

# ILSC DISCIPLINE REGISTER

## 2009-2019

Case No	Practitioner	Address	Date of judgment	Date of sentence	Particulars	Actual orders	Other particulars as prescribed by rules and regulations
001/2009	Abhay Kumar Singh	Lot 11 Dilkusha Road, Nausori	25 January 2010	25 January 2010	<p><b>Count 1:</b> Perverting the course of justice</p> <p><b>Count 4:</b> Acting for both parties to an agreement</p>	<p><u>Orders (Penalty):</u></p> <p><b>Count 1:</b> Professional misconduct found.</p> <p>1) Practitioner struck off roll <del>40 years</del> <b>REDUCED BY SUP.CT 20/10/2011 to 6 years</b></p> <p><b>Count 4:</b> Unsatisfactory professional conduct found. 2) Fined \$1,000</p>	<p><b>Count 1:</b> Legal Practitioners Decree 2009 s 82(1)</p> <p><b>Count 4:</b> Legal Practitioners Decree 2009 s 81</p>
001/2009	Abhay Kumar Singh	Lot 11 Dilkusha Road, Nausori	1 February 2010	1 February 2010	<p><b>Count 2:</b> Falling short of the standard of competence and diligence expected of a reasonable professional legal practitioner.</p>	<p>Unsatisfactory Professional conduct found.</p> <p><u>Orders (Penalty):</u></p> <p>1) Fined of \$1,000.00</p>	<p>Legal Practitioners Decree 2009 s 81.</p>

002/2009	Hemendra Nagin	2 <sup>nd</sup> Floor Harifam Center Greig Street, Suva	7 May 2010	7 May 2010	<p><b>Count 2(A):</b> Abused the relationship of confidence and trust of the client.</p> <p><b>Count 2(B):</b> Acted for both parties in a transaction and purchase of land.</p> <p><b>Count 2(C):</b> Failed to protect the best interest of the client.</p>	<p>Unsatisfactory Professional conduct found.</p> <p><u>Orders (Penalty):</u></p> <p>1) Respondent to be publicly reprimanded</p> <p>2) Fine of \$15,000.00</p>	<p><b>Count 2(A):</b> Legal Practitioners Decree 2009 s 83(1).</p> <p><b>Count 2(B) and (C):</b> Legal Practitioners Decree 2009 s 81.</p>
007/2009	Akuila Naco	Naco Chambers 1 <sup>st</sup> Floor ,340 Waimanu Rd P O Box 2267  Govt Building Suva	9 June 2010	9 June 2010	<p><b>Count 2:</b> Falling short of the standard of competence and diligence that a member of the public is entitled to expect of a reasonable professional legal practitioner.</p> <p><b>Count 3:</b> Failure to appear in court.</p> <p><b>Count 5:</b> Failure to cross examines a prosecution witness resulting in the complainant as a client being prosecuted.</p> <p><b>Count 6:</b> Abused the relationship of confidence and trust with the client by failure to represent and protect the interest of the client.</p>	<p>Professional Misconduct/ Unsatisfactory Professional conduct found.</p> <p><u>Orders (Penalty):</u></p> <p>1) Publically Reprimanded</p> <p>2) Fine \$1,000.00</p> <p>3) Cost to CR in the sum \$500.00</p> <p>4) Pay compensation to complainant A \$3600.00, and Complainant B \$300.00.</p> <p>5) pay witness expenses of \$25.00 and \$30.00 respectively to each witness.</p>	<p><b>Count 2, 3, 5, 6:</b> Legal Practitioners Decree 2009 s 81.</p>

004/2009	Sheik Hussain Shah	Savilla House, Valelevu, Nasinu.	15 June 2010	15 June 2010	<p><b>Count 1:</b> Issues trust fund account cheque which was dishonoured.</p> <p><b>Count 3A:</b> Falling short of the standards of competence and diligence of a reasonably competent or professional legal practitioner.</p> <p><b>Count 3B:</b> Delayed the process</p> <p><b>Count 5:</b> Failed to appear for complainant.</p>	<p>Professional Misconduct found for count 1 Unsatisfactory Professional conduct found for counts 3A, 3B, and 5.</p> <p><u>Orders (Penalty):</u></p> <p><b>Count 1</b></p> <p>1) To pay \$ 1,000 to the complainant</p> <p>2) To pay witness expenses of \$ 610.20</p> <p><b>Count 3A</b></p> <p>3) Fined \$500</p> <p><b>Count 3B</b></p> <p>4) Fined \$500</p> <p>5) To pay witness expenses of \$ 144</p> <p>6) To make an application in Lautoka High Court for complainant without delay and on pro bono basis.</p> <p><b>Count 5</b></p> <p>7) To pay \$750</p> <p>8) To pay \$ 250 to complainant</p>	<p><b>Count 1</b></p> <p>Legal Practitioners Decree 2009 s 82(1)(a)</p> <p><b>Count 3A, 3B, 5:</b></p> <p>Legal Practitioners Decree 2009 s 81</p>
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007/2009	Akuila Naco	1st Floor, 340 Waimanu Rd, PO box 2267, Government buildings Suva	16 June 2010	16 June 2010	<b>Count 1:</b> Overdrew Trust Account	Unsatisfactory Conduct found.  <u>Orders (Penalty):</u>  1) Fined \$1,000.00  2) Pay costs to the sum of \$500 to Chief Registrar.  3) Publically reprimanded	Legal Practitioners Decree 2009 s 81
004/2009	Sheik Hussain Shah	Savilla House, Valelevu, Nasinu.	15 June 2010	9 July 2010	<b>Count 6:</b> Failed to attend the Magistrate Court proceedings.	Professional Misconduct found.  <u>Orders (Penalty):</u>  1) To pay \$ 1,000 to the complainant.  2) To pay \$ 180 to applicant  3) Fine of \$500 to the commission.  4) All payments to be made within 28 days as failing could lead to suspension of practicing certificate without further order until payment is made.	Legal Practitioners Decree 2009 s 82(1) (a)
007/2009	Akuila Naco	1st Floor, 340 Waimanu Rd, PO box 2267, Government buildings Suva	16 June 2010	9 July 2010	<b>Count 2:</b> Failed to distribute the monies received therein to claimants according to the order  <b>Count 3:</b> Failed to appear in the court and Judgment was issued against the complainant	Unsatisfactory professional conduct found.  <u>Orders (Penalty):</u>  1) Publically reprimanded.  2) Pay \$3,600 by way of compensation	Legal Practitioners Decree 2009 s 81

						<p>3) Pay \$300</p> <p>4) Pay witness expenses \$25 and \$30</p>	
002/2009	Hamendra Nagin	2nd Floor, Harifam Centre GPO Box 1004, Suva	7 May 2010	9 July 2010	<p><b>Count 2A:</b> Abused relationship of confidence and trust advising clients to increase consideration in transaction for no advantage</p> <p><b>Count 2B:</b> Acted for both parties in transaction for sale and purchase of land</p> <p><b>Count 2C:</b> Acted for both parties and thereby failed to protect best interests of client</p>	<p>Unsatisfactory professional conduct found.</p> <p><u>Orders (Penalty)</u></p> <p>1) The practitioner to be publicly reprimanded</p> <p>2) A fine of \$15,000.00 payable to the commission</p> <p>3) Respondent to indemnify the Complainants against any monies ordered to be paid by them</p>	Unsatisfactory Professional Conduct (Rules of Professional Conduct and Practice r 1.1, Legal Practitioners Decree 2009 s 81)
005/2009	Dorsami Naidu	N/A	13 August, 2010	16 August 2010	<p><b>Count 1B:</b> Failed to inform the client on progress of their case.</p> <p><b>Count 3A:</b> Failed to inform client that the land was co-owned; failed to inform client about conflict of interest.</p> <p><b>Count 3B:</b> Failed to obtain the consent of the third party on behalf of vendor.</p> <p><b>Count 4A:</b> Trust account mismanagement.</p>	<p>Unsatisfactory professional conduct found for counts 1B, 3A, 4A, 6C, 6D</p> <p>Professional misconduct found for counts 3B, and 6E.</p> <p><u>Orders (Penalty):</u></p> <p>1) Must undertake no less than 10 hours of professional development or legal education each of: Conveyancing, Real Property and Practice Management. To be undertaken in Fiji, New Zealand or Australia.</p>	<p><b>Count 1B:</b></p> <p>Legal Practitioners Decree 2009 ss 81 and 83(1)(c)</p> <p><b>Count 3A, 4A, 6C, 6D</b></p> <p>Legal Practitioners Decree 2009 s 81.</p> <p><b>Count 3B:</b></p>

				<p><b>Count 6C:</b> Failed to reinstate proceedings on behalf of client after matter had been struck out.</p> <p><b>Count 6D:</b> Failed to carry out client instructions and protect his client's interests.</p> <p><b>Count 6E:</b></p>	<p>2) Order 1 to be complied with before 30 June 2011, or practising certificate is to be suspended without further order.</p> <p>3) To pay the Commission \$1,500.00</p> <p>4) To pay applicant witness expenses totalling \$1,428.95</p> <p>5) BY CONSENT with respect to complaint 3, respondent shall prepare all necessary documents and arrange their execution. If cost exceeds the amount currently held in trust by the respondent, Hari Prasad Lal shall meet all necessary survey costs and the cost of extraction of fresh title documents.</p> <p>6) Respondent has 5 months to complete the performance of order 5.</p> <p>7) Chief Registrar shall supervise the performance of orders 5 and 6.</p> <p>[Appeal pending in Fiji Court of Appeal]</p>	<p>Legal Practitioners Decree 2009 s 82(1)(a)</p>
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008/2009	Haroon Ali Shah	1 <sup>st</sup> Floor Sunbeam Building, 7 Yasawa Street, P O Box 5104 Lautoka	15 September 2010	15 September 2010	<p><b>Count 1:</b> Failure to pay client's money.</p> <p><b>Count 2:</b> Failure to ensure that encumbrances were settled by the vendor.</p> <p><b>Count 3:</b> Failure to pay clients compensation that was awarded.</p> <p><b>Count 4:</b> Failure to return client's fee.</p> <p><b>Count 5(1):</b> Charging excessive legal costs or fees in connection to the practice of law.</p> <p><b>Complaint 5(2):</b> Failure to move the case; delay in the case reaching hearing stage.</p> <p><b>Count 6(1):</b> Constant failure to reach or maintain a reasonable standard of competence and diligence.</p> <p><b>Count 6(2):</b> Failed to bring a case to hearing date; failed to appear in court.</p> <p><b>Count 7:</b> Failure to advise the client of any progress of her case.</p> <p><b>Count 8:</b> Failure to represent a company to court.</p>	<p>Professional Misconduct found.</p> <p><u>Orders (Penalty)</u></p> <p>1) Take 5 criminal trials in Lautoka High Court on behalf of Legal Aid At no cost before 1st October 2011</p> <p>2) Trials to be selected by Director Legal Aid</p> <p>3) The Condition is to be removed on the Director Legal Aid certifying to the CR of the completion of the 5 trials</p> <p>4) If the condition is removed on or before 1st October 2011 the respondents Practicing Certificate shall be suspended from that date.</p> <p>5) Pay \$7,000.00 to ILSC account to be paid to complainant</p> <p>6) Pay from Trust account \$4060.00 and from office \$778.00</p> <p>7) Pay witness Expenses \$288.65</p>	<p><b>Count 1, 4, 10(2), 11(2), 12(2):</b></p> <p>Legal Practitioners Decree 2009 s 82(1)(b).</p> <p><b>Count 2, 3, 5(2), 6(1), 7, 8, 10(1), 11, 12(1):</b></p> <p>Legal Practitioners Decree 2009 s 82(1)(a).</p> <p><b>Count 5(1):</b></p> <p>Legal Practitioners Decree 2009 ss 83(1)(b) and (c).</p> <p><b>Count 6 (2):</b> Legal Practitioners Decree 2009 s 82(1)(c).</p> <p><b>Count 9:</b></p> <p>Legal Practitioner Decree 2009 ss 83(1)(b) and (c).</p>
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				<p><b>Count 9:</b> Abused the relationship of confidence and trust with the client and excessive legal cost.</p> <p><b>Count 10(1):</b> Failure to keep the client informed and refused to meet him on several occasions.</p> <p><b>Count 10(2):</b> Failure to refund clients' money.</p> <p><b>Count 11(1):</b> Failure to transfer money from trust accounts.</p> <p><b>Count 11(2):</b> Trust Account Mismanagement</p> <p><b>Count 12(1):</b> Failure to execute the clients agreement; failed to fulfilled his duties to his clients by making false promises.</p> <p><b>Count 12(2):</b> Failure to properly discharge duties as a legal practitioner in reaching the required standard of a professional lawyer.</p> <p><b>Count 12(3):</b> Failure to settle a case between clients where they are in conflicts in regards to the money paid and the instrument of the agreement.</p>		
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008/2009	Haroon Ali Shah	1st Floor Subeam Building, 7 Yasawa Street, PO BOX 5104 Lautoka.	30 September 2010	30 September 2010	<p><b>Count 2:</b> Respondent was paid \$25,000.00 in legal fees, and \$4,00.00 for a hotel liquor licence transfer, when in actual fact there was no liquor licence attached to the hotel.</p> <p><b>Count 2B:</b> Failed to ensure that all debts or encumbrances by way of utility bills or rates had been paid off by the vendor before the transfer when in actual fact \$10,790.65 remained outstanding.</p> <p><b>Count 11B:</b> Failed to account properly for money received from proceeds of sale. Money is still unaccounted for, and is yet to be paid to the client.</p>	<p>Unsatisfactory professional conduct found.</p> <p><u>Orders (Penalty)</u></p> <ol style="list-style-type: none"> <li>1) Practising certificate is to be conditioned until the respondent is to undertake five criminal trials in the Lautoka High Court on behalf of Legal Aid at no cost before 1 October 2011. Trials are to have an estimated duration of no more than five days each.</li> <li>2) Trials to be selected by the Director Legal Aid.</li> <li>3) Condition is to be removed upon the certification of the Director Legal Aid that trials have been satisfactorily completed.</li> <li>4) Should condition not be completed before 1 October 2011, respondents practicing certificate shall be suspended for 5 months without further order.</li> <li>5) Pay \$7,000.00 to the Commission to be distributed to the specified complainants.</li> <li>6) Pay the Commission \$4,060 from his Trust Account and \$778 from his office account. To be</li> </ol>	Legal Practitioners Decree 2009 s 82(1)(b))
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						<p>distributed to the specified complainant.</p> <p>7) Pay Commission witness expenses totalling \$2,881.65.</p> <p>9) In the event that the respondent is unable to complete order 1 due to circumstances outside of his control, he is apply to for liberty.</p>	
002/2010	Vipul Mishra	16 Mana Street Lautoka.	3 March 2011.	4 May 2011.	<p><b>Count 1 and 2:</b> Failed to disclose important information that is ought to have reasonably been known by the legal practitioner. Conduct involved a substantial failure to reach or a reasonable standard of competence and diligence.</p>	<p>Professional Misconduct found.</p> <p><u>Orders (Penalty):</u></p> <p>1) Shall facilitate the removal of mortgage from the Crown Land (16375) whether by legal action, payment of the mortgage debt or otherwise.</p> <p>2) If prior to the removal of the mortgage, the mortgagee seeks to exercise such rights as it might have pursuant to the mortgage, respondent shall keep Sashi Kiran Pratap indemnified against any payment for principal, interest or legal expenses.</p> <p>2) Should mortgage not be removed on the specified Crown Land before 31 December 2011, Respondent's practicing certificate shall be suspended until further notice.</p>	Legal Practitioners Decree 2009 s 82(1)(a)

002/2010	Muhammed Shamsud-Dean Sahu Khan.	17 Ganga Singh Street, Varoka, Ba	3 March 2011.	4 May 2011.	<b>Count 1:</b> Not fit and proper to person to engage in legal practice.	Professional Misconduct found. <u>Orders (Penalty):</u> 1) To be struck from the roll of legal practitioners. 2) To indemnify the purchaser with respect to any money payable as a result of actions commenced by him. 3) Pay all principal and other interest owing on the loan in the sum of \$120,000.00 referred to the 'Deed of Guarantee' within 28 days. 4) Pay witness expenses totalling \$478.00 to the ILSC. 5) To lodge his passport with the ILSC for retention until orders 2, 3, 4 are complied with.	Legal Practitioners Decree 2009 s 82(1)(b)
001/2011	Muhammad Shamsud-Dean Sahu Khan	17 Ganga Singh Street, Varoka, Ba	27 September 2011	6 October 2011	<b>Count 1, 2, 3, 5, 6, 7:</b> witnessed the signature when the client did he was not instructed by the client leading to substantial failure to reach a reasonable standard of competence and diligence. Conflict of interest. <b>Count 8:</b> Substantial failure to reach a reasonable standard of competence and diligence	Unsatisfactory professional conduct found for count 8, 9; Professional misconduct found for counts 1, 2, 3, 5, 6, 7, <u>Orders (Penalty):</u> 1) Must not apply for a practising certificate for 10 years. 2) Pay to ILSC \$ 862.10. 3) Surrender passport.	<b>Counts 1, 2, 3, 5, 6, 7:</b> Legal Practitioners Decree 2009 s82(1)(a). <b>Count 8:</b> Legal Practitioners Decree 2009 s 81

					<p>expected of a professional legal practitioner.</p> <p><b>Count 9:</b> Is not a fit and proper person to engage in legal practice.</p>		<p><b>Count 9:</b></p> <p>Legal Practitioners Decree 2009 s 82(1)(b).</p>
001/2011	Sahu Khan & Sahu Khan	17 Ganga Singh Street, Varoka, Ba	27 September 2011	6 October 2011	<p><b>Count 1:</b> Respondent Is not fit and proper to operate as a law firm.</p>	<p>Unsatisfactory professional conduct found.</p> <p><u>Orders (Penalty):</u></p> <p>1) Shall cease to operate and shall not engage in legal practice.</p>	<p>Legal Practitioners Decree 2009 s 82(1)(b).</p>
004/2011	Adi Kolora Naliva	Fiji Public Trustee Corporation, 1 <sup>st</sup> Floor LICI Building, 11 Butt Street, P. O. Box 2276, Government Building, Suva	5 December 2011	5 December 2011	<p><b>Count 1, 2, 3, 4:</b></p> <p>Practiced without having a valid practising certificate</p> <p><b>Count 5:</b></p> <p>Falling short of the standards of competence and diligence that a member of the public is entitled to expect of a reasonably competent or professional legal practitioner.</p>	<p>Pleaded guilty to Unsatisfactory Professional Conduct.</p> <p><u>Orders (Penalty):</u></p> <p>1) Publicly reprimanded</p>	<p><b>Count 1, 2, 3, 4:</b></p> <p>Legal Practitioners Decree 2009 s 52(1)(a).</p> <p><b>Count 5:</b></p> <p>Legal Practitioners Decree 2009 s 81.</p>
006/2011	Siteri Adidreu Cevalawa	Telecom Fiji Ltd Ganilau House Edward Street Suva	5 December 2011	5 December 2011	<p><b>Count 1-8:</b> Solicitor practicing without having a valid practising certificate</p>	<p>Pleaded guilty to unsatisfactory professional conduct.</p> <p><u>Orders (Penalty):</u></p> <p>1) Publically reprimanded 2) Fined \$1,000</p>	<p>Legal Practitioners Decree 2009 ss 52(1)(a) Legal and 83(1)(a).</p>

003/2011	Divendra Prasad	Diven Prasad Lawyers 14 Kimberly St Suva	24 January 2012	7 March 2012	<p>Solicitor failed to convey settlement offer and acceptance to 3 clients seeking damages for personal injuries having made a contingency fee agreement with the clients.</p> <p><b>Count 1A:</b> Acting without instructions from client,</p> <p><b>Count 1D:</b> Failed to keep client informed of progress of instructions given</p>	<p>Finding of professional misconduct (count 1A); Finding of unsatisfactory professional conduct (count 1D).</p> <p><u>Orders (Penalty):</u></p> <ol style="list-style-type: none"> <li>1) Publically reprimanded</li> <li>2) \$30,000 penalty</li> <li>3) Refund \$2,000 to Complainant</li> <li>4) Refund \$6,359.38 to High Court for Costs</li> <li>5) Pay \$87 to Commission (witness expenses)</li> <li>6) Suspend Practising certificate if moneys not paid by 30/4/2012 until paid</li> </ol>	Legal Practitioners Decree 2009 ss 81 and 82(1)(a).
005/2011	Alena Koroi	K 1 Law, 31 Salesi Road, Namadi Heights, Tamavua	1 December 2011	14 March 2012	<p><b>Count 1:</b> Refusal to lower the voice down at the High Court Judge</p>	<p>Unsatisfactory Professional Conduct found.</p> <p><u>Orders (Penalty):</u></p> <ol style="list-style-type: none"> <li>1) Payment of Witness expenses of \$ 35</li> <li>2) A warning given</li> <li>3) Needs to spend 12 months of practice under supervision</li> <li>4) Conditional practicing certificate for 2013 would be based on the 2012 report provided by Chief Registrar</li> </ol>	Legal Practitioners Decree 2009 s 83(1)(a).

001/2012	Laisa Lagilevu	9 Lester Street, Delainavesi	16 March 2012	16 March 2012	<b>Count 1:</b> Appeared in High Court without a valid practising certificate	Unsatisfactory Professional Conduct found. <u>Orders (Penalty):</u> 1) Publicly reprimanded. 2) Pay fine of \$ 1000 3) Practicing Certificate suspended until fine paid and upon satisfactory of Trust Account requirements of the Chief Registrar	Legal Practitioners Decree 2009 ss 52(1)(a) and 83(1)(a)
002/2012	Kini Marawai	1 <sup>st</sup> Floor nona House, 26 Roberts road, Suva	12 September 2012	5 October 2012	<b>Count 1:</b> Conflict of interest: Prepared and Witnessed the first affidavit for client containing rape allegation against 2 <sup>nd</sup> Respondent and then again prepared and witnessed second affidavit for the client about withdrawal of same rape allegation against 2 <sup>nd</sup> Respondent. <b>Count 2:</b> Information present in both the affidavits was conflicting evidence. <b>Count 3:</b> Asked 2 <sup>nd</sup> Respondent to represent his client where 2 <sup>nd</sup> Respondent was himself a victim and a witness in the same legal matter.	Unsatisfactory professional conduct found for counts 1 and 2; Professional conduct found for count 3. <u>Orders (Penalty):</u> 1) Certificate suspended until 1 <sup>st</sup> March 2016 2) Publicly reprimanded 3) Pay cost of \$ 1000 which would be equally shared between LPU and the Commission 4) Be only certified on proof of having taken 5 hours of training in Legal Ethics	<b>Count 1:</b> Legal Practitioners Decree 2009 s 81. <b>Count 2:</b> Legal Practitioners Decree 2009 s 83(1)(a). <b>Count 3:</b> Legal Practitioners Decree 2009 s 82(1)(b).

002/2012	Rajendra Chaudhry	19 Rewa Street, Suva.	12 September 2012	5 October 2012	<p><b>Count 1:</b> Conflict of interest: Acted as a counsel for client who was accused of giving false information to a public servant in a matter where the Respondent was a victim and a witness.</p> <p><b>Count 2:</b> He showed discourtesy to High Court.</p>	<p>Professional misconduct found for count 1;</p> <p>Unsatisfactory professional conduct found for count 2.</p> <p><u>Orders (Penalty):</u></p> <p>1) Certificate suspended until 1<sup>st</sup> March 2017.</p> <p>2) Publicly reprimanded.</p> <p>3) Pay cost of \$ 1000 to be equally shared between LPU and the Commission.</p> <p>4) In order to purpose his current matter, he be allowed to remain in practice until 26<sup>th</sup> October 2012 however he cannot appear in Court, nor accept any new instructions from either existing or new clients.</p> <p>5) Be only certified on proof of having taken 5 hours of training in Legal Ethics</p>	<p><b>Count 1:</b> Legal Practitioners Decree 2009 s 82(1)(b).</p> <p><b>Count 2:</b> Legal Practitioners Decree 2009 s 83 (1)(a).</p>
003/2012; 004/2012	Luseyane Ligabalavu	Yatu Lau Arcade, Suva	21 September 2012	23 October 2012	<p><b>Count 1 and 2:</b> Failing to comply with any orders or directions of the Chief Registrar</p>	<p>Professional misconduct found.</p> <p><u>Orders (Penalty)</u></p> <p>1) Suspended from practice until 1 March 2015.</p> <p>2) Must pay \$200 to Joeli Tudrau [arising from mediation agreement]</p>	<p>Legal Practitioners Decree 2009 s 83(1)(g)</p>

008/2012	Naipote Vere	Naipote Vere and Associates  Lot 34 Namosi Lane	6 November 2012	21 January 2013	<b>Count 1:</b> Failed to comply with any orders or directions of the Registrar	Professional misconduct found.  <u>Orders (Penalty):</u>  1) The respondent is publicly reprimanded  2) To pay \$2,000 fine before his practising certificate is renewed for 2013	Legal Practitioners Decree 2009 s 83(1)(g).
010/2012	Kalisito Maisamoa	Nacolawa and Davita Solicitors	23 January 2013	23 January 2013	<b>Count 1:</b> 8 offences of appearing before completing 2 years of practice on the same day. (8 offences regarded as one count with concurrent penalties).	Pleaded guilty to professional misconduct.  <u>Orders (Penalty):</u>  1) Respondent publicly reprimanded  2) Fined \$1, 500 to be paid by 28 February 2013	Legal Practitioners Decree 2009 s 52(2).
009/2012	Niko Nawaikula	26 Robertson Road  Suva	12 April 2013	12 April 2013	<b>Count 1:</b> Instructed uncertified solicitor to act	Professional misconduct found.  <u>Orders (Penalty):</u>  1) Publically reprimanded  2) Fined \$2,000 within 28 days or  3) Practising certificate will be suspended without further order.	<b>Count 1:</b>  Legal Practitioners Decree 2009 ss 53 and 83(1)(a).
009/2012	Savenaga Komaisavai	26 Robertson Road  Suva	12 April 2013	12 April 2013	<b>Count 1:</b> Appeared for an accused in criminal case without practising certificate	Professional misconduct found.  <u>Orders (Penalty):</u>  1) Publically reprimanded	<b>Counts 1 and 2:</b> Legal Practitioners Decree 2009 s 52(1)(a)

					<b>Count 2:</b> Prepared instruments for legal proceeding without practising certificate	2) Practising certificate suspended for 3 months from judgment date	
006/2012	Kini Marawai	Lot 16 Nasagavoki Rd  Tamavua Heights  Suva	15 May 2013	15 May 2013	<b>Counts 1 to 3:</b> Appearing before court without a practising certificate  <b>Count 4:</b> Without a practising certificate, instructed another solicitor  <b>Counts 5:</b> Failed to establish and keep trust account	Pleaded guilty to all 5 counts of Professional Misconduct.  <u>Orders (Penalty):</u>  1) Suspended for three years to run consecutively with period of suspension he is already undergoing not to apply for practicing certificate until 1 March 2019.  2) Fined \$1,000	<b>Counts 1 to 4:</b>  Legal Practitioners Decree 2000 ss 52(1)(a), 52(1)(b), and 83(1)(a)  <b>Count 5:</b> Legal Practitioners Decree 2009 s 83(1)(h); Trust Account Act 1996 s 3a.
007/2012	Melaia Ligabakavu	Ligabakavu Solicitors	7 June 2013	7 June 2013	<b>Count 1 and 2:</b> Appeared in Magistrate's Court without holding valid practising certificate (1 and 19 March 2012)  <b>Count 3 and 4:</b>  Law firm appeared in Magistrate's Court without holding valid practising certificate (1 and 19 March 2012)	Unsatisfactory professional conduct found for counts 1 and 2; Professional misconduct found for counts 3 and 4.  <u>Orders (Penalty):</u>  1) Publicly reprimanded  2) Suspended from practice for rest the current practising year. Not eligible to apply for a practising certificate until 1 March 2012.	<b>Count 1 and 2:</b>  Legal Practitioners Decree 2009 ss 83(1)(a) and 52(1)(a)  <b>Count 3 and 4:</b>  Legal Practitioners Decree 2009 ss 83(1)(a) and 42(2)
007/2012	Luseyane Ligabalavu	Ligabakavu Solicitors	7 June 2013	7 June 2013	<b>Count 1 and 2:</b>	Professional misconduct found for all 4 counts.	<b>Count 1 and 2:</b>

					<p>Being the sole practitioner of the law firm employed, instructed 1<sup>st</sup> respondent to appear in Magistrate's Court without holding valid practising certificate (1 and 19 March 2012)</p> <p><b>Count 3:</b></p> <p>Failed to cause accounting and other records to be audited for financial period 1<sup>st</sup> October to 30<sup>th</sup> September</p> <p><b>Count 4:</b></p> <p>Failed to lodge, or cause to be lodged, by the required date a statement signed by the trustee with Registrar and the Minister.</p>	<p><u>Orders (Penalty)</u></p> <p>1) Suspension for practice for 2 years and cannot apply for practising certificate until 1 March 2017.</p>	<p>Legal Practitioners Decree 2009 ss 83(1)(a) and 42(2).</p> <p><b>Count 3:</b></p> <p>Legal Practitioners Decree 2009 s 83(1)(h); Trust Accounts Act 1996 s 12(1).</p> <p><b>Count 4:</b></p> <p>Legal Practitioners Decree 2009 s 83(1)(h); Trust Accounts Act 1996 s 12(3).</p>
001/2013	Vilitati Macanawai Daveta	Suite 3, Winina Arcade, main Street Nausori	20 June 2013	20 June 2013	-	<p>Professional Misconduct</p> <p><u>Orders (Penalty)</u></p> <p>1) Restrained from operating under the style of Nacolawa &amp; Daveta Law.</p> <p>2) Submit a list of pending files and contacts of the clients to the LPU.</p> <p>3) Fiji police can assist in the enforcement of the order.</p>	-

						<p>4) Daveta and his staff are not to enter the office of the firm.</p> <p>5) CR at liberty to appoint receive of firm.</p> <p>6) Daveta to pay costs of \$1000 by 4 July 2013.</p>	
013/2013	John Rabuku	71 Gordon street, Suva	30 July 2013	30 July 2013	<b>Count 1:</b> Failure to respond to complaint issued by Chief Registrar and subsequent reminder notice	<p>Professional misconduct by plea of guilty/ admission.</p> <p><u>Orders (Penalty)</u></p> <p>1) Publicly reprimanded</p> <p>2) Practising certificate suspended for 3 months</p> <p>3) \$500 fine</p>	Legal Practitioners Decree 2009 ss 83(1)(g) and 108(2).
014/2013	Sushil Chand Sharma	S Ram Prasad Building, Sigatoka Town, Sigatoka	30 July 2013	30 July 2013	<b>Count 1:</b> Failure to respond to complaint issued by Chief Registrar and subsequent reminder notice	<p>Professional misconduct by plea of guilty.</p> <p><u>Orders (Penalty)</u></p> <p>1) Publicly reprimanded</p> <p>2) Practising certificate suspended for one month</p> <p>3) \$500 fine</p>	Legal Practitioners Decree 2009 ss 83(1)(g) and 108(2).
016/2013	Muhammed Azeem Ud-Dean Sahu Khan	M K Sahu Khan & Co PO Box 3561, Nadi	30 July 2013	30 July 2013	<p>Two counts of gross misrepresentation. Letterhead fraudulently referred to respondent as being 'Bar-at-Law (Lincoln's Inn)' when:</p> <p><b>Count 1:</b> Not a UK barrister</p>	<p>Professional misconduct found for both counts.</p> <p><u>Orders (Penalty)</u></p> <p>1) Publicly reprimanded.</p> <p>2) Remove all references from letterheads to Lincoln's Inn</p>	Legal Practitioners Decree 2009 s 83(1)(a).

					<b>Count 2:</b> Not a member of Lincoln's Inn	3) Practising certificate suspended for 18 months 4) Fined \$20, 000.00	
005/2013	Vilimone Vosarogo	Ground Floor, 46 Gordon St, Damodar Centre, Suva	20 August 2013	20 August 2013	<b>Count 1:</b> Instructed another legal practitioner without holding a valid practicing certificate	Unsatisfactory professional conduct found. <u>Orders (Penalty):</u> 1) Publicly reprimanded 2) Fined \$2,500	Legal Practitioners Decree 2009 s 52(1).
017/2013	Ram Chand	46 Augustus St, Toorak, Suva	3 October 2013	3 October 2013	<b>Count 1:</b> Knowingly deceiving or misleading the High Court by seeking an adjournment for health reasons whilst appearing on the same day in the Magistrates Court.	Professional misconduct found. <u>Orders (Penalty):</u> 1) Publicly reprimanded 2) Practising certificate suspended from 3 October 2013- 1 March 2014 3) \$5000 fine	Legal Practitioners Decree 2009 s 83(1)(a).
021/2013	Savenaca Komaisavai	PO Box 5980, Valelevu	8 October 2013	8 October 2013	<b>Count 1:</b> Attacked the reputation of another person without good in written form.	<b>Count 1:</b> Unsatisfactory professional conduct found. <u>Orders (Penalty):</u> 1) Publicly reprimanded 2) Practising certificate is to be suspended for four months from 8 October 2013	Legal Practitioners Decree 2009 s 83(1)(a).

						<p>3) Pay costs of the commission totalling \$750.00 by 31 October 2013.</p> <p>4) If order 3 is not paid by specified date, 2 months will be added to the suspension.</p>	
020/ 2013	Kelera Baleisuva Buatoka	Lvl 4 FNPF Pl, Victoria Pd, PO BOX 15859, Suva	11 October 2013	11 October 2013	<p><b>Counts 1 and 2:</b> Acting as a Commissioner for Oaths by witnessing an affidavit while not holding a valid practicing certificate</p>	<p>Finding of unsatisfactory professional misconduct on both counts.</p> <p><u>Orders (Penalty)</u></p> <p>1) Publicly reprimanded</p> <p>2) Fined \$300 on each charge</p>	Legal Practitioners Decree 2009 ss 52(1)(a) and 83(1)(a).
002; 003/ 2013	Luseyane Ligabalavu	Yatu Lau Arcade, Suvas	17 October 2013	17 October 2013	<p>Application No 002</p> <p><b>Count 1:</b> Failed to pay a sum of money to a third party in accordance with client/ vendors instructions.</p> <p><b>Count 2:</b> Deposited sum of money in own operating account at firm instead of law firm's trust account.</p> <p><b>Count 3:</b> Acted for both vendor and purchaser and failed to protect the interests of the purchaser.</p> <p><b>Count 4:</b> Withdrew sum from Operating Account for purposes other than the purpose of trust.</p>	<p>Professional misconduct found for all counts on both applications.</p> <p><u>Orders (Penalty)</u></p> <p>1) Name be struck from the roll of legal practitioners.</p>	Legal Practitioners Decree 2009 ss 82(1)(a) and 83(1)(g).

					Application No 003 <b>Count 1:</b> Failed to respond to complaint within stipulated time period		
010/2013	Amrit Sen	Maqbool & Company	6 November 2013	6 November 2013	<b>Count 2:</b> Showed discourtesy to the court by raising his voice to an unacceptable level and by attacking the reputation of the prosecutor in court	Professional misconduct found. <u>Orders (Penalty)</u> 1) Publically reprimanded 2) Fined \$5,000	Rules of Professional Conduct and Practice r 3.5 and 3.2(i).  Legal Practitioners Decree 2009 s 82(1)(a).
024/2014	Anand Singh	94 Waimanu Rd, Suva	7 November 2013	7 November 2013	<b>Count 1:</b> Failed to respond to a complaint and the subsequent notice from the Chief Registrar.	Professional misconduct found. <u>Orders (Penalty)</u> 1) Practicing certificate is suspended for 2 months	Legal Practitioners Decree 2009 ss 83(1)(g) and 108(2).
011/2013	Raman Pratap Singh	Labasa Civic Centre Labasa, Fiji	19 November 2013	19 November 2013	<b>Count 1:</b> Unreasonably delayed seeking consent of the Director of Lands for transfer of the lease <b>Count 2:</b> Included a clause which breached the lease conditions of the said Crown land <b>Count 3:</b> Failed to fulfil instructions received for completing settle for sale, failed to	Unsatisfactory professional conduct found for all counts. <u>Orders (Penalty):</u> 1) Publically reprimanded 2) Fined a total of \$3000 for each offence	Legal Practitioners Decree 2009 s 82(1)(a).

					have lease transferred to purchasers, failed to ensure that vendor fully paid sum for consideration	<p>3) Pay costs to the Commission \$2000</p> <p>4) Pay vendor \$3,000</p> <p>5) If the fine and costs not paid by 13 December 2013, practitioner's practising certificate suspended until time penalties are paid</p>	
009/2009	Iftakhar Iqbal Ahmad Khan	157 Vitogo Parade, P O Box 870, Lautoka	11 December 2013	11 December 2013	<p><b>Count 1A:</b> Failing to conduct himself in a professional manner by passing derogatory remarks.</p> <p><b>Count 1B:</b> Failing to conduct himself in a professional manner by opening talking about a pending High Court Case.</p> <p><b>Count 4:</b> Failing to inform client that he was also acting for the other party despite receiving payment.</p>	<p>Professional misconduct found for all counts.</p> <p><u>Orders (Penalty):</u></p> <p>1) For counts 1A and 1B (acting sub justice) practising certificate is suspended for 15 months with immediate effect.</p> <p>2) For count 4 (conflict of interest) practising certificate is suspended for 15 months with immediate effect.</p> <p>3) Two suspensions to be served concurrently. Practitioner not eligible to apply for practising certificate until March 2015.</p> <p>4) Pay costs to the Commission of \$1,500.00 by 10 January 2014.</p> <p>5) practitioner to be publicly reprimanded</p>	<p><b>Counts 1A and 1B:</b></p> <p>Legal Practitioners Decree 2009 s 82(1)(a)</p> <p><b>Count 4:</b></p> <p>Legal Practitioners Decree 2009 s 82.</p>

025/2013	Jolame Uludole	J.U.Esquire-Block 3 Flat 6, Kaukimoce Flats, Balabala Crescent, Newtown, Nasinu	5 February 2014	5 February 2014	<p><b>Count 1:</b> Failure to open a trust account</p> <p><b>Count 2:</b> Failure to open a trust account when operating as J.U. Esquire and acting for a client.</p>	<p>Professional misconduct by admission.</p> <p><u>Orders (Penalty)</u></p> <p>1) Publicly reprimanded</p> <p>2) Suspension of practising certificate for 2 years. Ineligible to apply for practicing certificate until March 2016.</p> <p>3) Fined \$3000</p>	Legal Practitioners Decree 2009 s 82(1)(b).
027/2013	Saimoni Nacolawa	11 Vitogo Pd, Lautoka	11 March 2014	11 March 2014	<p><b>Count 1:</b> Failure to make proper enquiry into accreditation of accounting firm engaged to prepare Trust Account Audit report.</p>	<p>Unsatisfactory professional misconduct by plea of guilty.</p> <p><u>Orders (Penalty)</u></p> <p>1) Publically reprimanded</p> <p>2) Fined \$1,500</p>	Legal Practitioners Decree 2009 s 83(1)(a)
001/2014	Silika Vuilagi Waqabitu	35A Kikau St, Samabula, Suva	28 July 2014	28 July 2014	<p><b>Count 1:</b> Failure to ensure that trust monies were applied in accordance with client's instructions. Failure to ensure that monies were not utilised by staff for unauthorised purposes.</p> <p><b>Count 2:</b> Misrepresenting trust account in Trustees Report.</p>	<p>Professional misconduct found for both counts. Admission to count 1.</p> <p><u>Orders (Penalty):</u></p> <p>1) Struck off the roll of practitioners.</p>	Legal Practitioners Decree 2009 s 82(1)(a).
013/2014	Nikolau Nawaikula	6800, Nina St Suva, Fiji	16 February 2015	16 February 2015	<p><b>Count 1:</b> Failed to respond to complaint; failed to respond to notice and reminder sent by Chief Registrar</p>	<p>Pleaded guilty to Professional Misconduct.</p> <p><u>Orders (Penalty)</u></p>	Legal Practitioners Decree 2009 ss 83(1)(g) and 108(2).

						<ul style="list-style-type: none"> <li>1) Publicly reprimanded</li> <li>2) Practicing certificate Suspended for one month</li> <li>3) Fined \$1000</li> <li>4) Practitioner to remain suspended until the fine is paid</li> </ul>	
014/2014	Nikolau Nawaikula	6800, Nina St Suva, Fiji	16 February 2015	16 February 2015	<b>Count 1:</b> Failed to respond to complaint; failed to respond to notice and reminder sent by Chief Registrar.	Plead guilty to Professional Misconduct.  <u>Orders (Penalty)</u>  <ul style="list-style-type: none"> <li>1) Publicly reprimanded</li> <li>2) Practicing certificate Suspended for one month</li> <li>3) Fined \$1000</li> <li>4) Practitioner to remain suspended until the fine is paid</li> </ul>	Legal Practitioners Decree 2009 ss 83(1)(g) and 108(2).
012/2014	Nitij Pal	Level 22, 1 Market Street, Sydney 2000, NSW, Australia/ Suva Business Centre, Victoria Parade, Suva.	21 July 2015	23 October 2015	<b>Count 1:</b> Operated without a valid practicing certificate.	Plead guilty to Professional Misconduct.  <u>Orders (Penalty)</u>  <ul style="list-style-type: none"> <li>1) Practicing certificate to be struck out for the remainder of the practicing year. Not eligible to apply for a practicing certificate until February March 2016</li> <li>2) Fine of \$2,000 to be paid to the Commission</li> </ul>	Legal Practitioners Decree 2009 ss 42(2) and 83(1)(a).
005/2015	Vilitatai Daveta	Maraniba Farm Road, Sawani, Nausori	30 November 2015	30 November 2015	<b>Count 1:</b> Failed to provide sufficient and satisfactory explanation in writing of matters in a complaint; failed to respond to	Plead guilty to professional Misconduct.  <u>Orders (Penalty)</u>	Legal Practitioners Decree of 2009 ss 82(1)(a) and 108(2).

					notice and reminder sent by Chief Registrar.	1) Practice certificate suspended for two months 2) Fined \$500	
006/2015	Subject to interim non publication order pending determination of the Court of Appeal decision		3 December 2015	3 December 2015	<b>Count 1:</b> Failed to provide sufficient and satisfactory explanation in writing of matters in a complaint; failed to respond to notice and reminder sent by Chief Registrar.	Plead guilty to professional Misconduct. <u>Orders (Penalty)</u> 1) Practice certificate suspended for one month. 2) Fined \$500.00	Legal Practitioners Decree of 2009 ss 82(1)(a) and 108(2).
013/2015	Anonymised	-	25 November 2015	11 December 2015	<b>Count 1:</b> Failed to provide sufficient and satisfactory explanation in writing of matters in a complaint; failed to respond to notice and reminder sent by Chief Registrar.	Professional Misconduct found. <u>Orders (Penalty):</u> 1) Fined \$1,500.00 2) Publically Reprimanded.	Legal Practitioners Decree of 2009 ss 82(1)(a) and 108(2).
014/2015	Angeline Kiran Lata	Suite 7, Central Building, Sigatoka Town, Sigatoka.	24 March 2016	24 March 2016	<b>Count 1:</b> Failed to appear at Lautoka High Court and failed to make formal application for withdrawal as Counsel  <b>Count 2:</b> Failed to give precedence to the Lautoka High Court over the Sigatoka Magistrates Court.	Unsatisfactory professional conduct found. <u>Orders (Penalty):</u> <b>Count 1:</b> 1) Publicly reprimanded. 2) Fined \$500.00. <b>Count 2:</b> 1) Publicly reprimanded.	<b>Count 1 and 2:</b> Legal Practitioners Decree 2009 s 81.

001/2016	Tevita Vakayarutabu a Qauqau Burkarau	Unit 6, 4 <sup>th</sup> Floor Carnavon Building, Carnavon Street, Suva.	7 June 2016	7 June 2016	<b>Count 1:</b> Failed to respond to the Chief Register sufficient and satisfactory explanation in writing of matters; Failed to respond to reminder of notice.	Pleaded guilty professional misconduct.  <u>Orders (Penalty):</u>  1) Publicly reprimanded. 2) Fined \$1,000.00	Legal Practitioners Decree 2009 s 82(1)(a).
003/2015	Raman Pratap Singh	Kohli & Singh Associates  77 Cummin Street, Suva	13 February 2017	18 April 2017	Count 2: failed to inform Mr Mani Lal, by providing written confirmation, both at the outset and during the course of the matter between <i>Mani Lal v Mike Cardigan Labasa High Court Civil Action No. 16 of 1999</i>	<b>Count 2:</b> Professional misconduct found  1) Practising certificate suspended for 15 months 2) Order 1 is suspended, conditional on the legal practitioner completing the 11 steps contained in the legal practitioner's "Supplementary Submissions" 3) Payment of \$1000.00 to the Commission 4) Payment of \$1000.00 to the Chief Registrar 5) Payment of \$1000.00 to the Chief Registrar, to then be paid to Mani Lal, the complainant	<b>Count 2:</b>  <i>Legal Practitioners Act 2009 as 83(1)(a) and 124;</i>  <i>Rules of Professional Conduct and Practice (Schedule of the Legal Practitioners Act 2009) rr 8.1(1)(b) and (d)</i>
001/2017	Aseri Vakaloloma	57 Amy St, Toorak, Suva	14 June 2017	14 June 2017	<b>Count 1:</b> Appeared in court without a valid practising certificate	<b>Count 1:</b> Pleaded guilty to professional misconduct  1) Practising certificate suspended for one month 2) Fine of \$1000.00 to be paid to the Commission 3) Payment of \$500.00 to the Chief Registrar 4) Payment of \$500.00 to the Commission	<b>Count 1:</b>  <i>Legal Practitioners Act 2009 ss 82(1)(a) and 83(1)(1)</i>

002/2016	Vilimone Vosarogo	Ground Floor, 46 Gordon Street, Damodar Centre, Suva	29 September 2017	29 September 2017	<b>Counts 1 to 4:</b> Overdrew client's trust account	<b>Counts 1 to 4:</b> Pleaded guilty to professional misconduct  <ol style="list-style-type: none"> <li>1) Practising certificate suspended for 10 months and 17 days</li> <li>2) Restriction on practicing certificate imposed for 20 months and seven days</li> <li>3) Undertake file legal and trials on pro bono basis</li> <li>4) Fine of \$3000.00 to be paid to the Commission</li> <li>5) Payment of \$1500.00 to the Chief Registrar</li> <li>6) Payment of \$1500.00 to the Commission</li> </ol>	<b>Counts 1 to 4:</b> <i>Legal Practitioners Act 2009 s 82(1)(a)</i>
003/2015	Raman Pratap Singh	Kohli & Singh Associates 77 Cumming St, Suva	13 February 2017	27 November 2017	<b>Count 2:</b> Failed to inform Mr Mani Lal, by providing written confirmation, both at the outset and during the course of the matter between <i>Mani Lal v Mike Cardigan Labasa High Court Civil Action No. 16 of 1999</i>	<b>Count 2:</b> Professional misconduct found  <ol style="list-style-type: none"> <li>1) Practising certificate suspended for 15 months (Order 1, dated 18 April 2017 was activated)</li> </ol>	<b>Count 2:</b> <i>Legal Practitioners Act 2009 ss 83(1)(1) and 124</i> <i>Rules of Professional Conduct and Practice (Schedule of the Legal Practitioners Act 2009) rr 8.1(1)(b) and (d)</i>
002/2017	Nacanieli Bulisea	Quarters 67A, Nasova Police	30 November 2017	5 December 2017	<b>Count 1:</b> Appeared in Court without a valid practising certificate	<b>Count 1:</b> Pleaded guilty to professional misconduct	<b>Count 1:</b>

		Compound, Nasese, Suva				<ol style="list-style-type: none"> <li>1) Practising certificate suspended for 3 months</li> <li>2) Fine of \$2000.00 to be paid to the Commission</li> <li>3) Undertake file legal and trials on pro bono basis</li> <li>4) Payment of \$1000.00 to the Chief Registrar</li> <li>5) Payment of \$1000.00 to the Commission</li> </ol>	<i>Legal Practitioners Act 2009 ss 83(1)(1) r3.1(1) and 82(1)(a)</i>
003/2018	Aman Ravindra Singh	80 Naviti Street, Lautoka	2 November 2018	25 March 2019	<b>Count 1:</b> Failed to respond to the Notice section 105 and Reminder Notice section 108 (1) of the Legal Practitioners Act of 2009.	<ol style="list-style-type: none"> <li>1) Publicly reprimanded</li> <li>2) Practising certificate is suspended until the legal practitioner provides with sufficient and satisfactory explanation in writing to the Chief Registrar regarding the complaint made against him by his client, Ms Shailesh Kumar and complies with the costs order</li> <li>3) Payment of \$3,000.00 to the Commission</li> <li>4) Payment of \$2000.00 to the Chief Registrar</li> </ol>	<b>Count 1:</b>  <i>Legal Practitioner Act 2009 s 82(1)(a)</i>