

Member name: Daryn Mitchell MNIA

Division: Queensland

Date of Hearing: 30th April 2010

The NIA Investigations Review Officer and the NIA Investigations Officer resolved that member Mitchell had a case to answer for having:

- (a) breached clause 98(2)(h) of the NIA Constitution in that it was alleged he failed to respond to correspondence from the NIA Investigations Officer on more than one occasion; and
- (b) had a case to answer for having breached clause 98(2)(f) of the NIA Constitution in that it is alleged he was guilty of conduct which is not in the best interests of the Institute in that he used the tax refund of one client to pay out the debts of another client without the approval of either client.

Tribunal Decision

The Disciplinary Tribunal resolved that the cases under sections 98(2)(h) and 98(2)(f) of the NIA Constitution as presented were proven.

The Tribunal further resolved that member Mitchell is censured with his name being published and costs of \$500:00 are applied payable within 30 days.

Date of Notice: 17th June 2010
Reference: 1403