

Beating bribery with BS 10500

The battle begins in the boardroom



bsi.

Suzanne Fribbins

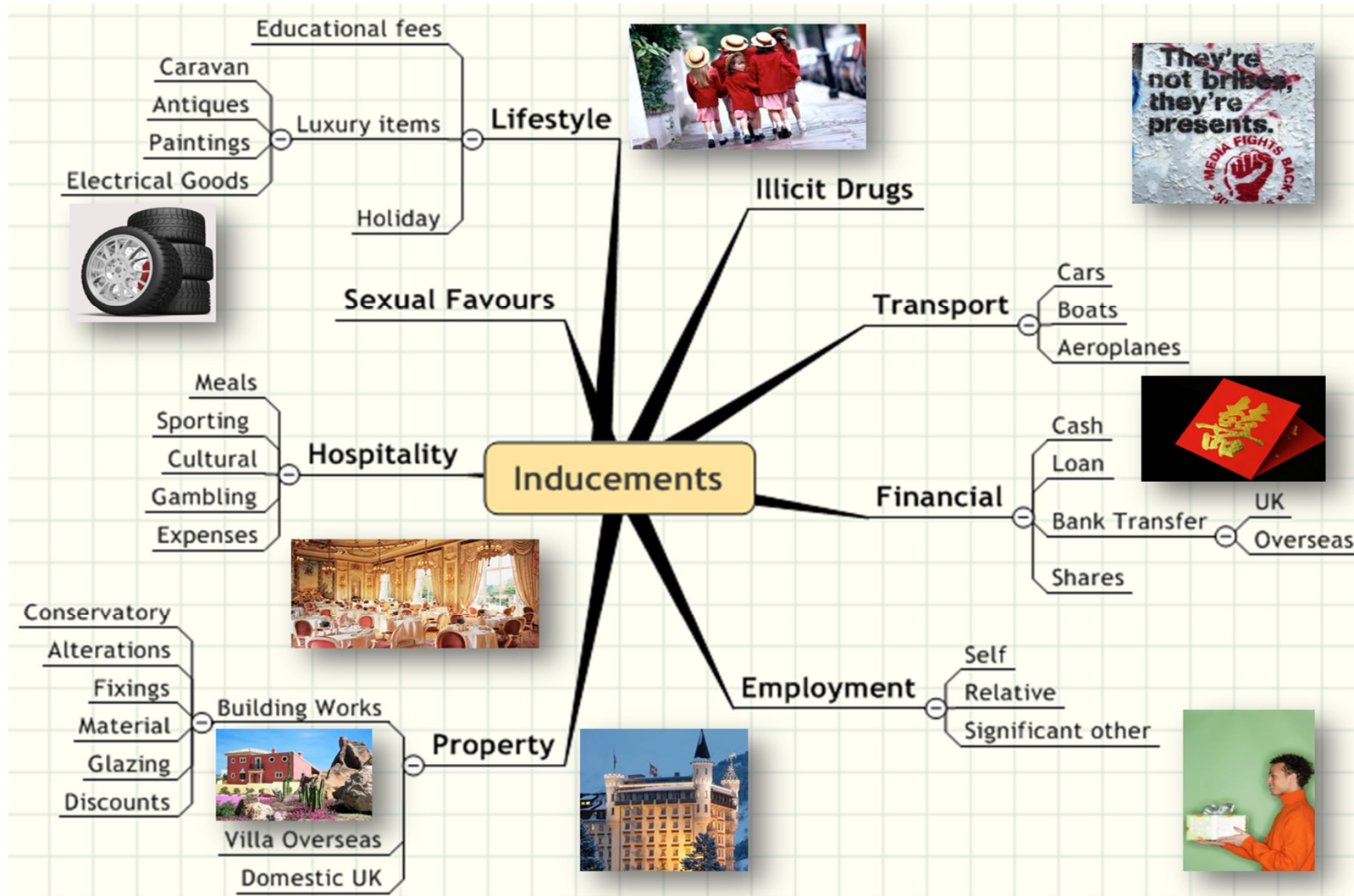
EMEA Product Marketing Manager - Risk

Outline.

- Bribery typography
- Bribery facts
- Key risk areas
- The UK Bribery Act
- What is BS 10500?
- Key aspects of the standard
- Benefits



Bribery typography.



Bribery facts.

More than
\$1 trillion
is paid in bribes
annually

61%
of supply chain
managers view
corruption as the
#2 risk to business

Business grows on
average **3%**
faster where
corruption is lower

The payment of
bribes diminishes
free and fair
competition

It is estimated that
up **50%** of
businesses' pay
bribes to secure or
keep business

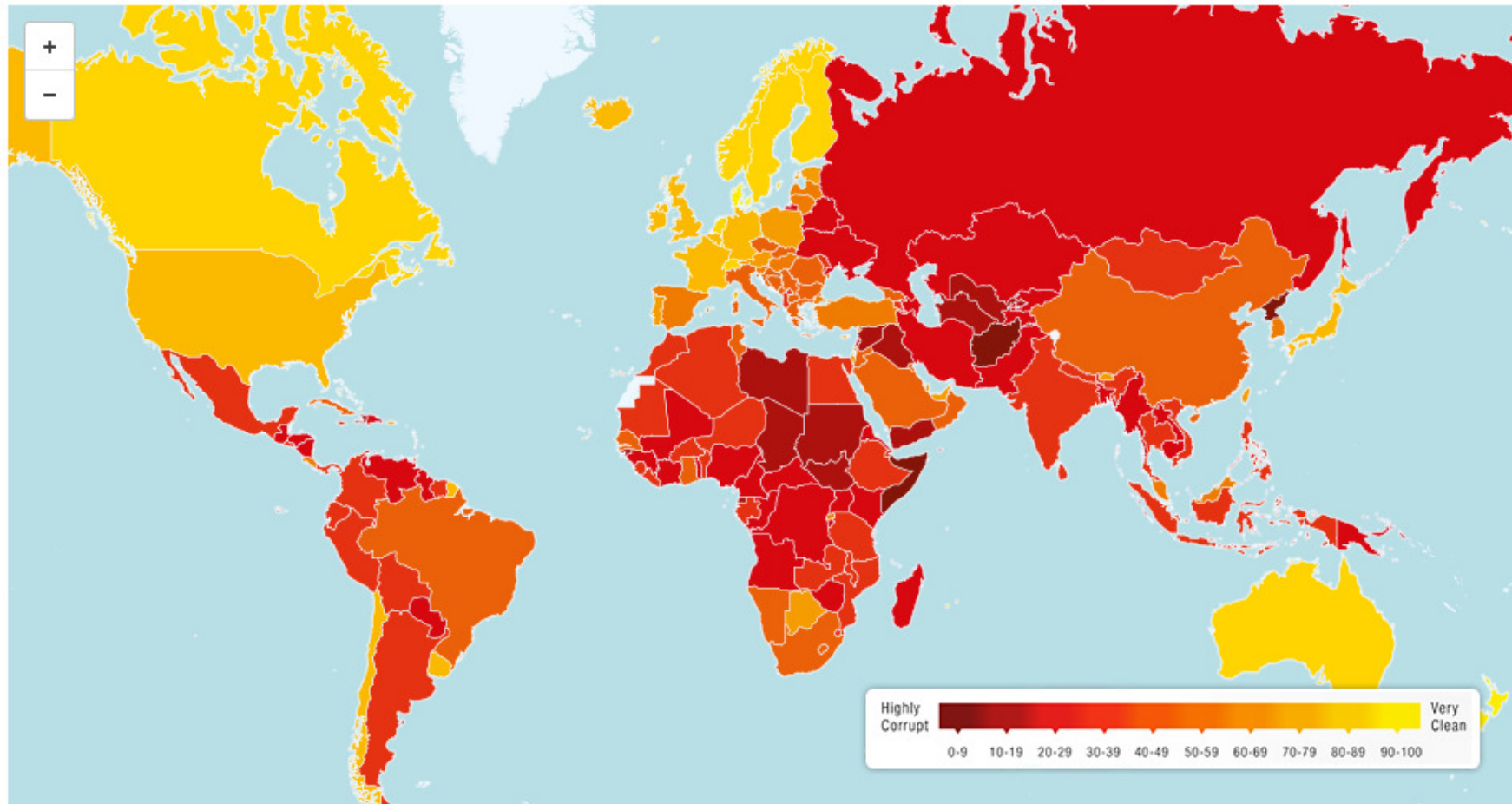
Bribery can add up
to **10%** onto
business costs

Corruption Perceptions Index 2013.

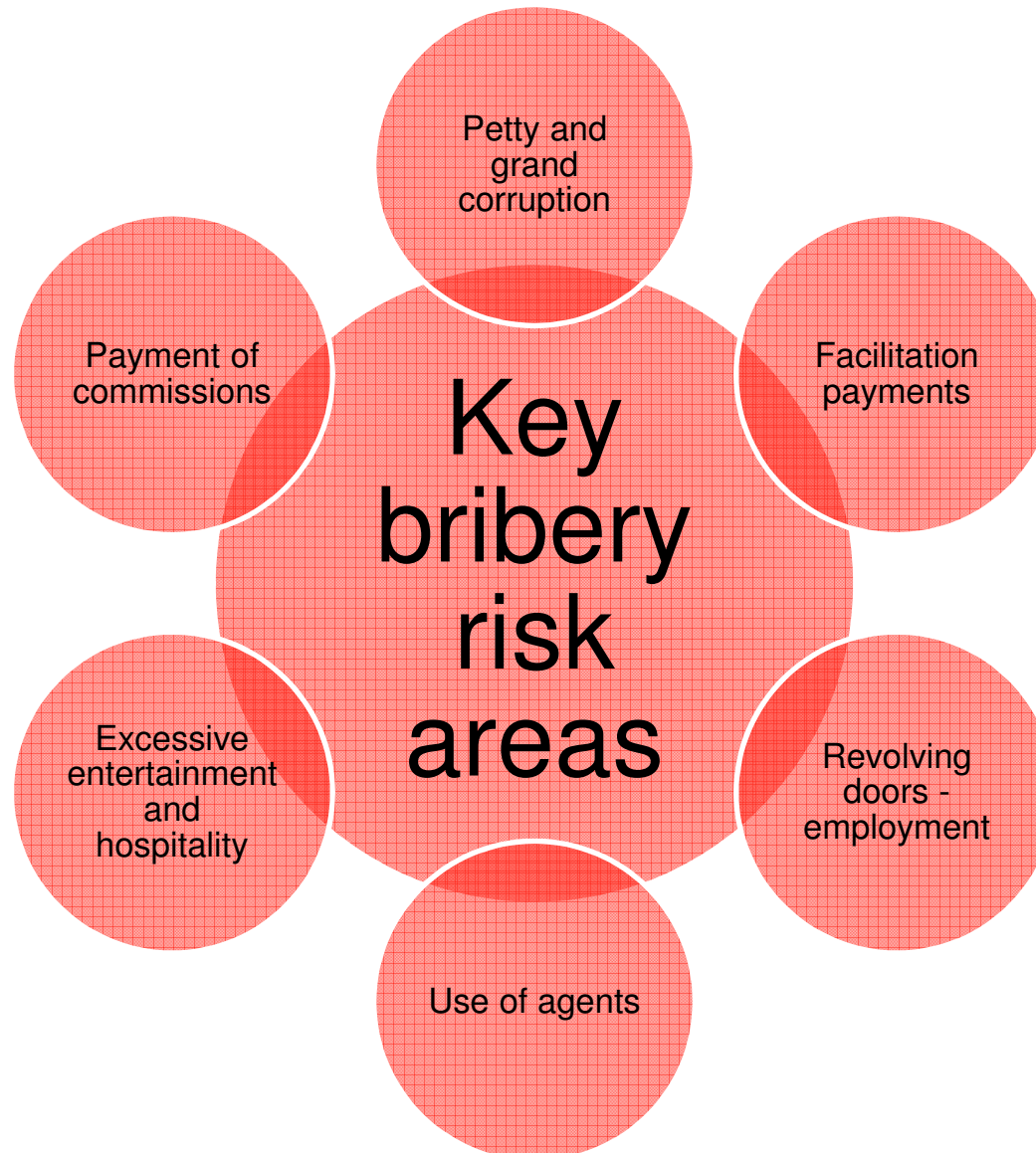
CORRUPTION PERCEPTIONS INDEX 2013

[VIEW BROCHURE](#)

[VIEW RESULTS TABLE](#)

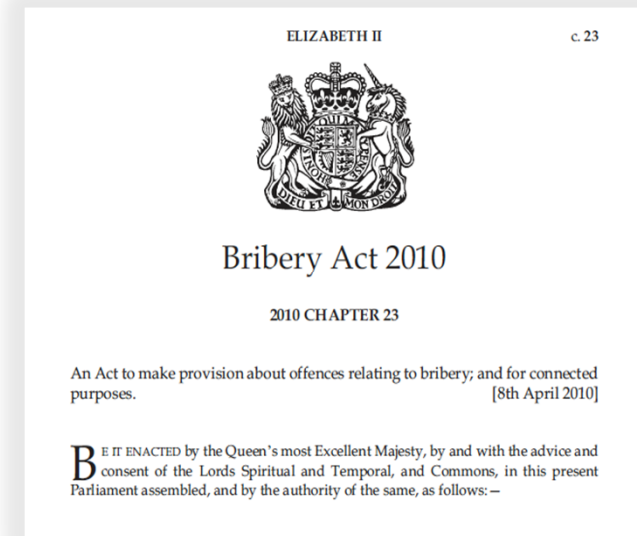


Key bribery risk areas.



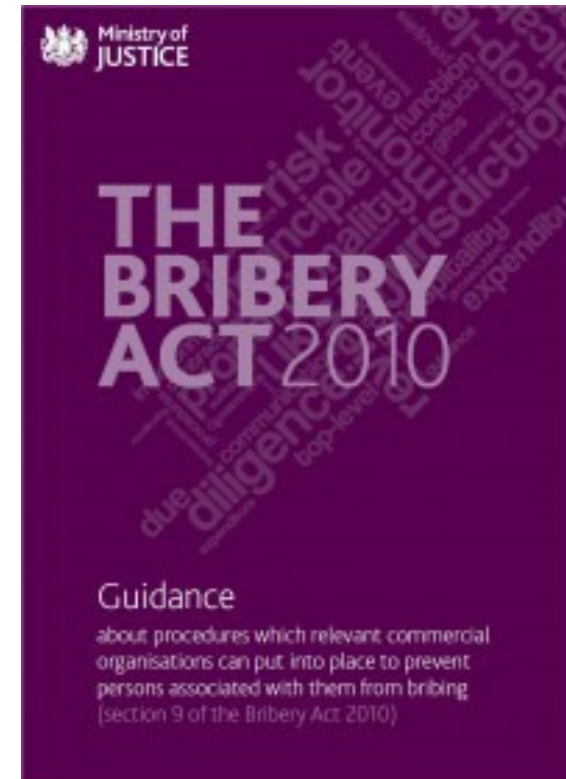
Bribery Act 2010.

- Section 1 ~ offering or giving, to induce improper performance
- Section 2 ~ soliciting or receiving
- Section 6 ~ bribing a foreign public official to obtain business advantage
- Section 7 ~ failure of commercial organization to prevent bribery
 - "associated person"
 - "strict liability"
 - "carry on business in the UK"
 - "adequate procedures" defence
- Section 12 ~ extra-territorial
- Section 14 (4) ~ directors/officers
- Facilitation payments not permitted
- No "public" and "private" distinction
- Up to 10 years / unlimited fine
[debarment; confiscation of assets]



MoJ Guidance - Six Principles

1. Proportionate Procedures
2. Top level commitment
3. Risk Assessment
4. Due diligence
5. Communication (including training)
6. Monitoring and review



What is a standard?

- An agreed, repeatable way of doing things
- A full consensus of all interested parties, so not imposed
- Voluntary
- Good or best practice not general practice
- Updated on a regular cycle



What is BS 10500?

- BS 10500 specifies the requirements for an anti-bribery management system
- It ensures you have the right policies, procedures and controls in place to manage the risk of bribery
- It is scalable and everything you do to comply must be reasonable and proportionate
- Fits requirements of both SMEs, large and international companies

Who was involved in its development?



Structure of BS 10500.

PLAN

3 Planning

- Planning scope
- Allocating resources
- Writing the policy
- Preparing for implementation

DO

4. Adopting an anti-bribery policy and ABMS

- Communicating the anti-bribery policy and ABMS
- Education, training and/or guidance
- Day to day responsibility for compliance
- Compliance manager
- Multiple organizations
- Provision of resources
- Risk assessment
- Due diligence
- Implementation of ABMS by controlled organizations and business associates
- Employment procedures

- Gifts, hospitality, donations and similar benefits
- Facilitation payments
- Delegated decision-making
- Anti-bribery contract terms
- Financial controls
- Procurement and commercial controls
- Raising concerns
- Investigating and dealing with bribery
- Documenting the ABMS

CHECK

5. Monitoring and reviewing the ABMS


- Review by compliance manager
- Internal audit
- Top management review

ACT


6. Improvement of the ABMS

- Nonconformity and correction action
- Continual improvement


Key aspects.




Communicating the anti-bribery policy and AMBS




Due diligence




Delegated-decision making




Education, training and/or guidance




Implementation of ABMS by controlled organizations and business associates




Anti-bribery contract terms




Day to day responsibility for compliance




Employment procedures




Financial controls




Provision of resources




Investigating and dealing with bribery




Procurement and commercial controls




Risk assessment



Gifts, hospitality, donations and similar benefits



Raising concerns



Facilitation payments

Does BS 10500 offer protection under the UK bribery act?

- In drafting BS 10500 the committee paid special attention to the UK Bribery Act
- City of London Police states:
“when using its discretion over whether to investigate and seek to prosecute an organisation it takes BS 10500 into account in assessing a company’s efforts to implement adequate procedures”
- BS 10500 is not jurisdiction specific

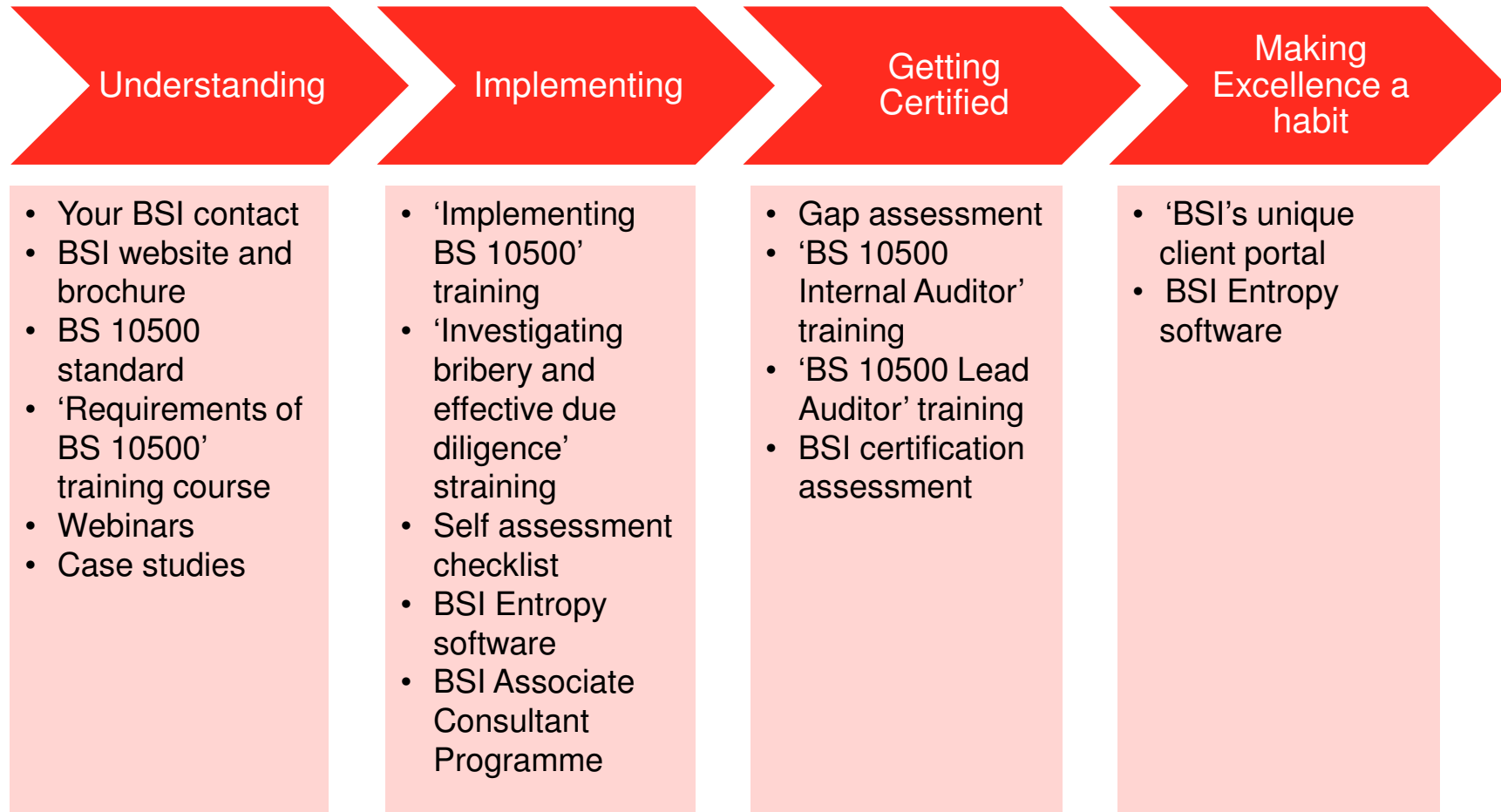
Benefits.

- Some of the benefits of implementing a robust ABMS are:
 - Helps your organization comply with the law and reduce the likelihood of facing prosecution under the UK Bribery Act
 - Ensures the necessary policies, procedures and controls are in place to mitigate the risk of bribery
 - Engages whole company in appropriate level of implementation
 - Improves business relationships – reduced risk of bribery and corruption in your supply chain
 - Meets growing stakeholder demand for sufficient anti-bribery measures
 - Reduces business disruption and loss of focus caused by bribery investigations
 - Potentially cuts the cost of corporate insurance premiums

Benefits of certification.

- Certification offers many advantages, including:
 - Challenges your anti-bribery management system and organization to reach a higher level of maturity and preparedness
 - Meeting supply chain and tender prequalification requirements
 - Minimizes third-party scrutiny of your anti-bribery arrangements – (export licensing and export insurance)
 - Provides a competitive advantage
 - Signifies a commitment and seriousness about anti-bribery
 - Strengthens your internal organization

A simple guide for your BS 10500 journey with BSI.



Contact us.

Address:	BSI Group
	Kitemark Court, Davy Avenue, Knowlhill
	Milton Keynes, MK5 8PP
Telephone:	+44 (0)845 080 9000
Email:	certification.sales@bsigroup.com
Links:	www.bsigroup.com



bsi.

...making excellence a habit.™