



**Mr Mervyn Terrett MARLA, MNAEA
Director,
A-Top Management Services Limited
t/a A-Top Management Services**

Disciplinary Tribunal Decision

October 2022

Disciplinary Tribunal Decision

Member:	Mr Mervyn Terrett MARLA, MNAEA
Position:	Director
Company/Employer:	A-Top Management Services Limited t/a A-Top Management Services
Address:	1 Drapers Way, Stevenage, SG1 3DT
Complainant:	Ms Elizabeth-Anne Clancy
Reference:	Y0001330
Date:	12 October 2022

A. INTRODUCTION

A Disciplinary Tribunal of Propertymark Limited was convened on 12 October 2022 to consider the case against Mr Mervyn Terrett.

The panel members were Mr Richard Hair PPNAEA (Honoured) (member panellist acting as the Chairperson for the Tribunal), Miss Jacqueline Stone FNAEA (member panellist) and Mr Steven Shaw (lay panellist).

The presenting Case Officer for Propertymark was Mr Ali Haider.

Mr Terrett was in attendance in the Hearing and accompanied by his son, Mr Ben Terrett. Ms Elizabeth-Anne Clancy, the complainant, did not attend the Hearing.

The hearing took place in private and was recorded.

B. ALLEGATIONS

The Tribunal considered the allegations set out in the case summary sent to Mr Terrett.

It was alleged that Mr Terrett had acted in contravention of the requirements of the following Propertymark Conduct and Membership Rules.

13. General duty to uphold high standards of ethical and professional behaviour

13.1. No member shall do any act (whether in business or otherwise) which:

13.1.1. Involves dishonesty, deceitful behaviour, misrepresentation; and/or

13.1.2. Involves other unprofessional practice or practice that is unfair to members of the public; and/or

13.1.3. In any other way brings Propertymark or any of its divisions or subsidiaries into disrepute.

21. Continuing professional development (CPD) rules

21.1. CPD is mandatory for all ARLA, ARLA Inventories, NAEA, NAEA Commercial and NAVA members except for Affiliate, Deferred, Retired grade members.

21.2. Members are required to undertake at least twelve hours' CPD activity per year. At least four of the twelve hours must be obtained by attendance at relevant educational events and up to eight hours by relevant private study (except for those studying for Propertymark Qualifications relevant to their specialism). All CPD should be relevant to the membership specialism and/or relevant to business needs.

21.3. The CPD year runs from 1 January to 31 December and the twelve hours should be submitted by 31 January of the following year, listing the learning outcomes.

21.4. CPD must be provided annually for membership to continue.

21.5. If members belong to more than one division, they are required to submit twelve hours' CPD for each division demonstrating a relevant learning outcome.

Mr Terrett entered a plea denying the alleged breach of Rule 13 but admitting a breach of Rule 21.

C. DECISION

After consideration of the evidence presented, the Tribunal announced the following findings:

Rule 13	-	Proven
Rule 21	-	Admitted

D. SANCTIONS

Rules 13	-	£250
Rule 21	-	£250

In addition, the costs of this hearing of £550 were imposed against Mr Terrett in favour of Propertymark.

E. PUBLICATION

The outcome of the case fell within the Propertymark publication policy.

F. CLOSING STATEMENT

The Tribunal made the following statement:

“In our opinion, the actions of the member were unfair and detrimental to the complainant. The Tribunal is also disappointed to note that this is the second breach of Propertymark Continuing Professional Development Rules”.