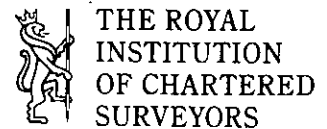


Our Ref: PC/VS/Ng/31418

28 May 1992



**PRIVATE AND CONFIDENTIAL**

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Dear Sir

I must apologise for my delay in responding to your letter of 1 May 1992 of which the contents are noted. However, this has been due to my preparing the papers for re-submission to the Monitoring and Investigation Committee on 3 June 1992. I will respond to your first two paragraphs after that meeting.

In respect of the letter you have received from Mr Kane's solicitors, I would comment as follows.

The Institution's Royal Charter imposes a duty on the Institution "to maintain and provide the usefulness of the professional for the public advantage" and the Institution's disciplinary powers and procedures have to be viewed in that context. Any professional body which attempts to enforce a code of conduct on its members will rely largely on members of the public to report allegations of misconduct. Such complainants cannot be expected to be experts on the Institution's disciplinary code and if they find themselves at risk of defamation proceedings they are less likely to be forthcoming with their complaints. The Institution has always and will therefore continue to take a dim view of such threats and such action may in some circumstances lead to a charge of "Conduct unbecoming a Chartered Surveyor".

Mr Kane has been advised of the Institution's position. I will contact you again after 3 June 1992.

Yours faithfully

MS VENA SHIRAZI  
Administrator  
Professional Conduct