.

### (e) Summary by practice area

The 12 cases set out above may be summarized by practice area as follows:

	Cases	Individuals
Life	2	3 members
Pension	8	11 members
P&C	0	---
Workers' Compensation	0	---
Actuarial Evidence	2	2 members
Other	0	---

**Robert M. Smithen**

Chairperson, Committee on Professional Conduct