

## **Chief Executive's Preamble in relation to the complaint against Member Z**

The complaint against Member Z was heard before a Complaints Resolution Panel, which provided its final Determination upholding the complaint, on 21 December. In its Determination, the Panel ordered that the name of the Member be suppressed.

The Association's Complaint Convenor appealed this aspect of the Determination and the Governance Board upheld the appeal, creating a presumption in favour of publication of Member's names following Hearings. The Association's Constitution allowed only for permanent orders for publication or non-publication.

Copies of the Determination and the Appeal decision were lodged on the Association's website in December 2012.

At the October 2014 Annual General Meeting, an amendment to the Association's Constitution was approved by the membership allowing orders for publication to be reviewed if appropriate in the passage of time. The Board was concerned that Members could suffer an injustice disproportionate to any breach they may have committed without this flexibility.

The Complaints Resolution Panel for Member Z was informed of this change in the constitution and invited Counsel for Member Z and the Convenor to make submissions to it on the issue of the existing order that the Member's name be published. Both the Member and the Convenor supported a variation of the Appeal Board's order for publication, and determined on 17 December 2014 that the Member's name should be suppressed.

The document that follows is an anonymised version of the original Determination, published in this form because of the important matters it traverses.

A handwritten signature in black ink, reading "Lucy Sandford Reed". The signature is written in a cursive style with a large initial 'L' and 'R'.

Lucy Sandford Reed  
23 December 2014