



DISCIPLINARY SCHEME OF THE INSTITUTE AND FACULTY OF ACTUARIES

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| Respondent: | Kathryn Leak |
| Membership Category: | Student |
| Region: | England, UK |

DISCIPLINARY ORDER

This Disciplinary Order is in accordance with Rule 11 of the Disciplinary Scheme of the Institute and Faculty of Actuaries (“the Scheme”). The IFoA and the Respondent agree the Disciplinary Order as set out below.

In determining whether this matter was suitable for resolution by a Disciplinary Order, the Case Manager considered the criteria set out at Regulation 3 of the Disciplinary Order Regulations.

Allegation

The Respondent accepts the following Allegation:

- A1 On 15 October 2022 she drove a motor vehicle on a public road after consuming so much alcohol that the proportion of it in her breath, namely 50 microgrammes of alcohol in 100 millilitres of breath, exceeded the prescribed limit. This was contrary to section 5(1)(a) of the Road Traffic Act 1988 and Schedule 2 to the Road Traffic Offenders Act 1988.
- A2 Her actions in paragraph A1 were in breach of the Compliance principle of the Actuaries’ Code (version 3.0).
- A3 Her actions, in all or any of the above, constituted misconduct in terms of Rule 2.1 of the Disciplinary Scheme of the Institute and Faculty of Actuaries (Effective 1 August 2023).

Background

On 31 October 2022 the Respondent pled guilty to, and was convicted of, driving a motor vehicle on a public road after consuming so much alcohol that the proportion of it in her breath exceeded the prescribed legal limit. The Respondent self-reported her conduct to the IFoA.

Outcome

The following outcome is applied in accordance with the Sanctions Guidance (1 August 2023).

The Respondent accepts the following outcome:

- a Reprimand.

The following aggravating factors have been identified:

- the Respondent was convicted of driving a motor vehicle when over the legal alcohol limit.

The following mitigating factors have been identified:

- the conduct was a single act.
- the Respondent self-reported the offence.
- the Respondent has co-operated fully with the IFoA investigation and these proceedings.
- the Respondent has expressed sincere regret for her actions.
- the Respondent has paid all of the fines and costs associated with the conviction.
- the Respondent has taken positive steps to prevent a further similar conviction.
- the Respondent has no previous disciplinary or criminal convictions.
- the risk of repetition is low.

Costs

The following costs award is applied in accordance with the Costs Guidance (1 August 2023).

The Respondent accepts a fixed costs award of £300, payable to the IFoA within 28 days of the Disciplinary Order being accepted by a Disciplinary Orders Panel, unless the parties agree otherwise.

Publication

In accordance with the Publication Guidance (1 August 2023), this Disciplinary Order will be published on the IFoA's website for three years and the outcome will be recorded in the IFoA's Actuarial Member Directory for three years. A summary will be published in the next available edition of The Actuary Magazine.

Disciplinary Orders Panel: Andy Scott FFA (Actuary member)
Victoria Isaac (Lay member)

Date Order Approved: 30 January 2024

Date of publication of Order: 1 February 2024