

# AML/CFT/CPF HANDBOOK (THE HANDBOOK)

## THE HANDBOOK HAS CHANGED ... AGAIN!

On 23 December, the JFSC published some important changes to the Handbook without any external consultation. These changes include:

- Broadening the title and scope of the Handbook to include proliferation financing
- New guidance on conducting an AML/CFT/CPF Business Risk Assessment (BRA)

The changes are of immediate application. Entities and individuals will be in breach of the Handbook if any of their BRA, Strategy or supporting Systems and Controls do not specifically address CPF.

The changes offer some guidance on how risk might be calculated in a BRA, to include, for the first time, explicit reference to the BRA including an assessment of residual risk levels, having taken account of the effect of relevant controls. See section 2.3.1 of the Handbook.

[The JFSC's guidance on countering proliferation financing may be found here: <https://www.jerseyfsc.org/industry/guidance-and-policy/guidance-on-proliferation-and-proliferation-financing/>]

## WHO IS IMPACTED?

The changes will apply not only to established financial services businesses and those currently captured under Specified Schedule 2 Business but are also likely to apply to, for example, anyone, as a business, acting as a director or arranging for someone to act as a director. [Following introduction of Amendment No 6 to the Proceeds of Crime (Jersey) Law 1999 as amended.]

## WHAT SHOULD YOU BE DOING?

- Ensure you and your colleagues understand the obligations and are provided with adequate training
- Ensure key risk management and control documentation (Risk Appetite Statement, Policies and Procedures and BRA) clearly reference the financing of terrorism and proliferation financing
- Ensure the BRA is structured and undertaken methodically, including assessing how controls mitigate the risks identified resulting in residual risk levels

## HOW CAN OBEN HELP?

- We provide a range of training including e-learning which can be bespoke to your business
- We have a depth of experience in reviewing and revising policies and procedures and have a number of in-house precedents clients may use to adapt to their own business and circumstances
- We have a tried and trusted risk assessment methodology encompassing a risk taxonomy, risk appetite, control mapping and risk assessment tools together with associated guidance which enable our clients to produce informed, bespoke and robust risk assessments

If you would like to discuss these topics in further detail or if there is any other issue where we may be able to assist please do not hesitate to contact one of the team.



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You can find more about Darren & the team at Oben at [www.oben.je](http://www.oben.je)

The logo for Oben Law + Regulatory features the word 'Oben' in a large, bold, black sans-serif font. To the left of the 'O' is a stylized graphic consisting of two overlapping circles, one light blue and one light purple. Below 'Oben' is the text 'LAW + REGULATORY' in a smaller, black, all-caps sans-serif font.

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