

**BEFORE THE IMMIGRATION ADVISERS
COMPLAINTS AND DISCIPLINARY TRIBUNAL**

Decision No: [2014] NZIACDT 13

Reference No: IACDT 020/12

IN THE MATTER

of a referral under s 48 of the Immigration
Advisers Licensing Act 2007

BY

The Registrar of Immigration Advisers

Registrar

BETWEEN

DC

Complainant

AND

KIA

Adviser

DECISION

REPRESENTATION:

Registrar: In person

Complainant: In person

Adviser: In person

Date Issued: 18 February 2014

DECISION

- [1] The Registrar filed a Statement of Complaint. It identified the complaint was referred to the Tribunal in respect of concerns the adviser was negligent, incompetent, incapable, and engaged in dishonest or misleading behaviour.
- [2] However, the Registrar's Statement of Complaint identified the facts supporting the complaint are based on the adviser ceasing his practice, and failing to complete work he had undertaken. There was no potential foundation for the dishonesty or misleading behaviour alleged.
- [3] The complainant then asked to withdraw the complaint.
- [4] The adviser lodged a Statement of Reply. He took the position he completed his task and Immigration New Zealand issued the visa. Accordingly, he discharged his obligations to the complainant.
- [5] Neither the Registrar nor the complainant challenged the contents of the adviser's Statement of Reply.
- [6] The Tribunal is satisfied the parties' positions regarding the complaint are correct. The Tribunal accordingly dismisses the complaint pursuant to section 50(a).

DATED at WELLINGTON this 18th day of February 2014

G D Pearson
Chair