

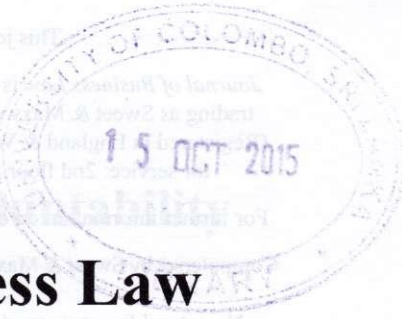
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Employee Fiduciary Accountability

Robert Flannigan The conventional position is that employees are subject to fiduciary accountability by reason of their status. That position has recently been shaken by judgments in the Court of Appeal. However, it is not clear how or even if the law has actually changed. The judges did not offer careful justification. Their analyses were waylaid in part by the supposedly distinct duty of fidelity, and by mistaken assumptions about fiduciary accountability and its relevance to employment.

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