

Disciplinary Tribunal

Member Name: Carl O'Keefe - MIPA AFA

Division: Victoria

Date of Hearing: 2 June 2022

The IPA Disciplinary Tribunal of 2 June 2022 determined that the following case presented against the Member was proven:

- Breached clause 98(2)(a) of the IPA Constitution as the Member has breached IPA By-Laws clauses 2.1.1 and 2.1.2 and in particular APES 110 – Code of Ethics for Professional Accountants and APES 310 – Client Monies in that the Member:
 - Failed to implement appropriate internal controls and procedures to ensure the Complainant's trust account was properly safeguarded and accounted for.
 - Delayed forwarding client monies to the Complainant and made overpayment of monies to the Complainant.
 - Lacked the proper authority to deduct fees from the Complainant's 2018/19 tax refund.
- Breached clause 98(2)(b) of the IPA Constitution as the Member 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.
- Breached clause 98(2)(f) of the IPA Constitution in that the Member's actions engaged in conduct which is not in the best interests of the Institute. The above constitutes a failure to observe a proper standard of professional care, skill or competence.

The Tribunal further resolved that the penalties imposed are:

- Censure. It is noted the Member ensured all monies owing to the complainant were repaid, with interest. You also complied with all requests by the IPA in a timely, courteous, and remorseful manner.
- Costs of \$1500.00 plus GST.

Date of Notice: 18 July 2022