

LEGAL PRACTICE COMMITTEE OF QUEENSLAND

REGISTRY: Brisbane
NUMBER: 008/05

Applicant: LEGAL SERVICES COMMISSIONER

AND

Respondent: ANTHONY DAVID BUTLER

ORDER

Before: Mr P Cooper, assisted by Mr W LeMass and Ms B Russell

Date: 31 January 2006

Basis of Judgement: Originating application filed on 15 July 2005

THE ORDER, FINDINGS AND REASONS OF THE COMMITTEE:

1. The Committee recorded that the respondent had agreed that his conduct in not disclosing a Form 32A Lawyers Certificate in 178 conveyances amounted to unsatisfactory professional conduct.
2. The Committee finds the respondent guilty of unsatisfactory professional conduct.
3. The Committee orders that the particulars of charge be amended by the omission of Clause 1.3(c).
4. The Committee orders the respondent to pay the Commission's costs of \$2,000.00. The respondent to give to the Commission an undertaking to comply with the provisions of the *Property Agent and Motor Dealers Act 2000*.
5. The Committee fines the respondent \$1,500.00 to be paid to the Legal Practitioner's Interest on Trust Accounts Fund.

ORDER
Filed on behalf of the Applicant
Form 59rr661

Legal Services Commission
Level 25, 307 Queen Street
Brisbane Qld 4000
Telephone: (07) 3406 7737
Facsimile: (07) 3406 7749

6. The Committee's reasons are that the respondent gave an early plea. The respondent when confronted with the issue voluntarily made frank admissions and has undertaken steps to ensure future compliance with the legislation. It was noted that no-one had suffered loss in the matter and it was stated that there was no business relationship, which the Commission does not contest, in relation to the contracts.

P. Cooper
Chairperson

9/2/06
Date

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