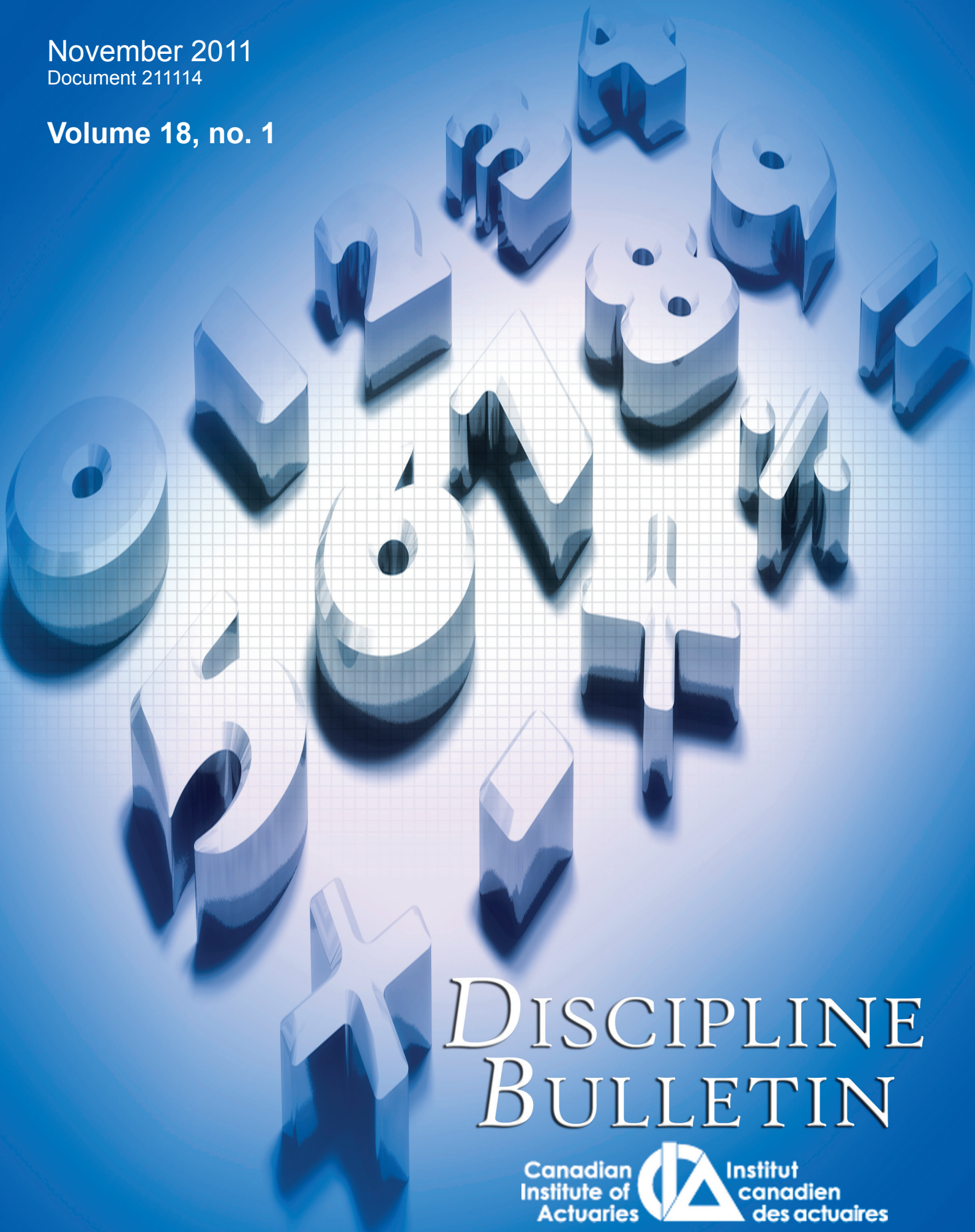


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DISCIPLINE BULLETIN

Canadian
Institute of
Actuaries



Institut
canadien
des actuaires

Discipline Report

November 2011

This is the thirty-third periodic report to Fellows, Associates and Affiliates prepared in accordance with Bylaw 20.12(8). Its primary purpose is to educate and inform all Fellows, Associates and Affiliates about the disciplinary process and current disciplinary activities. Please send any comments 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 October 31, 2011.

Meetings

Since the last Discipline Bulletin of June 2011, the Committee on Professional Conduct (CPC) held two meetings: on July 13, 2011 (in Toronto) and October 13, 2011 (by conference call). A future meeting of the CPC has been scheduled for November 9, 2011 (in Toronto).

Disciplinary Costs (\$000) to September 30, 2011

	FY 11-12		FY 10-11	
	Actual	Budget	Actual	Budget
Legal costs	155	-	303	-
Other costs	7	-	21	-
Total costs	162	290	324	262
	<i>Actual</i>		<i>Actual</i>	
Costs recovered	0		25	
Cases reviewed	12		28	

Cases

(a) Charges filed and cases completed

There are no cases with respect to which tribunals have been completed since the last periodic report in June 2011.

(b) Charges filed

As noted in the June 2011 Discipline Bulletin, separate charges were filed against one Fellow of the Institute in connection with work performed with respect to two pension plans. These charges had been referred to the same Disciplinary Tribunal.

A notice of the filing of charges and referral of the charges to a Disciplinary Tribunal of the CIA was circulated on February 10, 2011 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. Pursuant to Bylaw 20.06(6), a Notice of a hearing before a Disciplinary Tribunal was published on October 19, 2011. The Notice included the date, time and place of the hearing and can be found of the Discipline section of the website.

In addition to the above, a charge was recently filed against a Fellow of the Institute, in connection with work performed with respect to a pension plan. The CPC is referring this charge to a Disciplinary Tribunal. A Notice of the filing of the charge and referral of the charge to a Disciplinary Tribunal will be circulated shortly to inform members of the Institute and the public about the case in accordance with Bylaw 20.04(3.1). 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.

(c) Other complaints and information

Apart from the cases mentioned in (b), in the period since the June 2011 report, the CPC has considered nine complaints or other information that might lead to complaints against ten Fellows, Associates or Affiliates.

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

Upon obtaining further information in two previous cases, the CPC decided to dismiss the matters. In one earlier case, the CPC decided to lay a complaint and refer it to an Investigation Team. In three earlier cases, the CPC is obtaining further information before deciding how to proceed.

The CPC had previously referred one case to an Investigation Team. The investigation is continuing.

(d) Summary by practice area

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

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	Cases	Individuals
Life	3	4 members
Pension	7	5 members
P&C	0	-
Workers' Compensation	0	-
Actuarial Evidence	1	1 member
Other	1	1 member

(e) Summary of CPC cases since 1992

In response to an interest that was expressed to the CPC, this Discipline Bulletin includes additional statistics on past CPC cases.

- Since 1992, the CPC has completed 163 cases.

- Of these 163 cases, 95 cases were dismissed, two cases resulted in a private admonishment without going to an Investigation Team, and 66 cases were referred to Investigation Teams.
- Of the 66 cases that were referred to Investigation Teams, 31 cases resulted in no charges being filed, and 35 cases resulted in charges being filed.
- Of the 35 cases that resulted in charges being filed, seven cases resulted in private admonishments, eight cases resulted in an admission of guilt and sanctions, and 20 resulted in public Disciplinary Tribunals.

Wayne Berney
Chair;

Committee on Professional Conduct

