

CIRCULAR TO: **FULL MEMBERS**
 ASSOCIATE MEMBERS
 LOCAL MEMBERS

No. 145/2000

DISCIPLINARY ACTION IMPOSED
BY THE BUSINESS CONDUCT COMMITTEE

Members are advised, pursuant to Article 38.13, of Disciplinary Action taken by the Business Conduct Committee (the BCC):

MEMBER 1

It was identified that an Associate Member had failed to comply with:

Article 4.6(4)(c)(i)

[Associate Member to lodge financial returns within one calendar month of the last trading date of each preceding month]

On 20 April 2000, the Member requested an extension of time to lodge the Return by no later than 5 May 2000. When the Return had not been received, Compliance staff contacted the Member on (Monday) 8 May 2000 and were advised that the Return had been posted on 5 May 2000. The Return was received on 9 May 2000 which was after the due date.

The BCC noted that this incident was a repeat offence. On this basis, in accordance with Article 38.9.1(d), the BCC imposed a Reprimand upon the Member for the identified breach.

MEMBER 2

It was identified that an Associate Member had failed to comply with:

Article 4.6(4)(c)(i)

[Associate Member to lodge financial returns within one calendar month of the last trading date of each preceding month]

Since the Return had not been lodged by the due date, Compliance staff contacted the Member on 2 May 2000 requesting it do so immediately. (1 May 2000 was a public holiday in Queensland). The Return was lodged later that day.

The BCC noted that this incident was a repeat offence. On this basis, in accordance with Article 38.9.1(d), the BCC imposed a Reprimand upon the Member for the identified breach.

MEMBER 3

Members are advised that in accordance with Article 38.9.1(d) the Business Conduct Committee (the Committee), acting under the said Article, resolved that an Associate Member had failed to comply with the following:

- General By-Laws G.2(a)(i), (iii) and (vi), G.4(a), G.26 and G.28
[Initial and Variation Margins]

Compliance staff undertook an inspection of the records and procedures relating to the Associate Member. From a review of the Associate Member's records, three (3) instances were noted where initial and variation margins were not received within the earliest reasonable time.

In accordance with Article 38.9.1(d), the Committee imposed a Reprimand upon the Associate Member for the identified breaches.

M. WAGNER
MANAGER - COMPLIANCE

21 JULY 2000