

Publication Notice

Appeal Tribunal

Case Ref: Invest/10/21

An appeal in respect of findings and orders relating to the Member, Brian White, Dublin 2, formerly Grange Close, Baldoyle Industrial Estate, Baldoyle, Dublin 13 in relation to a Disciplinary Tribunal held on 24 July 2024 was heard before an Appeal Tribunal on 4 April 2025 and on 30 June 2025.

Findings

The Appeal Tribunal affirmed the following findings of misconduct of the Disciplinary Tribunal:

1. That the Member, failed to account for an investment of €35,000 made by a client in an investment club through him by failing to provide adequate information to the executor of the client's estate regarding this investment. (Bye Law 14 Chapter 3 Conduct of Investment Business and Code of Ethics – Section 113 Professional competence and due care and Section 115 Professional behaviour refers).
2. That the Member failed to account for an investment made by a client in the amount of €125,000, through him in 2014, to the client's estate or the Executor of the client's estate. (Bye Law 14 Chapter 3 Conduct of Investment Business and Code of Ethics – Section 113 Professional competence and due care and Section 115 Professional behaviour refers).

The Appeal Tribunal affirmed the Disciplinary Tribunal's finding of misconduct of the following charge but varied the amount involved to €2,500:

3. That the Member failed to repay an amount of €2,500 to the estate of a client, being the balance due on a loan received from the client (Code of Ethics – Section 115 Professional Behaviour refers).

Orders

The Appeal Tribunal affirmed the Disciplinary Tribunal's order that the Member be excluded from membership.

An application to rescind the orders of the Disciplinary Tribunal imposing fine and costs was upheld by the Appeal Tribunal.

The Appeal Tribunal also ordered that details of these findings and order be published on the legacy CPA Ireland website (www.cpaireland.ie), with reference to the Member by name as well as in the register of findings and orders of CPA Ireland in accordance with bye law 6.49.

These findings and orders take effect from 1 July 2025.

Dated: 10/07/2025