

## Disciplinary Tribunal

**Member Name:** Paul Bogiatto – MIPA AFA

**Division:** New South Wales

**Date of Hearing:** 14 September 2018

---

The IPA Disciplinary Tribunal of 14 September 2018 determined that the following case presented against the member was proven:

- a) Breached clause 98(2)(a) of the IPA Constitution<sup>1</sup> as the member breached the IPA By-Laws clause 2.1.2<sup>2</sup>. The member had actions brought against him by a regulatory body and did not formally advise the IPA as soon as practicable of the nature of the action and penalty imposed. The Tax Practitioners Board terminated the member's tax agent registration and the member did not notify the IPA;
- b) Breached clause 98(2)(a) of the IPA Constitution<sup>3</sup> as the member breached the IPA By-Laws in particular clause 7.1.6<sup>4</sup>. The member failed to comply with a reasonable request made by an Officer of the Institute as the member failed to respond to correspondence from the Investigations Officer;
- c) Breached clause 98(2)(b) of the IPA Constitution<sup>5</sup> as the member has failed to observe a proper standard of professional care, skill or competence. The above constitutes a failure to observe a proper standard of professional care, skill or competence;
- d) Breached clause 98(2)(h) of the IPA Constitution<sup>6</sup> as the member has failed to comply with a reasonable request made by an Officer of the IPA. The member has not responded to correspondence from the Investigations Officer; and
- e) Breached clause 98(2)(f) of the IPA Constitution<sup>7</sup> as the member has engaged in conduct which is not in the best interests of the IPA. The above constitutes conduct that is not in the best interests of the IPA.

The Tribunal further resolved that the following penalties are imposed:

- Forfeiture of membership.
- Costs of \$1000 plus GST.

**Date of Notice: 23 October 2018**

---

<sup>1</sup> IPA Constitution, version 2.0, August 2016

<sup>2</sup> IPA By-Laws, version 2.4.1, February 2017

<sup>3</sup> IPA Constitution, version 2.0, August 2016

<sup>4</sup> IPA By-Laws, version 2.4.1, February 2017

<sup>5</sup> IPA Constitution, version 2.0, August 2016

<sup>6</sup> IPA Constitution, version 2.0, August 2016

<sup>7</sup> IPA Constitution, version 2.0, August 2016