



Accountancy & Actuarial Discipline Board

Aldwych House, 71-91 Aldwych, London WC2B 4HN

Telephone: 020 7492 2452 Fax: 020 7492 2459

www.frc.org.uk/aadb

TRIBUNAL PANEL MEMBER STATEMENT OF INDEPENDENCE GUIDANCE NOTES

Members of the Tribunal Panel will be required to complete a Statement of Independence whenever they are approached to serve on a Tribunal. The declarations in this form are designed to solicit information that might be relevant to a Member's ability to sit on a Tribunal. Members will not necessarily be precluded from sitting on a Tribunal simply because they make disclosures pursuant to Statement B.

Members should not assume that any information declared will necessarily need to be disclosed either to a party to a formal complaint or publicly if the Member is to serve. However, it may be the case that some or all of the information must be disclosed if the Member is to form part of the Tribunal. Such disclosure would never be more extensive than that required for the purposes of the inquiry. This may entail disclosure on the FRC's website. If the information given (including information about the value of an investment) in answer to any question is so sensitive that a Member would wish it not to be disclosed, or would wish to limit the circumstances in which it is disclosed, that should be indicated. The text of any disclosure will normally be checked with the Member, but if it is not possible to contact the Member and there is no indication of sensitivity the AADB Board will use its discretion and may disclose information declared either to the parties to an inquiry or on the FRC's website.

It is crucial that members of a Tribunal should act, and be seen to be acting, objectively and impartially. They should be free of any conflict of interest or any perceived conflict of interest. They should not be biased or prejudiced and should not be involved in taking decisions where there is a real likelihood that they may be perceived to be biased or prejudiced.

A conflict of interest and/or suggestion of bias may arise in the following circumstances:-

- Having a financial interest in any entity connected with a case;
- Receiving or due to receive a pension from an entity connected with a case;
- Being a current or former partner, director or employee of a Member Firm or Predecessor Firm which is the subject of the formal complaint;

- Being a current or former director, officer or employee of an entity connected with a case;
- Acting or having acted in a professional capacity in relation to the subject matter of a case;
- Having a spouse, partner or immediate family member who has one of the interests outlined above;
- A close personal, business or family relationship with an individual or firm which is the subject of the formal complaint;
- Previous involvement in a dispute with an individual or firm which is the subject of the formal complaint;
- Involvement in other legal or disciplinary proceedings connected with a case;
- A past or continuing professional involvement with any individual, firm or matter connected with a case;
- Publication of views or comments relating to any individual, firm or matter connected with a case

This list should be considered neither prescriptive nor exhaustive.

When completing the form any doubt should be resolved in favour of disclosure. Further, full details will assist in establishing whether any interest will or should prohibit appointment.

October 2007



Accountancy & Actuarial Discipline Board

Aldwych House, 71-91 Aldwych, London WC2B 4HN

Telephone: 020 7492 2452 Fax: 020 7492 2459

www.frc.org.uk/aadb

TRIBUNAL PANEL MEMBER STATEMENT OF INDEPENDENCE

The Tribunal to which you may be appointed will hear formal complaints arising out of the investigation into the following matters:-

and into the conduct of the following Member(s) and/or Member Firm(s):-

1. Please refer to the attached guidance notes and delete which of the following two statements, A or B, does not apply:-

A. I am independent of each of the parties, and I intend to remain so. There are no circumstances known to me likely to give rise to any doubts as to my impartiality or independence.

B. I consider that I am independent of each of the parties, and I intend to remain so, but I wish to disclose the following circumstances prior to my appointment:-

(Please use additional sheet if necessary.)

Other than the above, there are no circumstances known to me likely to give rise to any doubts as to my impartiality or independence.

2. I confirm that if I am appointed to the Tribunal and if I become aware of any circumstances likely to give rise to any doubts as to my impartiality or independence after the date of this statement and before the Disciplinary or Appeal Hearing is concluded, I shall disclose those circumstances to the Board, the other members of the Tribunal and the parties.

Signed

Date

(Please send this completed form to Anna Colban, Secretary to the Board at the above address.)

October 2007