**Anti-Bribery and Anti-Corruption (incorporating Section 17A of the MACC Act)**

## Introduction

In today’s global business environment, organisations are under increasing scrutiny to uphold integrity, transparency, and accountability. Corruption, bribery, and unethical practices not only jeopardise corporate reputation but also expose entities and individuals to severe legal consequences. This comprehensive course delves into the core principles of anti-bribery and anti-corruption (ABAC) compliance, with specific focus on Section 17A of the MACC Act 2009 — the provision on corporate liability. Through practical examples, real-world case studies, and compliance insights, this programme equips participants with the critical understanding required to identify, mitigate, and respond to bribery and corruption risks effectively.

## Objective

**This programme aims to** equip professionals with the knowledge, tools, and ethical frameworks necessary to establish, implement, and maintain robust anti-bribery and anti-corruption controls in line with legal and regulatory expectations, particularly under Section 17A of the MACC Act.

## Learning Outcomes

**After completing this programme, the candidate should be able to:**

1. Explain the legal and ethical implications of bribery and corruption in the corporate sector.
2. Interpret the key provisions and obligations under Section 17A of the MACC Act.
3. Identify red flags and common indicators of corrupt practices in business transactions.
4. Describe the concept of 'adequate procedures' and their importance in legal defence.
5. Apply risk assessment and due diligence strategies to mitigate exposure.
6. Develop or enhance internal ABAC policies in line with global and local compliance standards.
7. Promote a culture of ethics and integrity within the organisation.

## Who Should Attend

This programme is designed for:

- Company directors, C-suite executives, and senior management.
- Compliance officers and legal advisors.
- Risk management professionals.
- Internal auditors and governance personnel.
- Human resource and procurement managers.
- Professionals engaged in regulatory, public affairs, or government relations.

**Methodology**

This training adopts an interactive and participatory learning format, using:

- **Instructor-led Lectures:** Delivered by a subject matter expert with legal and corporate experience.
- **Facilitated Group Discussions:** Collaborative analysis of key issues and dilemmas.
- **Real-World Case Studies:** Examination of high-profile corruption cases, both local and international.
- **Role Plays & Simulations:** Practical scenarios on responding to bribery solicitation, managing whistleblowing, or drafting internal reports.
- **Workshops:** Hands-on exercises on risk assessment and drafting internal anti-bribery policies.

**Day 1**

**Module 1: Bribery and Corruption – Concepts and Corporate Impact**

- Definitions, types, and forms of bribery and corruption
- Direct and indirect bribery: facilitation payments, kickbacks, gifts
- Implications on corporate governance, reputation, and operations
- Overview of anti-corruption instruments

**Module 2: Section 17A MACC Act – Corporate Liability Framework**

- Key provisions and scope of Section 17A
- The meaning of “commercial organisation” and “associated person”
- Burden of proof and reversal of liability

- Real case studies and legal consequences

**Module 3: Adequate Procedures – The T.R.U.S.T Principles**

- Introduction to the five principles:
    - Top-Level Commitment
    - Risk Assessment
    - Undertake Control Measures
    - Systematic Review, Monitoring & Enforcement
    - Training & Communication
- Role of the Prime Minister's Department Guidelines
- Aligning compliance programmes with the T.R.U.S.T framework

**Module 4: Corruption Risk Identification and Assessment**

- Methods for identifying bribery risk areas
- Risk mapping across business functions (sales, procurement, HR)
- Risk registers and heat maps
- Internal vs third-party risk exposure

**Day 2**

**Module 5: Due Diligence and Third-Party Management**

- Conducting integrity due diligence (IDD)
- Screening vendors, agents, and consultants
- Contractual safeguards and anti-bribery clauses
- Monitoring third-party performance and red flags

**Module 6: Anti-Bribery Policies, Controls and Reporting Mechanisms**

- Key components of an internal anti-bribery policy
- Integrating ABAC into internal controls and SOPs
- Whistleblowing systems and confidentiality
- Escalation procedures and investigation protocols

**Module 7: Culture of Integrity and Ethical Leadership**

- Building tone from the top and middle management alignment

- Organisational values and ethical behaviour modelling
- Training, communication, and behavioural reinforcement
- Recognising and rewarding integrity

**Module 8: Enforcement, Penalties and Individual Accountability**

- Legal penalties for organisations and individuals
- Defence strategies and documentation of compliance efforts
- Role of directors, officers, and key personnel
- Internal investigation readiness and regulatory cooperation