Arthur D Harverd *M.Sc, FCA, FTI, FCIArb*
Chartered Accountant Chartered Arbitrator
Past Chairman, The Chartered Institute of Arbitrators
Consultant to Carter Backer Winter

Carter Backer Winter
Chartered Accountants
Enterprise House
21 Buckle Street
London E1 8NN
www.cbw.co.uk
Tel (44) 020 7309 3800
Fax (44) 020 7309 3801
E-Mail arthur.harverd@cbw.co.uk
DX 513 London City

Our ref: ADH/AP/AIDB

17 April 2008

Ms A Colban
Secretary to the Board
Accountancy and Actuarial Discipline Board
Aldwych House
71-91 Aldwych
London
WC2B 4HN

Dear Ms Colban

AADB Accountancy Scheme Review

You kindly wrote to me on 28 January 2008 enclosing the Consultation Paper in respect of the above Review. You indicated that a public consultation will run until 11 April 2008.

Unfortunately I have been unable to consider the document until now as I have been acting as an expert accountant in a very lengthy fraud trial and I have had no time to deal with a wide variety of professional matters during the last 4 months.

I do have a few comments to make and, even though late, I do hope that they may still be considered.

Question 1

I agreed with the proposed definition of "Relevant Conduct". The failure to comply with applicable accounting, auditing, ethical or other standards may well be the critical practical test and the recording of work undertaken to comply with the relevant standards should represent an important criterion of compliance.

Question 3

I agree with the proposal to form an independent committee to review the formal complaint before a disciplinary tribunal is appointed. I note that the proposed Disciplinary Decisions Committee will comprise a senior lawyer, an accountant and a lay person. I recommend that at least one of the senior lawyers be a retired judge, preferably from the Court of Appeal.

Question 6

I agree with the proposal that an independent Convenor will appoint tribunals.

Question 8

I agree with the proposal to remove the tribunal chairman's casting vote and that where there is an equality of votes in respect of any motion, that the motion should not be carried.

I apologise again for the lateness of my response, but I trust that the proposal to have a senior judicial figure as a member of the DDC is helpful.

Yours sincerely

Arthur Harverd

Arthur Harverd