

Members Newsletter – 15th February 2017

1. **New Committee** – following the election of the committee at our AGM last week, responsibilities have been allocated as follows;

Chairman	Eugene McDarby
Vice-Chairman	Maurice Lenihan
Secretary/Treasurer	Tara Cheevers
Immediate Past Chairman	Eric Hendy
Education and Technical officer	Mitchell O'Brien
CPD and Events officer	John McCormack
Membership liaison officer	Paul Carr
Committee	John Kenny

2. **ISI On-line Application System** – A meeting was held in ISI Offices on 14th February to look at identifying and prioritising possible improvements to the ISI System. In attendance were APIP members, Paul Carr, Kerry O'Neill, Claire Kelly, Colm Arthur and John O'Callaghan. The areas which were identified as priorities for improvement included the following;

- a. Filter Tool
 - i. Archiving Old Cases
 - ii. Live/Closed
 - iii. By Name
 - iv. Case Type/Status
- b. Single Inputting of Cases –
 - i. Single Entry for Household in Interlocking Cases
 - ii. Eliminate requirement to re-enter data if Case Type Changes Joint to Interlocking etc.
- c. Dashboard –
 - i. Highlighting no of cases
 - ii. Due Dates etc.
- d. Reports from System
 - i. No. of PCs issued etc.

3. **MABS Voucher Payments** – The Committee has written to ISI requesting that payments under this scheme be processed on a monthly basis rather than quarterly as per current procedure. We will update you when we receive their response.

Chairperson

Eugene McDarby, MBA, ACII, QFA, Dip PFS, PIP

Secretary

Tara Cheevers, FCPA, AITI, Dip, PIP, MA

Committee Eric Hendy, BComm FCA AITI CTA Dip in Insolvency QFA Cert PIP | Mitchell O'Brien, B.A.F.S., Dip. L.B.C., PIP, PC | Paul Carr, B Comm, FCA, PIP
Maurice Lenihan, FCA, Dip Insolvency PIP | John E V Kenny, FCA, Dip Insolvency PIP | John McCormack, QFA, PIP, CMAR, APA DEBT MANAGEMENT

4. **Improvements to Legislation** – The Committee met with Keith Farry on 13th February to consider the current PI process and identify possible areas where legislation could be improved. The Committee will lobby the various key stakeholders with a view to having as many of these proposals implemented as possible. The areas that were identified included the following;
- a) Removal of the three gateway clauses to the S115A Appeal.
 - a. Relevant Debt
 - b. Remove the Class of Creditor approval
 - b) 3M Cap to be removed
 - c) S116 (6) Clause to deal with uncooperative debtor.
 - d) PC issued by ISI
 - e) SI.2013.0335 Conduct of Creditors Meetings - Chairperson of meeting – PIP staff should be able to hold the creditors meeting.
 - f) 12 month wait period to re-apply for a PC following failed arrangement – needs to change to 12 months from application date rather than PC expiry date.
5. **Court Judgements** – attached are links to recent judgements relating to PI cases;
- a. Hill and Personal Insolvency Acts
<http://courts.ie/Judgments.nsf/0/9949CDAB0A9B344F802580B8004D95F2>
 - b. Hickey and Personal Insolvency Acts
<http://courts.ie/Judgments.nsf/0/98748A393AED29A2802580B8004DD093>
 - c. Bank of Ireland -v- Smyth
<http://courts.ie/Judgments.nsf/0/E323D970C42D589E802580B1003C9D7D>
6. **PIP MABS Events** – MABS have scheduled some training days for their staff around the country. These will take place between 10.30am and 4.00pm at the following venues;

1 st March	Athlone	Springs Hotel
2 nd March	Dublin 2	Aisling Hotel
8 th March	Limerick	Absolute Hotel
15 th March	Sligo	Glasshouse Hotel

The objective of the day is to provide MABS staff with useful insight into the work of PIPs in order to ensure the best service for debtors right through their journey towards a resolution to their situation.

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