

Discipline Report

Canadian
Institute of
Actuaries



Institut
canadien
des actuaires

June 2017

Document 217067

Volume 23, no. 2

Discipline Report

June 2017

This is the forty-fourth 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.

Meetings

Since the last Discipline Report of November 2016, the Committee on Professional Conduct (CPC) held one meeting. The next meeting of the CPC is scheduled for October 16, 2017 in Toronto.

Disciplinary Costs (\$000) to March 31, 2017

	FY 16–17		FY 15–16	
	Budget	Actual	Budget	Actual
Routine legal costs	75	68	75	71
Non-routine legal costs	0	38	0*	173
Other costs	0	11	0*	41
Total costs	75	120	75	285
		Actual		Actual
Costs recovered	0		0	
No. of cases reviewed	28		12	

*Note: Non-routine legal costs and other costs are now paid from a discipline reserve of \$750,000.

Cases

(a) Charges filed and cases completed

There were no Disciplinary Tribunals (DTs) convened in the fiscal year ending March 31, 2017 but the case that was heard by a DT and reported in the June 2016 Discipline Report was finalized and closed.

(b) Cases outstanding where charges have been filed

There were no cases with charges filed in the fiscal year ending March 31, 2017.

Anyone who wishes to request more information about the disciplinary process may obtain that

information from the Executive Director.

(c) Other complaints and information

The CPC discussed 28 cases against 30 Fellows, Associates, or Affiliates.

Nine new complaints and/or information were received for the CPC's consideration. In two of the new cases, the CPC decided to subsequently dismiss the matter. One of the new cases has been referred to an investigation team, and in the other six cases, the CPC is obtaining more information before deciding how to proceed.

In three earlier cases, the CPC is still obtaining further information before deciding how to proceed.

Four earlier cases along with seven of the eight that were related have been dismissed. Two earlier cases have now been referred to an investigation team.

The CPC had previously referred two cases to investigation teams which have been dismissed.

(d) Summary by practice area

The 28 cases set out above may be summarized by practice area as follows:

	Cases	Individuals
Life	6	6 members
Pension	17	18 members
P&C	0	0 members
Workers' Compensation	0	0 members
Actuarial Evidence	2	3 members
Other	3	3 members

(e) Summary of CPC cases since 1992

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

- Since 1992, the CPC has completed 204 cases.
- Of these 204 cases, 123 cases were dismissed, three cases resulted in a private admonishment without going to an investigation team, and 78 cases were referred to investigation teams.

Discipline Report

June 2017

- Of the 78 cases that were referred to investigation teams, 37 cases resulted in no charges being filed, and 41 cases resulted in charges being filed.
- Of the 41 cases that resulted in charges being filed, nine cases resulted in private admonishments, eight cases resulted in an admission of guilt and sanctions, and 24 resulted in public Disciplinary Tribunals.
- Of the 24 Disciplinary Tribunal hearings, 22 resulted in either a guilty plea by the Respondent or a finding of guilt by the Disciplinary Tribunal on some or all of the charges. In the other two cases, the respondents were found not guilty by the Disciplinary Tribunal.

Doug Brooks
Chair, Committee on Professional Conduct