

CAST COMMERCIAL ACUMEN LIMITED

Anti-Money laundering Policy

1. Introduction

- 1.1. Cast Commercial Acumen Limited is a UK registered company providing corporate training. The business of the Company is low risk in relation to money laundering, however in order to prevent any of our services being used (or potentially used) for any money laundering activity, as well as any of our staff being exposed to money laundering, we wish to put in place the following anti-money laundering policy.

2. Scope of the Policy

- 2.1. The broad definition of money laundering means that potentially anyone could commit a money laundering offence, this includes all employees of the Company, all temporary staff, and contractors (“team members”).
- 2.2. Our policy is to enable the Company to meet its legal and regulatory requirements in a way which is proportionate to the low-risk nature of the business, by taking reasonable steps to minimise the likelihood of money laundering occurring.
- 2.3. All team members must be familiar with their legal responsibilities and failure to comply with this Policy may lead to disciplinary action or contract termination.

3. What is Money Laundering?

- 3.1. The principal primary legislation is The Proceeds of Crime Act 2002 (POCA), which consolidated, updated, and reformed criminal law with regard to money laundering, supplemented by the Terrorism Act 2000 and the Fraud Act 2006. The principal secondary legislation is the Money Laundering, Terrorist Financing and Transfer of Funds (Information on the Payer) Regulations 2017 as amended by the Money Laundering and Terrorist Financing (Amendment) Regulations 2019.
- 3.2. Money laundering can be defined as the process to move illegally acquired cash through financial systems so that it appears to be from a legitimate source. Money laundering offences include concealing, disguising, converting, transferring criminal property, or removing it from the UK (Section 327 POCA); entering into or becoming concerned in an arrangement which you know, or suspect facilitates the acquisition, retention, use or control of criminal property by or on behalf of another person (Section 328 POCA); and acquiring, using, or possessing criminal property (Section 329 POCA).
- 3.3. There are also several secondary offences, failure to disclose knowledge or suspicion of money laundering to the Money Laundering Reporting Officer (MLRO); failure by the MLRO to disclose knowledge or suspicion of money laundering to the National Crime Agency; and ‘tipping off’ whereby somebody informs a person or persons who are, or who are suspected of being involved in money laundering, in such a way as to reduce the likelihood of their being investigated or prejudicing an investigation.
- 3.4. Any team member could potentially be caught by the money laundering provisions, if they suspect money laundering and either become involved with it in some way, and/or do nothing about it. This Policy sets out how any concerns should be raised.

4. Money Laundering Reporting Officer (MLRO)

- 4.1. The Company will appoint a MLRO to receive disclosures about money laundering activity and be responsible for anti-money laundering activity within the Company. The officer nominated to do this is Clayton John Ainger.
- 4.2. The Company will also appoint a deputy MLRO who will be responsible in the absence of the nominated officer. The deputy MLRO is Allison Kaye.
- 4.3. The MLRO will ensure that appropriate training and awareness is provided to new and existing team members and that this is reviewed and updated as required.
- 4.4. The MLRO will ensure that appropriate anti-money laundering systems and processes are incorporated by the Company.

5. Suspicions of Money Laundering

- 5.1. All team members must as soon as practicable report any knowledge of or suspicion of (or where there are reasonable grounds to suspect) suspicious activity to the MLRO in the prescribed form as set out in this policy document.
- 5.2. Once the matter has been reported to the MLRO, the team member must follow the directions given to them and must NOT make any further enquiry into the matter.
- 5.3. The team member must NOT voice any suspicions to the person(s) whom they suspect of money laundering, as this may result in the commission of the offence of “tipping off”. They must NOT discuss the matter with others or note on the file that a report has been made to the MLRO in case this results in the suspect becoming aware of the situation.

6. Consideration of the Disclosure by the MLRO

- 6.1. Once the MLRO has received the report, it must be evaluated in a timely manner in order to determine whether:
 - There is actual or suspected money laundering taking place; or
 - There are reasonable grounds to know or suspect that this is the case; and
 - Whether the MLRO needs to lodge a Suspicious Activity Report (SAR) with the National Crime Agency (the NCA).
- 6.2. Where the MLRO concludes that there are no reasonable grounds to suspect money laundering then consent will be given for any on-going or imminent transaction(s) to proceed.
- 6.3. Where consent is required from the NCA for a transaction to proceed, then the transaction(s) in question must not be undertaken or completed until the NCA has given specific consent, or there is deemed consent through the expiration of the relevant time limits without objection from the NCA.

6.4. All disclosure reports referred to the MLRO and reports made to the NCA will be retained by the MLRO in a confidential file kept for that purpose, for a minimum of 5 years.

6.5. The MLRO must also consider whether additional notifications and reports to other relevant enforcement agencies should be made.

7. Customer Identification and Due Diligence

7.1. Due diligence is performed on all customers who will be asked to provide basic information including full name, business address, registration details.

Enhanced Due Diligence

7.2. It may be necessary for the Company to carry out enhanced due diligence on where the customer or a transaction involving the customer appears to be “high risk”. This means that there is a higher level of identification and verification of the customer’s identity required. The following non-exhaustive list of situations may indicate a “high risk”:

- a new customer.
- a customer not well known to the Company.
- customers in known high risk industries and/or jurisdictions.
- transactions that are unusual or appear to be unusual for that customer.
- highly complex transaction or payment arrangements.
- the transaction involves a politically exposed person (“PEP”) or an immediate family member or a close associate of a PEP.
- no face-to-face meetings take place with the customer where this is usually expected.

7.3. Team members must assess the money laundering risk for each customer and if you suspect enhanced due diligence is required, you should speak to the MLRO before continuing any engagement with the customer. The MLRO will be required to approve the continuance of the business relationship.

7.4. If enhanced due diligence is carried out, the MLRO must:

- obtain additional information on the customer and on the customer’s beneficial owner(s).
- obtain additional information on the intended nature of the business relationship.
- obtain information on the source of funds and source of wealth of the customer and customer’s beneficial owner(s); and
- conduct enhanced monitoring of the business relationship.

7.5. This may include but is not limited to the following:

- checking the organisation website to confirm the identity of personnel, its business address, and any other details.
- attending the customer at their business address.
- obtaining additional information or evidence to establish the identity of the customer and its beneficial owner(s), including checking publicly available beneficial ownership registers of legal entities such as the registers available at Companies House.
- in the case of a PEP, seek the approval of senior management and establish the source of wealth and source of funds.
- ensure that the first payment is made into a bank account in the customer's name.

If satisfactory evidence of identity is not obtained at the outset, then the business relationship or one-off transaction(s) cannot proceed any further. A report should be filed with the MLRO who will then consider if a report needs to be submitted to the NCA.

8. Ongoing Monitoring

8.1. Team members should review customers at regular intervals to ensure that the risk level of each customer information and information held on each customer is not only accurate and up to date but is consistent with the knowledge of the customer and its business. Further due diligence may be required if new people become involved at a customer. Any suspicious activity must be reported to the MLRO.

9. Data Protection


9.1. Customer details must be collected in accordance with the Data Protection Act 2018. This data can be “processed” as defined under the Data Protection Act 2018 to prevent money laundering and terrorist financing.

10. Record Keeping

10.1. Customer identification evidence and details of any relevant transaction(s) for that customer must be retained for at least 5 years from the end of any business relationship with that customer.

11. Policy Review and Implementation

- 11.1. This Policy will be updated as necessary to reflect current best practice, official guidance, and in line with current legislation.
- 11.2. This Policy shall be deemed effective as of 13th April 2023. No part of this Policy shall have retroactive effect and shall thus apply only to matters occurring on or after this date.

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This Anti-Money Laundering Policy is not contractual and may be varied by Cast Commercial Acumen Limited at any time.