

Professional Conduct Procedure 2018

Paragraph 3.4 of the PCP 2018 allows for certain matters to be disposed of by way of Consensual Disposal.

The Complainant

If the Case Manager decides to refer a complaint to the Investigation and Assessment Committee (IAC), in line with paragraph 2.8 of the PCP, the Case Manager will make the Complainant aware of the Consensual Disposal Protocol and that it may be used to resolve a complaint. The IAC will be made aware but won't be bound by the Complainant's views or objection to the consensual disposal. Any decision made is solely a matter for the IAC.

The Formal Proposal

The IAC may allow the Consensual Disposal, taking into consideration the following:

- a Consensual Disposal will follow a written request from the Member. This request may follow an invitation from the IAC or be initiated by the Member;
- the Member's request should contain a statement of the relevant facts and appropriate admissions;
- the Member's request should contain evidence of remorse, insight and genuine learning on their part;
- the IAC should be satisfied that a Consensual Disposal is in the public interest and that the public interest does not require any allegations, whether or not admitted, to proceed to a hearing;
- the IAC will consider what sanction, if any, should be imposed as part of the Consensual Disposal Agreement. The Member will have the opportunity to review that Agreement and accept the sanction. If the member does not accept the sanction, the matter will proceed to a Professional Conduct Hearing.

8. The Member must return the agreement to the Case Manager within

The Consensual Disposal Agreement

13. The Consensual Disposal decision will:
 - be in writing
 - be agreed by BACP and the Member
 - state the relevant facts as admitted
 - identify any admitted failings
 - include any mitigation accepted by the IAC
 - confirm the sanction imposed
 - be signed and dated by BACP and the Member
14. The Consensual Disposal decision will be published in line with the Publication Policy.
15. If the complaint is disposed of by way of Consensual Disposal, there will be no full Panel Hearing. However, the agreement is deemed to be a discipli

