



REPORT OF THE ADJUDICATOR

WASPA Member: Inter-Active Technologies (Pty) Ltd (0110)
Complainant: WASPA Secretariat
Complaint Number: 24455
Code Version: 13.6

Complaint

The WASPA Secretariat lodged a complaint that the member WASP failed to comply with the sanction imposed in matter 20264.

That sanction was a fine of R10 000.

WASP's response

The WASP failed to respond.

Sections of the Code considered

The complainant identified the following clause of the Code as relevant:

24.38. If no appeal is lodged, or if the adjudicator has specified certain sanctions as not being suspended pending an appeal, the failure of any member to comply with any sanction imposed upon it will itself amount to a breach of the Code and may result in further sanctions being imposed. WASPA itself may initiate a further complaint against a member for non-compliance with any sanctions.

Decision

It appears that the WASP in this matter has neither lodged an appeal nor paid the sanction in terms of ruling 20264.

This is a *prima facie* breach of Clause 24.38, and no contrary evidence has been submitted.

Sanctions

A failure to comply with a WASPA ruling is a serious offence, and one that in my opinion should attract a serious sanction. I therefore impose the following sanctions:

- A fine of R50 000 in respect of the breach of clause 24.38
- the WASP is suspended with immediate effect until the payment of the fine in terms of ruling 20264 and the fine in this matter.