



# **Elaine Morrison vs. LCL Lettings Ltd**

## **Disciplinary Tribunal Decision**

**May 2023**

# Disciplinary Tribunal Decision

**Member:** Miss Lucinda Galt MARLA  
**Position:** Director  
**Company/Employer:** LCL Lettings Ltd  
**Address:** Weston Business Centre Ltd, Colchester, CO16 0HU  
**Complainant:** Mrs Elaine Morrison

**Reference:** Y0001881

**Date:** 17 May 2023

## A. INTRODUCTION

A Disciplinary Tribunal of Propertymark Limited was convened on 17 March 2023 to consider the case against Miss Lucinda Galt MARLA.

The panel members were Mr Jim Atkins PPNAEA (Honoured) (member panellist acting as the Chairperson for the Tribunal), Ms Jacqueline Stone FNAEA (member panellist) and Mr Noel Hunter OBE (lay panellist).

The presenting Case Officer for Propertymark was Miss Farrah Gibson.

Miss Galt and the complainant, Mrs Elaine Morrison, were not in attendance.

The hearing took place in private and was recorded.

## B. ALLEGATIONS

The Tribunal considered the allegations set out in the case summary sent to Miss Galt.

It was alleged that Mr Galt 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.

### **23. Continuing professional development (CPD) rules**

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

**23.2.** 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.

**23.3.** 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.

**23.4.** CPD must be provided annually for membership to continue.

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

In the absence of Miss Galt, Mr David Oliver, Propertymark Compliance Manager, entered a plea denying the alleged rule breaches.

### **C. DECISION**

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

Rule 13 - Proven

Rule 23 - Proven

### **D. SANCTIONS**

Rule 13 - £300

Rule 23 - £200

In addition, the costs of this hearing of £446.32 were imposed against Miss Galt 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:

We are disappointed that neither the complainant nor the member attended today's tribunal, either in person or by Zoom. The Property Redress Scheme awarded the complainant the sum of £500 in respect of the complaint'.