

Appendix 1.1.1

Publications issued by the ODCE in 2007

Title	Subject	Date of Issue
Interim Review of ODCE Activity in 2006	Activities of the ODCE in 2006	January 2007
ODCE Information Notice I/2007/1	Section 56 Reports – List of Decisions made for Insolvent Companies in liquidation for which valid section 56 reports were received by his Office and in respect of which a relief decision issued in 2006	February 2007
ODCE Information Notice I/2007/2	Disclosure of Company Particulars in E-Communications and on Websites	February 2007
Corporate Compliance Matters	Articles on ODCE activity in 2006, Audit Committees, Extension of Disclosure of Company Particulars to E-Communications and Websites, the Governance of Apartment Owners Management Companies	March 2007
ODCE Annual Report 2006	Completed Report of ODCE Activities in 2006	June 2007

Appendix 1.2.1

List of ODCE Presentations in 2007

Date	Promoter	Event Type	Subject	Venue	Audience (approx.)	Speaker
08/01/07	Waterford Institute of Technology	Presentation	Introduction to the Business Planning Process	Carriganore Campus, Waterford	20	Kevin Prendergast
08/01/07	Professional Diploma in Compliance	Presentation	The Role of the ODCE	Citibank Offices, Dublin	120	Kevin Prendergast
23/01/07	Louth County Council	Presentation	Corporate Governance and Responsibility	County Council Offices, Dundalk	25	Kevin Prendergast
24/01/07	Audit Committee Institute Ireland	Presentation	ODCE Guidance for Audit Committees	Berkeley Court Hotel, Dublin	300	Paul Appleby
25/01/07	Law Reform Commission	Conference on Multi-Unit Developments	Highlights of the Draft ODCE Guidance on AOMCs	The Law Society, Blackhall Place, Dublin	250	Paul Appleby
29/01/07	Regulators' Conference	Presentation	Disqualification and Restriction Proceedings under the Companies Acts	Central Bank	25	Adrian Brennan
13/02/07	Institute of Public Administration	Presentation	ODCE Guidance on Audit Committees	IPA Offices, Ballsbridge, Dublin	55	Kevin Prendergast
27/02/07	Dublin Solicitors' Bar Association	Presentation	AOMCs – A Company Law Perspective	The Westbury Hotel, Dublin	150	Kevin O'Connell
07/03/07	Dundalk IT	Presentation	Role of the ODCE	CRO Offices, Dublin	15	Kevin Prendergast
09/03/07	Dublin City University	Presentation	Role of the ODCE	DCU Campus, Glasnevin	45	Paul Appleby
14/03/07	Ardee Business Park	Presentation	Corporate Governance and Responsibility	Ardee Business Park, Ardee, Co. Louth	15	Kevin Prendergast
15/03/07	Jordans' Publications	Corporate Governance & Administration Conference	Update on ODCE Compliance and Enforcement Work	Stillorgan Park Hotel	100	Paul Appleby

Appendix 1.2.1 (continued)

List of ODCE Presentations in 2007

Date	Promoter	Event Type	Subject	Venue	Audience (approx.)	Speaker
21/03/07	University of Limerick	Presentation	Powers, Functions and Duties of the ODCE and Case Law	University of Limerick	30	Ann Keating
29/03/07	Irish Development Education Association	Presentation	Corporate Governance and Directors' Responsibilities	Clonmel Street, Dublin	10	Kevin Prendergast
12/04/07	Networks	Presentation	Corporate Health Check for Directors of Private Limited Companies	Breesy Centre, Cashelard, Ballyshannon, Co. Donegal	12	Kevin Prendergast
19/04/07	IT Carlow Enterprise Platform Programme	Presentation	Role of the ODCE and Corporate Enforcement	Institute of Technology, Carlow	12	Kevin Prendergast
25/04/07	Dublin Business Innovation Centre	Presentation	Corporate Governance and Directors' Responsibilities	Guinness Enterprise Centre, Dublin	15	Kevin Prendergast
01/05/07	Institute of Directors/ Cork Chamber	Presentation	Current Issues and Coming Developments	Montenotte Hotel	50	Kevin Prendergast
08/05/07	Dublin Solicitors' Bar Association	Presentation	AOMCs – A Company Law Perspective	The Royal College of Physicians in Ireland	80	Kevin O'Connell
15/05/07	Tipperary North County Enterprise Board	Presentation	Duties of Directors	Abbey Court Hotel, Nenagh, Co. Tipperary	19	Kevin Prendergast
16/05/07	KTN Skillnet	Presentation	Corporate Health Check for Directors of Private Limited Companies	Killarney	10	Kevin Prendergast
12/06/07	Institute of Directors	IOD Strategic Briefing	ODCE Guidance for Audit Committees	St. Stephen's Green Hibernian Club	100	Paul Appleby

Appendix 1.2.1 (continued)

List of ODCE Presentations in 2007

Date	Promoter	Event Type	Subject	Venue	Audience (approx.)	Speaker
15/06/07	Law Society of Ireland	Presentation	Corporate Health Check	Blackhall Place	70	Adrian Brennan
26/06/07	Dublin City Enterprise Board	Presentation	Company Law and the ODCE	National College of Ireland, IFSC	50	Kevin Prendergast
27/06/07	Galway IRD/Galway Enterprise Board	Presentation	Corporate Health Check for Directors of Private Limited Companies	Shannon Oaks, Portumna	20	Kevin Prendergast
09/07/07	Laois County Enterprise Board	Presentation	Corporate Health Check for Directors of Private Limited Companies	Portlaoise Enterprise Centre	12	Kevin Prendergast
02/09/07-05/09/07	International Association of Insolvency Regulators	Presentations	Insolvency Developments in Ireland; Future Research Options	Bangkok	40	Paul Appleby
22/09/07	Enterprise Start Programme	Presentation	Corporate Health Check	Macroom Environmental Park	15	Kevin Prendergast
25/09/07	Dublin Solicitors' Bar Association	Presentation	Company Law Update	Law Society, Blackhall Place	50	Adrian Brennan
12/10/07	Law Society of Ireland	Presentation	Role and Functions of the ODCE	Law School, Blackhall Place	280	Michael Moran
12/10/07	Law Society of Ireland	Presentation	Role and Functions of the ODCE	Law School, Blackhall Place	40	Michael Moran
23/10/07	Westmeath County Enterprise Broad	Presentation	Corporate Health Check for Directors of Private Limited Companies	Radisson Hotel, Athlone	10	Kevin Prendergast
24/10/07	The Law Society of Ireland	Presentation	AOMCs – A Company Law Perspective	Courthouse Chambers, Cork	25	Kevin O'Connell
30/10/07	Dublin City Council AOMC Forum	Forum	Governance of AOMCs	Dublin City Council Offices, Wood Quay	220	Kevin Prendergast

Appendix 1.2.1 (continued)

List of ODCE Presentations in 2007

Date	Promoter	Event Type	Subject	Venue	Audience (approx.)	Speaker
01/11/07	Law Society of Ireland	Presentation	Role & Functions of the ODCE	Law Society, Cork	200	Adrian Brennan
13/11/07	UCD Masters of Accounting	Presentation	The Role of the ODCE	Smurfit Business School, Carysfort, Co. Dublin	85	Kevin Prendergast
19/11/07	Consortium of Physical and Sensory Disabilities	Presentation	Corporate Health Check for Directors of Private Limited Companies	Gweedore, Co. Donegal	16	Kevin Prendergast
22/11/07	Genesis Enterprise Programme	Presentation	Corporate Health Check for Directors of Private Limited Companies	Rubicon Centre, Cork	19	Kevin Prendergast
23/11/07	Institute of Chartered Accountants in Ireland	'Meet the Regulators' Conference	The ODCE's Perspective – New Challenge New Focus	Marriott Druids Glen	250	Paul Appleby
27/11/07	Coláiste Dhúlaigh	Presentation	Role of the ODCE	ODCE Offices	12	Kevin Prendergast
30/11/07	Waterford Institute of Technology	Presentation	Corporate Health Check for Directors of Private Limited Companies	Arklow Enterprise Centre	18	Kevin Prendergast
04/12/07	Dublin City University	Presentation	Role of the ODCE	DCU Campus, Glasnevin	45	Kevin Prendergast
12/12/07	Public Affairs Ireland	Seminar	Corporate Governance in Public Authorities	Westin Hotel, Dublin	150	Paul Appleby
17/12/07	Diploma Course for Compliance Officers	Presentation	The Role and Powers of the ODCE	Citibank Offices, Dublin	75	Kevin Prendergast

Appendix 1.2.2

List of Exhibitions/Events attended by the ODCE

Date	Event	Venue
16/02/07	Wicklow County Enterprise Board Information Day	Glenview Hotel, Delgany, Wicklow
24/04/07	Dun Laoghaire/Rathdown County Council Enterprise Day	Council Offices, Dun Laoghaire
15/06/07-16/06/07	BT Small Business Show	RDS, Dublin
25/09/07-27/09/07	National Ploughing Championships	Tullamore, Co. Offaly
27/09/07	Fingal County Enterprise Board Open Day	Fingal County Council offices, Swords, Dublin
21/11/07	National Women's Enterprise Day	Mullingar Park Hotel
23/11/07-24/11/07	Grow Your Own Business Exhibition	RDS, Dublin

Appendix 1.2.3

List of ODCE Press Statements – 2007

Date	Subject
07/01/07	Publication of ODCE Interim Activity in 2006
30/01/07	Disqualification of Mr Sam Field-Corbett in consequence of the findings made by High Court Inspectors in their Report on Ansbacher (Cayman) Ltd.
31/01/07	Re-launch of the ODCE website
13/02/07	Launch of ODCE Information Notice I/2007/2 – Extension of Disclosure of Company Particulars to E-Communications and Websites
19/02/07	Disqualification by the High Court of three company directors for periods of twelve, eight and six years respectively
20/03/07	Disqualification for nine years of Mr Barry Seymour in consequence of the findings made by High Court Inspectors in their Report into National Irish Bank Ltd (NIB) and National Irish Bank Financial Services Ltd (NIBFS)
07/06/07	Publication of ODCE Annual Report for 2006
31/07/07	Disqualification for five years of Mr John J. (a.k.a. Jack) Stakelum in consequence of the findings made by High Court Inspectors in their Report on Ansbacher (Cayman) Ltd.
13/11/07	ODCE Intervention in the Fyffes plc v DCC plc and Others proceedings
23/11/07	Launch of ODCE's first national radio advertising campaign

Appendix 2.1.1

Breakdown of New Investigation Cases in 2007 by Source (v. 2006)

Source of New Investigation Cases	Total 2006	Total 2007
Voluntary Reports		
- Public Complaints	344	331
- Reports from State Authorities ³⁷	4	19
- Reports from non-State Authorities ³⁸	3	3
- Reports in the Public Domain	1	0
Other Detections	54	117
Total Voluntary Reports	406	470
Mandatory Reports		
- Indictable Reports from Auditors	268	186
- Reports from the CRO	12	10
- Indictable Reports from Professional Bodies	10	7
- Reports from Liquidators	7	1
Total Mandatory Reports	297	204
TOTAL REPORTS	703	674

³⁷ Typically, the ODCE receives these reports from a variety of sources, including the Department of Enterprise Trade and Employment, the CRO, the Garda Síochána, the Revenue Commissioners, the Financial Regulator and other Departments and regulatory agencies.

³⁸ In 2007, these reports emanated from a body outside the State.

Appendix 2.2.1

Mandatory Reports in 2007 – Character of Possible Company Law Defaults (v. 2006)

Types of Indicated Default	Total 2006	Total 2007
Directors' Loan Infringements	268	138
Failure to Keep Proper Books of Account	38	40
Non-Qualification for Appointment as Auditor	5	4
No Director Resident in the State	2	3
Non-holding of Extraordinary General Meetings	9	2
Falsification of Documents	4	2
Other	19	16
Total Defaults in Mandatory Reports	345	205

Appendix 2.2.2

Voluntary Reports in 2007 – Character of Issues Involved (v. 2006)

Types of Indicated Issues	Total 2006	Total 2007
E-Communications Regulations	n/a	86
Shareholder Issues	41	65
Reckless/Fraudulent/Insolvent Trading	85	52
Annual/Extraordinary General Meetings	22	45
Debt Issues	40	38
Trading while Struck Off the Companies Register	43	29
Forgery/False Information	11	27
Director Issues	39	23
Auditor issues	8	11
Unclear/Other Issues	117	94
Total	406	470

Appendix 2.2.3

Throughput of Cases at Detection Stage in 2007 (v. 2006)

Assessment of Cases	Total 2006	Total 2007
Cases on hands at 1 January	607	267
New Cases	703	674
Cases Concluded	913	507
Cases for Further Consideration by the ODCE	130	111
Cases on hands at 31 December	267	323

Appendix 2.2.4

Cases Concluded at Detection Stage by Primary Manner of Disposal in 2007

Character of Decisions	Voluntary Reports	Mandatory Reports	Total 2007
Insufficient Evidence of Default	163	0	163
Default Appropriate for Civil Action	58	1	59
Cases Concluded by Remedy of Default/Warning	125	127	252
Matters not Directly Relevant to the ODCE	12	7	19
Other	14	0	14
Total Cases Concluded	372	135	507
Cases Referred for Possible Enforcement	46	55	101
Cases Referred for Insolvency Examination	9	1	10
Cases Referred for Further Consideration	55	56	111