

Risk Management & Internal Controls for Trustees

Practical guidance on how the FINMA framework can be implanted and put to work by FINMA regulated Trustees.

- > FINMA's practice in respect to risk management and internal controls
- > How this applies to the trustees who are licensed by FINMA
- > How trustees can implement a compliant framework

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Marc is the founder of Alithis, a compliance services provider specializing on trustees and non-profits. He is a Swiss attorney with over 10 years of experience in the wealth planning, trustee and corporate services business working for independent and bank-owned trustees. As a board member and in-house counsel of different organisations, Marc has also gained relevant experience in the non-profit and sports sector.

Background and Goal of the Seminar

How trustees are expected to do risk management is rooted in the same laws and regulations like the banks and all the other FINMA regulated financial institutions. To pretend all of this is not relevant for the trustees is likely to backfire when applying for the trustee license and especially after the trustee license was granted. It is possible for Trustees to do risk management in line with the framework provided by FINMA. **This seminar aims to provide a practical guidance on how the FINMA framework can be implanted and put to work by FINMA regulated Trustees.**

Corporate governance

Why is corporate governance a precursor of Risk Management?

What does FINIA require from trustees in terms of corporate governance:

- Management
- Board of Directors
- Risk Management and Control Functions
- Internal Audit

Who is responsible for risk management?

Risk Management & Internal Control System

What does FINMA mean by "Risk Management"?

- What does Risk Management mean for a trustee?

What does FINMA mean by "Risikopolitik"?

- What does Risk Policy mean for a trustee?

What does FINMA mean by "Risk Management Principles"?

What is "Internal Control System" and "Compliance" according to FINMA?

- Who is responsible for Compliance
- Who is responsible for AML Compliance
- What is the required change between the organization and compliance missions before and after the FINIA for trustees? What is the typical compliance set up in a trustee before FINIA? What are the changes required by FINIA from trustees: organization, functions...?

Risk categories

How does FINMA define the risk landscape?

How are the different risks defined? Which risks are very / less relevant for trustees? Practical illustrations in the context of the trust business

- Operational Risk
- Money Laundering / Terrorist Financing Risk

- Market Conduct Risk
- Financial Risk
- Reputational Risk
- Strategic Risk

Trustees services groups and their foreign branches and subsidiaries

- Governance of financial groups and conglomerates
- AML Compliance regarding branches and subsidiaries abroad
- Global supervision of legal and reputational risks

How a trustee can practically manage risks and implement the internal controls

Organisational Setup

- Example of organizational setup in a trustee

Policies

- Need for a tailor made policy (no copy paste) adapted to the trust business
- How to adapt the policies to the specificities of the trustee's activity, clients, size, risks...?

Control

- How to adapt the controls to the specificities of the trustee's activity, clients, size, risks...?
- Reporting and Escalation

Basic Principles

Risk Management "ex ante"

- What is the purpose of Risk Management "ex ante"?
- Examples of risk management "ex ante" in the context of a trustee

Risk Management "ex post"

- What is the purpose of Risk Management "ex post"?
- Examples of risk management "ex post" in the context of a trustee

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PRACTICAL INFORMATION

Venue
Hotel President Wilson
47 quai Wilson, Geneva

Visio conference on Zoom
The Zoom link and the documentation will be sent to the participants on 11 May in the afternoon. Academy & Finance provides technical assistance before and during the conference.

How to register
by phone: +41 (0) 22 849 01 11
by e-mail: info@academyfinance.ch
by post: Academy & Finance SA
PO Box 1344, CH-1227 Carouge
www.academyfinance.ch

Fees
580 CHF (+ VAT 7.7%)
Additional registrations from the same company: - 50%

Registration and payment
Payment is made by bank transfer or by credit card. Credit card payments will be debited immediately upon receipt of card details. In any case, we will send you an invoice by email.

Substitution & cancellation policy
Substitutions from the same company are accepted at any time. Cancellation requests must be received in writing, by fax or by post up to the following dates end of business :
• 5 May refund of 90%
• after 5 May no refund will be made for cancellation.

REGISTRATION FORM

I register for the seminar "Risk Management & Internal Controls for Trustees" in Geneva on 12 May 2023

I will attend in the conference room I will attend online on Zoom

FIRST PARTICIPANT

Full name.....
Position.....
E-mail.....

SECOND PARTICIPANT (-50%)

Full name.....
Position.....
E-mail.....

Company.....
Address.....
Postcode..... City.....
Tel Mobile.....

Person to which the invoice must be sent for payment:

Name..... Email.....
Bank transfer Mastercard VISA AMEX
Credit card No : ____/____/____/____ Expiry date : ____/____
Cardholder.....
Date Signature.....

The organisers reserve the right to amend the programme if, despite their best efforts, circumstances oblige them to do so.

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