

NSW Register of Disciplinary Action

[Section 55 of the Architects Act 2003](#) requires the NSW Architects Registration Board (NSW ARB) to maintain a Register of Disciplinary Action.

This Register is published in accordance with the NSW ARB policy that:

- Where an architect is found guilty of unsatisfactory professional conduct, the decision will be published in the Register of Disciplinary Action on the NSW ARB website for a period of 2 years unless otherwise determined by the Board.
- Where an architect is found guilty of professional misconduct, the decision will be published in the Register of Disciplinary Action on the NSW ARB website for a period of 5 years unless otherwise determined by the Board.

Name of Architect	Registration Number	Date of Determination	Description
Gary FINN	5774	24 June 2025	Pursuant to section 43(4)(a) of the <i>Architects Act 2003</i> (the 'Act'), the Board is satisfied that Mr Gary Finn has engaged in unsatisfactory professional conduct and reprimands Mr Finn for failing to ensure that the cost of architectural services accurately reflected the amount of work done or to be done in the provision of the architectural services as required by clause 7(3) of the NSW Architects Code of Professional Conduct (the 'Code').
Yao PENG	10639	14 May 2025	<p>The NSW Architects Registration Board applied to the NSW Civil and Administrative Tribunal (the 'Tribunal') for a disciplinary finding under Division 3 of the <i>Architects Act 2003</i> (the 'Act') against Yao (Peter) Peng, with respect to a complaint against him.</p> <p>On 14 May 2025, the Tribunal made the following orders:</p> <ul style="list-style-type: none">(a) Mr Peng is guilty of professional misconduct.(b) Pursuant to s 47(3)(b) of the Act, Mr Peng's registration be cancelled.(c) Pursuant to s 47(5) of the Act, Mr Peng cannot apply to be re-registered as an architect within 3 years from the date of these orders. <p>In making its decision, the Tribunal made the following findings:</p> <ul style="list-style-type: none">• It was satisfied that, contrary to Mr Peng's title as "Design Manager", when he was making the alterations to the Design Compliance Declarations ('DCDs') as detailed, he was performing an "architectural service" as defined in s 4 of the Act.• It was satisfied that Mr Peng made material changes to the DCDs which are declarations made by others and found that to alter a declaration without the permission or knowledge of the person making that declaration is a serious matter.• Mr Peng created false documents and, in doing so, acted contrary to his responsibilities as an architect, both practically or pragmatically and ethically. The amendments made by Mr Peng were not simply administrative but included matters of substance.• In its view, Mr Peng's conduct in altering and creating the DCDs amounted to unsatisfactory professional conduct of a sufficiently serious nature to justify the suspension of an architect or the cancellation of an architect's registration within the meaning of s 32 of the Architects Act.

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Mike MOVAFAGHI	11166	25 March 2025	<p>Pursuant to section 43(4)(a) of the <i>Architects Act 2003</i> (the 'Act'), the Board finds that Mr Movaffaghi has engaged in unsatisfactory professional conduct and reprimands Mr Movaffaghi for:</p> <ul style="list-style-type: none"> (a) Failing to meet the requirements of a Client Architect Agreement concerning the provision of architectural services as required by clause 7(2) of the NSW Architects Code of Professional Conduct (the 'Code'). (b) Failing to ensure that the cost of architectural services provided to the Complainant: <ul style="list-style-type: none"> (a) reflects the fee structure specified in the agreement, and (b) accurately reflects the amount of work done or to be done for the client in the provision of the architectural services (including any variations to the architectural services and the incurring of any liabilities to pay employees overtime).
Matthew John Thorton RILEY	8236	23 July 2024	<p>Pursuant to section s 43(4)(a) of the <i>Architects Act 2003</i> (the 'Act'), the Board finds that Mr Riley has engaged in unsatisfactory professional conduct and reprimands Mr Riley for failing to demonstrate compliance with Continuing Professional Development requirements for the 2022-2023 registration term in breach of cl 16 of the NSW Architects Code of Professional Conduct (the 'Code').</p> <p>In particular:</p> <ul style="list-style-type: none"> (a) Failing to take all reasonable steps to maintain and improve the skills and knowledge necessary for the provision of architectural services that the architect normally provides by failing to satisfy the Board that he had undertaken activities that demonstrate the maintenance and improvement of the architect's skill and knowledge as required by clause 16(1)(a) of the NSW Architects Code of Professional Conduct (the 'Code'). (b) Failing to report to the Board on all steps taken by the architect during the relevant annual registration period as required by clause 16(2) of the Code.
Timothy Denis HOOKINS	4838	28 May 2024	<p>Pursuant to section s 43(4)(a) of the <i>Architects Act 2003</i> (the 'Act'), the Board finds that Mr Timothy Hookins ('the Architect') has engaged in unsatisfactory professional conduct and reprimands the Architect for not providing a Client Agreement that met the requirements under clause 7 of the NSW Architects Code of Professional Conduct (the 'Code').</p> <p>Pursuant to s43(4)(g) of the Act, the Board finds that the Architect has engaged in unsatisfactory professional conduct and fines the Architect the maximum penalty of \$1,650 in respect of the Architect's conduct by breaching section 10(2) of the Act, in that a person must not represent a corporation or firm, to be an architect if the person knows, or ought reasonably to know, that any such representation by the corporation or firm itself would constitute a contravention of subsection (1).</p> <p>Pursuant to s43(4)(g) of the Act, the Board finds that the Architect has engaged in unsatisfactory professional conduct and fines the Architect the maximum penalty of \$1,650 in respect of the Architect's conduct by virtue of section 83 of the Act. The Architect breached section 10(1) of the Act in that a corporation or firm must not represent itself to be an architect, and must not allow itself to be represented to be an architect, unless the corporation or firm has at least one nominated architect who is responsible for the provision of architectural services by the corporation or firm.</p> <p>Pursuant to s43(4)(g) of the Act, the Board finds that the Architect has engaged in unsatisfactory professional conduct and fines the Architect the maximum penalty of \$1,650 in respect of the Architect's conduct by virtue of section 83 of the Act. The Architect breached section 11(1) and (2) of the Act in that the corporation or firm represented itself to be an architect.</p>

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Chris Peter DOUFAS 9152	28 May 2024	<p>Pursuant to section 24(2)(h) of the <i>Architects Act 2003</i> (the 'Act'), the Board removes the architect's name from the Register for failing to meet a requirement relating to professional indemnity insurance in breach of cl 15 of the NSW Architects Code of Professional Conduct (the 'Code').</p> <p>In particular:</p> <ul style="list-style-type: none"> (a) Failing to maintain a policy of professional indemnity insurance appropriate for the architectural services being provided by the architect as required by clause 15(1)(a) of the Code; and (b) Failing to seek an exclusion or exemption from the requirement to hold professional indemnity insurance as provided by clauses 15(2) and 15(3) of the Code.
Keith MATHEW 11781	28 May 2024	<p>Pursuant to section 24(2)(h) of the <i>Architects Act 2003</i> (the 'Act'), the Board removes the architect's name from the Register for failing to meet a requirement relating to professional indemnity insurance in breach of cl 15 of the NSW Architects Code of Professional Conduct (the 'Code').</p> <p>In particular:</p> <ul style="list-style-type: none"> (a) Failing to maintain a policy of professional indemnity insurance appropriate for the architectural services being provided by the architect as required by clause 15(1)(a) of the Code; and (b) Failing to seek an exclusion or exemption from the requirement to hold professional indemnity insurance as provided by clauses 15(2) and 15(3) of the Code.
Edward DIEPPE 10148	23 April 2024	<p>Pursuant to section 43(4)(a) of the <i>Architects Act 2003</i> (the 'Act'), the Board is satisfied that Mr Dieppe has engaged in unsatisfactory professional conduct and reprimands Mr Dieppe for failing to clarify the Complainant's decision on the withdrawal of the Development Application and inform the Complainant of the implications of such decision as required by clause 6(3) of the Code.</p>
Nicholas LYCENKO 3010	30 January 2024	<p>Pursuant to section s 43(4)(a) of the <i>Architects Act 2003</i> (the 'Act'), the Board finds that Mr Lycenko has engaged in unsatisfactory professional conduct and reprimands Mr Lycenko for failing to demonstrate compliance with Continuing Professional Development requirements for the 2022-2023 registration term in breach of cl 16 of the NSW Architects Code of Professional Conduct (the 'Code').</p> <p>In particular:</p> <ul style="list-style-type: none"> (a) Failing to take all reasonable steps to maintain and improve the skills and knowledge necessary for the provision of architectural services that the architect normally provides by failing to satisfy the Board that he had undertaken activities that demonstrate the maintenance and improvement of the architect's skill and knowledge as required by clause 16(1)(a) of the NSW Architects Code of Professional Conduct (the 'Code'). (b) Failing to report to the Board on all steps taken by the architect during the relevant annual registration period as required by clause 16(2) of the Code.
Alexander SMITH 5473	30 January 2024	<p>The Board is satisfied that Alexander Smith ('Architect') is guilty of unsatisfactory professional conduct as defined under section 32(b) of the <i>Architects Act 2003</i> (the 'Act') for the following conduct:</p> <ol style="list-style-type: none"> 1. The Board considers that in signing and providing the January DVS that contained errors as to the Development's compliance with building separation requirements, the Architect: <ul style="list-style-type: none"> (a) did not act with reasonable care in providing services: cl 4(1)(a) of the NSW Architects Code of Professional Conduct ('Code'); and (b) did not provide services in a manner that (at the time the services were provided) was widely accepted in Australia by peer professional opinion as competent professional architectural practice: cl 4(1)(b)(i) of the Code.

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Pursuant to s 43(4)(a) of the Act, the Board reprimands the Architect and pursuant to s 43(4)(g) of the Act the Board fines the Architect the maximum penalty of \$1,650 in respect of the Architect's conduct.

2. The Board considers that in signing and providing the January DVS that measured building separation from a point which was not the closest building, the Architect:
 - (a) did not act with reasonable care in providing services: cl 4(1)(a) of the Code; and
 - (b) did not provide services in a manner that (at the time the services were provided) was widely accepted in Australia by peer professional opinion as competent professional architectural practice cl 4(1)(b)(i) of the Code.

Pursuant to s 43(4)(a) of the Act, the Board reprimands the Architect and pursuant to s 43(4)(g) of the Act the Board fines the Architect the maximum penalty of \$1,650 in respect of the Architect's conduct.

Sergio PETRICCA	9965	22 November 2023	<p>Pursuant to section 24(2)(g) of the <i>Architects Act 2003</i> (the 'Act'), the Board removes the architect's name from the Register for failing to demonstrate compliance with Continuing Professional Development requirements in breach of cl 16 of the NSW Architects Code of Professional Conduct (the 'Code').</p> <p>In particular:</p> <ol style="list-style-type: none"> (a) Failing to take all reasonable steps to maintain and improve the skills and knowledge necessary for the provision of architectural services that the architect normally provides by failing to satisfy the Board that he had undertaken activities that demonstrate the maintenance and improvement of the architect's skill and knowledge as required by clause 16(1)(a) of the Code; and (b) Failing to report to the Board on all steps taken by the architect during the relevant annual registration period as required by clause 16(2) of the Code.
Masaaki IKEDA	6291	25 October 2023	<p>Pursuant to section 24(2)(g) of the <i>Architects Act 2003</i> (the 'Act'), the Board removes the architect's name from the Register for failing to demonstrate compliance with Continuing Professional Development requirements in breach of cl 16 of the NSW Architects Code of Professional Conduct (the 'Code').</p> <p>In particular:</p> <ol style="list-style-type: none"> (a) Failing to take all reasonable steps to maintain and improve the skills and knowledge necessary for the provision of architectural services that the architect normally provides by failing to satisfy the Board that he had undertaken activities that demonstrate the maintenance and improvement of the architect's skill and knowledge as required by clause 16(1)(a) of the Code; and (b) Failing to report to the Board on all steps taken by the architect during the relevant annual registration period as required by clause 16(2) of the Code.
Peter Topping WRIGHT	4045	25 October 2023	<p>Pursuant to section 24(2)(g) of the <i>Architects Act 2003</i> (the 'Act'), the Board removes the architect's name from the Register for failing to demonstrate compliance with Continuing Professional Development requirements in breach of cl 16 of the NSW Architects Code of Professional Conduct (the 'Code').</p> <p>In particular:</p> <ol style="list-style-type: none"> (a) Failing to take all reasonable steps to maintain and improve the skills and knowledge necessary for the provision of architectural services that the architect normally provides by failing to satisfy the Board that he had undertaken activities that demonstrate the maintenance and improvement of the architect's skill and knowledge as required by clause 16(1)(a) of the Code; and (b) Failing to report to the Board on all steps taken by the architect during the relevant annual registration period as required by clause 16(2) of the Code.