

6 JUL 2004

Wilson, Frances (REPS)

From: Grantley Bland [blandgn@patash.com.au]
Sent: Tuesday, 6 July 2004 12:27 PM
To: Committee, LACA (REPS)
Subject: BANKRUPTCY LEGISLATION AMENDMENT

Submission No:125.....

ATTENTION: GILLIAN GOULD

Dear Ms Gould,

I am writing to voice my objection to the exposure draft .
My understanding is that if the legislation is passed, persons running their own businesses will not be able to arrange their affairs so as to seek protection of their assets. This would include the scenario where assets are re-arranged prior to the commencement of business, when there are no creditors at risk. Whilst we all abhor persons who deliberately contrive arrangements to avoid paying their debts, that type of action can hardly be put into the same category as proper and prudent asset protection. Many professionals - Accountants, medical practioners, lawyers etc have professional indemnity insurance. Therefore their personal assets should not be at risk because of the whim of some judge who awards an exhorbitant amount of damages which is in excess of the sum insured. The sum insured may seem adequate to the practitioner, but eventually the Courts may prove that to be incorrect.

I request that this objection be brought to the attention of the Committee.

Sincerely,

GRANTLEY BLAND
CPA

Grantley Bland blandgn@patash.com.au

GRANTLEY BLAND & ASSOCIATES
Public Accountants
P O Box 115
Ferntree Gully Vic 3156
Australia

Phone: (03) 9758 5888 Fax (03) 9758 2561

This communication contains confidential material, so if you are not the intended recipient, please destroy all copies and advise by telephoning or sending an email.
We use virus scanning software but cannot guarantee that this communication is free of errors or viruses.

6/07/2004