



Think Ahead

News release

09 April 2024

Disciplinary Committee ordered member to be excluded with immediate effect*

On 15 March 2024, the Disciplinary Committee of ACCA (the Association of Chartered Certified Accountants) found proved the following allegations against Mr Shane Tuohy of Limerick, Ireland:

Allegations

Shane Tuohy, an ACCA member,

1. From about 14 December 2016 to 24 September 2020 and 10 December 2021 to 23 August 2023 in not holding an ACCA Practising Certificate breached Global Practising Regulations (as applicable from 2016 to 2023) by virtue of one of more of the following:
 - a) Carried on public practice contrary to Global Practising Regulation 3(1)(a);
 - b) Was a director of Firm A, a firm which carried on public practice, contrary to Global Practising Regulation 3(2)(a);
 - c) Held rights in Firm A, which in effect put him in the position of principal of a firm which carried on public practice, contrary to Global Practising Regulation 3(2)(b).
2. Between 11 January 2018 and 17 December 2021, submitted annual CPD returns to ACCA as further detailed in Schedule 1, in which he declared he had not engaged in public practice without holding a practising certificate or words to that effect (as defined by The Chartered Certified Accountants' Global Practising Regulations 3 and 4).
3. In an application for reinstatement to ACCA's Membership Register dated 4 December 2021,

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- a) Stated he worked in 'industry' for Firm B, either or both of which was not true.
- b) As required by that application, failed to submit an application for a practising certificate given he was in public practice as a principal of Firm A.
- c) Declared 'I understand that if I engage in any public practice activities ...I will need to hold an ACCA practising certificate.' but thereafter engaged in public practice without an ACCA practising certificate.
- d) In response to 'Are you in either full or spare time practice?', answered 'No' which was not true.
- e) Declared 'I have not engaged in public practice activities (as defined by The Chartered Certified Accountants Global Practising Regulations 3 and 4) without holding an ACCA practising certificate' in that between 14 December 2016 and 24 September 2020 he had engaged in public practice without a practising certificate and accordingly that declaration was not true.

4. Shane Tuohy's conduct in respect of Allegations 2 and / or 3 above,

- a) Was dishonest in that, save for the period he was not an ACCA member between 25 September 2020 and 9 December 2021, he knew he was engaging in and had engaged in public practice and that he did not hold a practising certificate and accordingly the declarations referred to in Allegations 2 and or 3 above were in such respects false.

6. By reason of his conduct described above, Shane Tuohy is,

- i) Guilty of misconduct pursuant to bye-law 8(a)(i);
- ii) Liable to disciplinary action pursuant to byelaw 8(a)(iii) in respect of Allegation 1 only.

The Disciplinary Committee ordered that Mr Tuohy be excluded from membership with immediate effect and to pay costs to ACCA in the sum of £6500.00.

Please note that this may be the subject of an appeal.

ACCA's regulations require ACCA to publish the Committee's findings and orders by way of a news release, as soon as practicable.

** An order made by the Disciplinary Committee shall take effect from the date of expiry of the Appeal Period referred to in the Appeal Regulations unless the Committee directs that the order should have immediate effect*

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Notes to Editors

About ACCA:

ACCA is the Association of Chartered Certified Accountants. We're a thriving global community of **233,000** members and **536,000** future members based in **178** countries and regions that upholds the highest professional and ethical values.

We believe that accountancy is a cornerstone profession of society that supports both public and private sectors. That's why we're committed to the development of a strong global accountancy profession and the many benefits that this brings to society and individuals.

Since 1904 being a force for public good has been embedded in [our purpose](#). And because we're a not-for-profit organisation, we build a sustainable global profession by re-investing our surplus to deliver member value and develop the profession for the next generation.

Through our world leading ACCA Qualification, we offer everyone everywhere the opportunity to experience a rewarding career in accountancy, finance and management. And using our respected research, we lead the profession by answering today's questions and preparing us for tomorrow.

ACCA and CA ANZ have formed a [strategic alliance](#) for the benefit of members and to help shape the future of the profession. Find out more about us at accaglobal.com