

The Code of Practice for IIE Experts

Preamble

This Code of Practice shows principal standards of practice that should be maintained by all Experts.

It is recognized that there are different systems of law and many jurisdictions, each of which may impose additional requirements of duties and responsibilities which must be complied with by the Expert. Expert shall ensure compliance to the requirements in each jurisdiction.

There are in addition to the Code of Practice, General Professional Principles for each profession with which an Expert should comply.

These include the Expert:

- Being a "fit and proper" person;
- Having and maintaining a high standard of technical knowledge and practical experience in their professional field;
- Keeping their knowledge up to date both in their expertise and as Experts; and
- Undertaking appropriate continuing professional development and training.

The Code

1. Experts shall not do anything in the course of practising as an Expert, in any manner which compromises or impairs or is likely to compromise or impair any of the following:
 - a) the Expert's independence, impartiality, objectivity and integrity,
 - b) the Expert's duty to the Court or Tribunal,
 - c) the good repute of the Expert or of Experts generally,
 - d) the Expert's proper standard of work, and
 - e) the Expert's duty to maintain confidentiality.
2. An Expert who is retained or employed in any contentious proceeding shall not enter into any arrangement which could compromise his impartiality, nor make his fee dependent on the outcome of the case nor should he accept any benefits other than his fee and expenses.
3. An Expert should not accept instructions in any other matter which may give rise to any actual or potential conflict of interests. Notwithstanding this rule, if full and prior disclosure is made to the judge or arbitrator or to those appointing him, the Expert may in appropriate cases accept instructions when those concerned specifically acknowledge the disclosure without objecting to the Expert's accepting instructions. Should an actual or potential conflict occur after instructions have been accepted, the Expert shall immediately notify all concerned and in appropriate cases resign from his appointment, subject to the agreements of the parties.
4. An Expert shall for the protection of his client maintain with a reputable insurer proper insurance for an adequate indemnity.
5. Experts shall not publicize their practices in any manner which may reasonably be regarded as being in bad taste. Publicity must not be inaccurate or misleading in any way.

6. An Expert shall comply with all appropriate Codes of Practice and Guidelines of all the relevant professions concerned.