

IFCCT ADVANCED FINANCIAL TRAINING WEEK 2008

RITZ CARLTON HOTEL, GRAND CAYMAN, 8TH-12TH DECEMBER 2008

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**International
Financial Crime Prevention &
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IFCCT Advanced Financial Training Week 2008

Introduction & Welcome

Advanced Financial Training Week has been organised to help the Cayman Islands' financial services industry enhance competitiveness, prepare for imminent legislative changes and develop practical strategies and plans to mitigate against a broad spectrum of risks, from operational to reputational.

The course takes place at a crucial juncture. Since IFCCT was last in the Cayman Islands to present its regional programme for The Caribbean and The Americas in 2007, the global financial system has been shaken by a series of high profile incidents, many of them closely related to the unprecedented market turbulence currently being experienced.

In light of these circumstances, the financial services industry must enter into a period of strategic review. The need to do so is exacerbated by the fact that a range of far reaching supervisory and legislative changes, many of which were already on the horizon, are being expedited. Others are being planned. All will have a significant bearing for organisations within or linked to the Cayman Islands financial services industry.

Accordingly, Advanced Financial Training Week will afford private and public sector professionals an essential opportunity to receive timely, expert guidance from local regulators, legislators and experts, in addition to members of IFCCT's world renowned faculty.

Utilising a risk based approach, the course will address, in a day-by-day drill down format, issues specific to three of the Caymans' principal industry sectors: hedge funds, trusts and banking. In addition, subjects with a common bearing will fall under the spotlight.

The course's dynamic and interactive format is designed to allow detailed and specific working problems to be addressed and delegates' questions to be effectively answered with the appropriate technical knowledge and advice. The expertise delegates acquire on the course will help them to enhance their and their organisations' competitiveness and ability to plan for legal and regulatory changes. Improved understanding of the strategic considerations, resulting in the improvement of internal systems, will further help organisations to become more robust in resisting persistent external and internal threats, maintain their integrity and preserve their reputations.

IFCCT footnote

IFCCT courses enjoy the close backing and endorsement of major international organisations and institutions, such as the FATF, World Bank, OECD, Council of Europe, European Commission, FBI, FSA, Interpol and US Federal Reserve. IFCCT's hugely popular winning formula utilises the unparalleled expertise inherent in such organisations and combines it with that of their regional and domestic counterparts to provide a unique advanced learning and interactive experience.

IFCCT's systematic, intensive, risk-based approach, is predicated on imparting a more comprehensive understanding of the main areas of organisational vulnerability. Designed to improve operational performance, provide practical solutions and significantly improve the internal prevention and detection systems as well as being internationally compliant.

The course is certificated.

Index

| | |
|-----------------------------|---|
| Introduction & Welcome..... | 1 |
| Course Agenda: | |
| Day 1..... | 2 |
| Day 2..... | 3 |
| Day 3..... | 3 |
| Day 4..... | 4 |
| Day 5..... | 4 |
| Trainers..... | 5 |
| Speakers..... | 6 |

Who will benefit from participation?

As such, it is important for:

- Government Ministries
- Central Banks
- Regulatory Bodies
- Banks and Financial Institutions
- Legal Advisors
- Public Prosecutors
- Law Enforcement Agencies
- Tax & Revenue Authorities

In particular, it is of paramount importance to those working in:-

- Trust & Estates
- Alternative Investments
- Operations & Credit Risk
- Anti-Money Laundering
- Compliance/MLRO
- Audit, External & Internal Control
- Corporate Security
- Supervision, Examination & Inspection
- Investigation
- HR, Education & Training

Agenda

DAY 1, MONDAY 8TH DECEMBER 2008

SYMPOSIUM

Keynote addresses focusing on the most recent legislation and advanced strategies designed to mitigate risk and enhance competitiveness in the financial services industry.

Welcome Addresses & keynote addresses

- Mr Peter Antell, Managing Director of IFCCT
- Mr Gert Demmink, Head of Faculty
- His Excellency Mr Stuart Jack CVO, Governor of the Cayman Islands
- Mr Calvin Wilson, Executive Secretary, Caribbean Financial Action Task Force (CFATF)
- United States Securities & Exchange Commission (US SEC)

Morning Coffee

Cayman Islands Competitiveness: Developing our unique selling points

Eduardo D'Angelo, Chairman, Cayman Islands Financial Services Association (CIFSA)

Regulation in the Cayman Islands

- An overview of current and potential regulatory measures
- Assessing the impact of a financial crisis to the Cayman Islands
- The importance of international cooperation moving forward
- How to utilise the full range of regulatory support available

Mr. Carlyle McLaughlin Jr., Chairman
Cayman Islands Monetary Authority (CIMA)

Lunch

Proceeds of Crime Law 2008: Assessing the impact of changes

A two-way discussion on the intentions and reach of the AG's office in context of the most recent legislative changes:

- Martin Livingston, Maples & Calder
- John Masters, Crown Counsel, Attorney General's Chambers

Strategic Integrity Management

- Reinforcing trust and solidity
- Meeting market expectations
- Assessing reputational and integrity risks in the financial sector
- Creating and managing an effective risk control framework

Summary & Close

Evening Reception

“
Firms' boards and senior management must strengthen risk management practices according to the lessons they have learned from the turmoil. Supervisors for their part will act to monitor the progress of banks and securities firms in strengthening risk management and capital planning practices.
”

- Mario Draghi, Chairman of the
Financial Stability Forum, IMF, April 2008

Agenda (cont...)

DAY 2, TUESDAY 9TH DECEMBER 2008

FOCUS ON HEDGEFUNDS

Day sponsor



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GLOBAL KNOWLEDGE • LOCAL PERSPECTIVE

Designed to specifically address the needs of hedge funds and their service providers, the day will focus on systemic and regulatory challenges, anticipate future threats and put forward the most effective strategies for stable growth and development.

Overview of recent Hedgefund failures

Panel Session to discuss fund implosions - case studies

Morning Coffee

Strategies & governance

- Transparency
- (Corporate) Governance structure
- Strategic/Management controls

Money laundering / CFT

- Risks posed to Funds
- Risks posed by Funds
- Risks funds present to other Financial Institutions

Lunch

Overview of Hedge Funds and Fund Administrators regulation in the Cayman Islands

- Types of Funds and Administrators
- Key licensing requirements
- Summary of onsite and offsite inspection process
- Key regulatory issues

Activist Investment

- Regulatory expectations and requirements
- Regulatory measures available when obligations have not been satisfied
- International Cooperation from a regulatory perspective

Afternoon Tea

Due diligence and operational concerns

- Current trends in hedge fund standards
- Operational risk management
- Liquidity, liquidation and litigation risks

Panel session

Chaired by Mark Lewis, Chairman of AIMA & Senior Investment Funds Partner, Walkers

- New horizons, new legislation, new regulations
- Voluntary code of conduct v Regulatory code of conduct
- Offshore Hedgefund Directors - How many directorships is too many?
- New challenges facing hedgefunds

Summary and Close

DAY 3, WEDNESDAY 10TH DECEMBER 2008

FOCUS ON TRUSTS

Designed to specifically address the needs of trust and estate practitioners and their service providers, the day will focus on the more litigious areas of trust and estate management, concluding with an open advisor round-table discussion.

Non-Beneficiary Risks For Trusts & Trustees

- Conflicts of laws: what can and what does Cayman law/statute resolve
- Forced heirship claims
- Proprietary claims and other failure of trust claims
- Formal sham and substantive sham
- Contract claims

Trustees' breach of duty

- Trustees' common law and statutory duties
- Trustee's powers of investment
- Breaches of trust
- Defences
- Relief from personal liability (section 67 of the Trusts Law)
- Exclusion clauses

Morning Coffee

Governance and Regulation of Trusts

- The OECD Principles on Governance
- Bearer shares, corporate and nominee directors
- Trust as a legal arrangement, relationship
- Regulated in only a few jurisdictions
- Registries

Lunch

Case Study

- Application of Hastings-Bass principles

Afternoon Tea

Fraud & Money Laundering

Summary and Close



Agenda

DAY 4, THURSDAY 11TH DECEMBER 2008

FOCUS ON BANKING

Day sponsor



Designed to specifically address the needs of banking sector, the day will focus on enterprise wide risk management, crisis management and preparing for the Basel 2010 revisions.

Operational Risk Management (ORM) affecting solvency position

- Financial crime and ORM
- Personal-organizational-and relational integrity
- Trends in financial crime (real estate, international trade)

Morning Coffee

Trends in financial crime

An open discussion exploring the recent cases of financial crime and the measures required to protect your organisation.

A review of Senior Supervisors Group (SSG) report March 2008: assessing factors causing performance differentials during the current climate

- The effectiveness of communications among senior management, business lines and risk management functions
- Senior management oversight of balance sheet, liquidity and capital positions;

Lunch

Capital Adequacy: Basel 2010 revisions

- Is it the end for regulatory arbitrage?
- How will incremental risk charges work?
- Which securities effected?

Afternoon Tea

Panel Session - The modern role of audit

Expert led discussion headed by Dan Duguay, Auditor General of the Cayman Islands, assessing:

- The use of international standards in audit
- The role of the auditor in an enhanced risk framework
- The audit and evaluation of internal controls
- New risks and vulnerabilities

Summary and Close

DAY 5, FRIDAY 12TH DECEMBER 2008

CROSS-SECTOR WORKSHOPS

The concluding day will address a range of issues of common interest to all industry sectors.

Regulatory control framework for the financial industry

- How to set out supervisory policies
- Risk based approach to supervision
- Scope and depth of integrity supervision

Morning Coffee

Governance and Risk Governance

- Vision, mission, strategy, policies
- Checks and balances
- Corporate Values, tone at the top, exemplary behaviour

Recruitment and Human Resources

- Integrity risk / sensitive positions
- Ensuring trustworthy board members in the financial industry

Lunch

Practical approach to CDD for the financial industry

- CDD control cycle
- CDD building blocks
- Pitfalls and opportunities

Panel Session

Expert led discussion headed by Dan Duguay, Auditor General of the Cayman Islands, assessing:

- The role of the auditor in an enhanced risk framework
- The audit and evaluation of internal controls

Afternoon Tea

Multi-Jurisdiction Investigations

- How To Obtain Information Outside Your Territory
- Mutual Legal Assistance Treaties
- What options are available if treaties are not present?

Offshore Tax

- Crime Typologies
- Recovery

Summary of Week & Recommendations

Close



IFCCT Trainers



**Gert Demmink,
Head of IFCCT Faculty &
Managing Director, Eagle Compliance**

Gert Demmink is former Head of Department, Expert Centre for Integrity, in the Directorate of Supervision of the Netherlands Central Bank (De Nederlandsche Bank N.V.), responsible for the supervision of efforts to combat money laundering, financing of terrorism and (tax) fraud. Currently he is Managing Director, Eagle Compliance. He is also senior adviser to the Central Banks in the Netherlands IMF Constituency (mainly former Soviet Republics) with regard to AML/CFT/Corruption and (tax) fraud. He has also advised Ukraine, Georgia, Armenia & Bulgaria.

Other Skills:

- Deputy Judge in the Amsterdam Criminal Court (since November 2001)
- Freelance trainer with FMO (Institute for Financing of Developing Countries): presentations and in-house workshops in Islamic banks in Dhaka, Bangladesh (2003)
- Trainer with the Netherlands Compliance Institute.
- Chairman, Training & Education Committee of Netherlands Chapter ACFE.
- Lawyer & Forensic Auditor by profession

Professional Experience Record:

- 1991 – 1996: Ministry of Justice in the Netherlands. Senior policy officer in the field of international co-operation (police/prosecution)
- 1996 – 1997: Netherlands Antilles Government Project Manager for the FIU
- 1998 – 2007: De Nederlandsche Bank N.V.
- Current: Managing Director, Eagle Compliance



**Nigel Morris-Cotterill, Head
The Anti Money Laundering Network**

Nigel Morris-Cotterill trained as a solicitor (attorney) in London and practised in his own firm and others. He is a litigator and still holds a consultancy with Norman Saville & Co. in London. In 1994, Nigel launched Silkscreen Consulting to work with financial services businesses and government departments aiming at compliance with laws to combat money laundering and writing and delivering training and awareness programmes and the development of counter-money laundering strategies. Nigel is author of "How not to be a money launderer - the avoidance of fraud and money laundering

in your organisation" (London, 2nd ed. 1999) and is a frequent contributor to television and radio programmes in the UK and internationally. He was for several years a contributor to Money Laundering Bulletin and in 1999 launched World Money Laundering Report which he still edits.

Nigel is author and presenter of "Morris-Cotterill on Money Laundering" published by CPD-Direct, a joint venture between Butterworths and SPR-Law. He is in advanced discussion with another major publisher to write a legal text on the counter-money laundering laws of South-East Asia. Silkscreen Consulting's associated e-learning company, clicktolearnmore.com, produces content for e-learning providers in financial services. Nigel is CEO of Risk Values Limited, the producer of screening software to identify customers with the potential to abuse their relationship with financial services businesses for the purpose of financial crimes such as fraud and money laundering and - uniquely - the funding of terrorism. Nigel chairs and speaks at commercial and academic conferences all over the world - his treatment of money laundering related issues taking in not only those issues which specifically mention money laundering but also inter-governmental initiatives, compliance problems, organisational culture, international topics such as the use of counter-money laundering laws in tax investigations, client confidentiality, political objectives and more. An authoritative and informative speaker, Nigel is sometimes controversial, challenging established views and inviting delegates to think more deeply about the information they receive both during the training programmes he presents and from other sources.

“
One of the lessons of this current market turmoil is the increasing need for frequent communication and close coordination during times of stress and in formulating the appropriate policy responses to manage the likelihood of recurrence of the same problems.
”

- Henry M. Paulson, Jr.
Treasury Secretary, February 2008

Speakers (Symposium)

Stuart Jack CVO **His Excellency, The Governor of the Cayman Islands**

Mr. Stuart Duncan Macdonald Jack, CVO, was born 8 June 1949. He is married to Mariko and the couple has two daughters and one son. Before being appointed Governor of the Cayman Islands, Mr. Jack was Head of the Butler Study Team in the Cabinet Office in the UK.

Calvin Wilson, LL.M, LL.B (Hons) **Executive Director, Caribbean Financial Action Task Force**

Mr Wilson is a Trinidadian Attorney-at-Law who in February 1998 was appointed the Deputy Director of the Caribbean Financial Action Task Force. The Caribbean Financial Action Task Force was established as a Secretariat to implement common countermeasures to address the problem of criminal money laundering.

Before commencing his legal studies, Mr Wilson in 1977 joined the staff of the Bank of Commerce Trinidad & Tobago Ltd. During his seven-year tenure with that institution he held a number of supervisory and management positions with his last being that of Assistant Branch Manager.

Mr Wilson obtained his Bachelor of Laws at the University of London and his Masters of Laws from the London School of Economics, where he specialised in Corporate Law, International Finance and Intellectual Property. He was called to the Bar at Lincoln's Inn, London, England, in 1988 and was admitted as an Attorney-at-Law in Port of Spain, Trinidad, in 1989.

In 1988 he joined the Crown Prosecution Service of England and Wales as Senior Crown Prosecutor and was later promoted to Principal Crown Prosecutor Designate. During Mr Wilson's eight year tenure with the Prosecution Service he prosecuted a wide range of criminal offences, while providing legal support and advice to Crown Prosecuting Teams, New Scotland Yard, and the Metropolitan Police Forces on commercial and banking fraud, money laundering and drug trafficking cases.

Mr Wilson is now the Executive Director of the CFATF having assumed duties effective March 01, 1999.

Carlyle McLaughlin Jr. **Chairman, Cayman Islands Monetary Authority**

Carlyle McLaughlin Jr. was appointed to the Board of Directors of the Cayman Islands Monetary Authority on 28 July 2005 and was appointed as the Chairman of the Board on 27 July 2008.

Prior to his appointment to CIMA's Board, Mr. McLaughlin spent 25 years with Ernst & Young and its predecessors, retiring as a senior partner. He was one of the firm's first scholarship recipients and started as a staff accountant in 1978, rising through the ranks during his career there. His portfolio of audit clients included a significant number of entities regulated by CIMA, including banks, captive insurance companies, mutual funds, a credit union, and a building society.

He graduated from the International College of the Cayman Islands (ICC) with a Bachelor of Science degree in Accounting and from Barry University, Miami, Florida, with a Master of Business Administration degree. In 1980, he received the Certified Public Accountant designation, being, at that time, only the third Caymanian to do so. He is a member of the State of Colorado CPAs, and the American Institute of CPAs.

Mr. McLaughlin has served in many executive and financial positions with various boards and organisations within the Cayman Islands. Prior appointments include: Deputy Chairman of the Immigration Board, Council Member of CISPA, Director of the National Drug Council, Chairman of the National Pensions Board, and Director of the Cayman Islands National Insurance Company.

Mr. McLaughlin is a current Director of the Cayman Islands Turtle Farm and of the Silver Thatch Pension Plan (he previously served as the Chairman of that body).

John Masters LLB; LL.M; M.Phil (Cantab), Crown Counsel **Attorney General's Chambers, Cayman Islands**

John Masters is a Barrister who has practiced for almost 21 years in Australia, The United Kingdom and the Cayman Islands. His experience has varied from being a defence lawyer, commercial litigator to General Counsel for Australia's largest Health Insurer and a top 100 company. He now specializes in prosecuting white collar crime: namely, fraud, corruption and anti-money laundering.

In 2002, after a brief sabbatical as a University Lecturer in Business Law and Practice in London, he was called to the bar of England and Wales as a member of the Honourary Society of Grays Inn whereupon he accepted a position as a Senior Crown Prosecutor with the Crown Prosecution Service of England and Wales (CPS). Within a short period he was granted Higher Court Advocate status for the CPS and made a Crown Advocate. Shortly after its inception, John was transferred to the specialist Fraud Prosecution Service division of the CPS where he was one of six National Crown Advocates to prosecute major fraud and money laundering. He was also appointed a national Proceeds of Crime Champion.

In February 2008 he took a career break with the Fraud Prosecution Service to take up a position as Crown Counsel in the Cayman Islands. He is also part of the International team, where he is responsible for assets restraint, forfeiture and confiscation for the islands. Within the last 18 months alone he has prosecuted a lawyer in England for money laundering, a government official and also a local former politician for fraud in the Cayman Islands.

He is regularly called upon to deliver key note speeches and presentations internationally. Recently he delivered a key note speech on "Banking on Trouble: The New Catastrophic Risk" at the prestigious 26th International Symposium of Economic Crime held annually at Jesus College Cambridge University. His most recent article entitled, "Fraud and money laundering: the evolving criminalization of corporate non-compliance", was published in 2008, Volume 11, Issue 2 of the Journal of Money Laundering Control.

John holds the following academic qualifications:

- Bachelor of Laws from the Australian National University;
- Master of Laws from the University of Canberra; and
- Master of Philosophy in Criminology from the University of Cambridge.

Martin Livingston, Associate, Maples & Calder

Martin specialises in all aspects of regulatory, licensing, risk management and anti-money laundering. He also advises on duties of confidentiality and information exchange.

Professional background

Martin joined Maples and Calder in 2002. He previously worked for Phillips Fox, Deloitte & Touche and Barclays Bank & Trust.

Education

Martin is a graduate of the University of Otago, New Zealand.

Professional / civic activities

President of the Cayman Islands' Compliance Association.

Bar admissions

1995 – Admitted as a barrister and solicitor of the High Court of New Zealand (does not practise as a barrister and solicitor in New Zealand).

2002 – Admitted as an attorney-at-law in the Cayman Islands.

Eduardo D'Angelo P. Silva, Chairman **Cayman Islands Financial Services Association**

Eduardo D'Angelo P. Silva, born in São Paulo, Brazil in 1962, holds a Bachelor's Degree in Electrical Engineering from Escola Politécnica da Universidade de São Paulo and a Master's degree in Business Administration from the International College of the Cayman Islands.

After working for 10 years with major Brazilian banking institutions such as Banco Itaú, Banco Crefisul (at the time, associated to Citibank, NA), and Banco Sul América, he moved to the Cayman Islands in 1994 to open the offices of Sul America International Bank (offshore banking arm of Sul América de Seguros Group, one of the largest insurance group in Brazil and Latin America.), where he is today the Managing Director.

Mr. Silva was first elected to the Executive Committee of The Cayman Islands Bankers Association in 1996 and held the office of president from 1998 to 2000, being elected again for that position in 2004 to finish his term in office on March 2007. He co-chaired the Association's Biennial Conference in 1999, 2001, 2003 and 2006. During his tenure the Association developed several training programs, including an Anti-Money Laundering Seminar attended by all bank employees, and commissioned the first study of the Banking Industry's impact in the local economy of the Cayman Islands.

Mr. Silva is a founding member of the Cayman Islands Financial Services Association and serves as Chairman of its Board of Directors since October 2007.

Speakers

Justin Appleyard, Partner Global Trusts Group, Maples & Calder

Expertise

Justin is the partner in charge of the global trusts group where he and his team advise on all trust and fiduciary law matters, in particular, the use of trusts in commercial and corporate transactions.

Professional Background

Justin joined Maples and Calder in 1996. He previously worked for Dibb Lupton Broomhead and Penningtons and before that, for Freshfields in London. Justin is recommended by Legal 500, the 2007 edition of Chambers Global and the PLC Which Lawyer? Yearbook 2009.

Robert-James Berry, Head, Compliance Cayman Islands Monetary Authority

Robert-James "RJ" Berry joined the Compliance Division in May 2002 in the newly created position of Deputy Head of Compliance and was appointed Head of Compliance in May 2004.

Mr. Berry is responsible for managing and directing the enforcement actions taken by the Monetary Authority, overseeing the due diligence process on persons applying to be approved persons or entities regulated by the Authority, and assisting on non-routine overseas regulatory requests. Mr. Berry's duties also include acting as the Authority's money-laundering reporting officer and working closely with the Financial Reporting Authority concerning any suspicion of money laundering identified in the course of the Authority's supervisory functions.

Prior to joining the Monetary Authority Mr. Berry worked as a Private Banking Assistant Manager and Administrator at Bank Vontobel Cayman. Mr. Berry began his career in the financial services sector in 1993 at CIBC, Grand Cayman. Whilst at CIBC he was promoted to a number of positions within the Investment Department, including that of Investment Officer, before moving to Barclays Bank & Trust (Cayman) Limited where he held the post of Investment Dealer.

Mr. Berry attained a Bachelor's degree in Business Administration with a double major in Finance and Marketing from York University, Canada. He has the Canadian Securities Certificate, and Series 7 Equivalency and is a Certified Anti-Money Laundering Specialist (CAMS).

Paul Byles, Managing Director Focus Corporate Services & Consulting

Paul Byles is a former head of policy at Cayman Islands Monetary Authority where he was responsible for developing regulatory policies and guidelines for the financial services sector (banking, trust and corporate services, insurance and investment funds).

He is also a former Director of Deloitte in the Cayman Islands where he was responsible for the firm's Regulatory & Economic Consulting Services Department. His experience includes developing anti-money laundering and regulatory compliance systems both at the institutional and jurisdictional level as well as providing consulting services to the government as well as a wide range of financial services clients in the private sector. He also served as a member of Deloitte's Global Anti-Money Laundering and Regulatory Teams.

He has worked for 15 years within the financial services industry primarily in the banking and trust areas. Paul worked as a Senior Trust Administrator at Coutts and Co where he was responsible for assisting with the administration of Trusts, Companies and other related financial structures. His financial services experience also includes Eurodeposits and Commercial Banking (loans, foreign exchange, letters of credits).

He received his bachelors degree at Pace University in New York and masters degrees at the London School of Economics (LSE) and Birkbeck College in the UK.

Dan Duguay, Auditor General of the Cayman Islands

Dan Duguay has been the Auditor General of the Cayman Islands since February 2004. Previously, Dan has worked in the Audit Office's of Canada for 23 years and Bermuda for 4 years.

Dan has been a Certified General Accountant since 1979 and has an MBA from Concordia University in Montreal Canada. Dan recently completed his term as a member of the International Federation of Accountant's International Public Sector Accountant Standards Board (IPSASB). This Board develops the International Accounting standards that are currently used in the Cayman Islands.

Scott F. Elphinstone, B.Sc. MBA. CA. CFA Co-founding partner, Five Continents Financial Limited

Scott is a co-founding partner of Five Continents Financial Limited, a Cayman Islands based professional services firm. Scott manages in excess of US\$600 million in assets for institutional and private clients. Prior to founding five Continents Financial in 1993, Scott worked for seven years at Royal Trust, a global financial services company headquartered in Canada, holding senior positions in Toronto and Barbados. He was a Director of its head office treasury group, responsible for global interest rate risk management and on the Board of Directors of Royal Trust Bank (Caribbean) Limited. Scott qualified as a Chartered Accountant with Deloitte in Toronto, Canada.

Scott has over 19 years experience as a director of listed, regulated and charitable entities, including banks & trust companies, hedge and mutual funds and insurance companies. Among these, Scott served on the Board of Directors of a number of N.M. Rothschild & Sons entities. Scott also served for 5 years as a co-Managing Director of Rothschild Trust Cayman Limited.

Scott received his undergraduate degree in Science from the University of Toronto, Canada (1978) and his MBA from York University in Toronto (1981). He is a member of the Ontario Institute of Chartered Accountants and the CFA Institute.

Ronan Guilfoyle, Senior Manager, dms Management Ltd.

Ronan Guilfoyle is a Senior Manager of dms Management Ltd., a company management firm, licensed and regulated under the laws of the Cayman Islands, focused on providing independent directors to investment companies.

Previously, he was a Group Manager at Admiral Administration Ltd., an independent mutual fund administration firm in the Cayman Islands. Prior to that, he worked with the audit department of Ernst & Young in Ireland. He holds a BSc degree in accounting from University College Cork, Ireland and qualified as a Chartered Accountant in Ireland and is also a member of the Cayman Islands Society of Professional Accountants.

Mark Lewis, Senior Investment Funds Partner, Walkers

Practice areas

Mark Lewis specialises in all aspects of mainstream corporate work, particularly hedge funds. Mark has in excess of 24 years post qualification experience, the last 12 years of which have been with Walkers in the Cayman Islands. He is admitted in the Cayman Islands, England and Wales (not practising), Western Australia (not practising) and the Federal Courts of Australia (not practising)

Awards and recognition

- IFLR 1000, 2009 Edition - Leading Cayman Islands Lawyer
- 2008 Chambers Global Guide - Leading Cayman Islands Lawyer
- 2007 Chambers Global Guide - "Mark Lewis is distinguished by his 'thorough understanding of the law,' onshore lawyers state."
- 2006 Chambers Global Guide - "Mark Lewis respected for his profile in hedge funds work. The 'personable and affable face of the firm', he also assists in asset finance and general corporate work."
- PLC Which Lawyer? 2006 - Highly Recommended Cayman Islands Lawyer
- International Who's Who of Private Funds Lawyers 2006 - Leading Cayman Islands Lawyer

Qualifications

Mark joined Walkers after graduating with a Master of Laws degree (LLM) in corporate finance and international taxation from Cambridge University in 1993. In addition, he holds a Bachelor of Jurisprudence (B.Juris) and Bachelor of Laws (Hons) (LLB) from the University of Western Australia.

Prior employment experience

Mark completed his articles and initial training with Freehill, Hollingdale & Page, one of the major law firms in Australia, and was admitted to practise there as a barrister and solicitor in December 1982. Mark gained extensive international experience working in the Banking, Corporate Finance and Entertainment Law Department at Denton Hall in London and Japan. He subsequently moved to Theodore Goddard where he worked on international asset finance and capital markets transactions in Russia, Poland and Hungary.

Boards and associations

Mark is a member of the founding board of directors of the Cayman Islands branch of Hedge Funds Care. He was elected as the first deputy chairman of the Cayman Islands branch of the Alternative Investment Management Association (AIMA) in May 2006 and was elected Chairman of the Executive Committee of AIMA Cayman in September 2008. Mark is also a member of the Cayman Islands Monetary Authority's E-Reporting Working Group.

Speakers

Lindsay Luttermann, Walkers

Lindsay joined Walkers in February 2007 as a member of the Commercial and Trusts Disputes Group. She has a particular focus on multinational contentious trusts and estates disputes and advises on a range of company law, employment and other general commercial disputes as well as anti-money laundering and regulatory issues. She also has considerable experience of arbitration and other forms of alternative dispute resolution. She is admitted in the Cayman Islands and England and Wales (not practising).

Lindsay obtained a bachelor of laws with honours in Law with European Law from the University of Nottingham in 1999, spending one year at the Université de Versailles St-Quentin-en-Yvelines in France. She obtained a Distinction in the Legal Practice Course at Nottingham Law School.

After completing her training contract at Norton Rose in London and Singapore, Lindsay was admitted as a solicitor in England and Wales in January 2003. She became a Solicitor-Advocate in England and Wales in 2005.

Previous work experience

Lindsay qualified into Norton Rose's dispute resolution department in London where she advised on general commercial disputes and all forms of dispute resolution including litigation, mediation and institutional and ad hoc arbitration.

In 2004, she spent eight months on secondment to the Carlsberg headquarters in Copenhagen, Denmark, and in 2006 she was seconded for seven months to Ernst & Young Global in London.

She is fluent in Danish and has a good working knowledge of French and Spanish.

Nick Matthews, Member Forensic Services & Corporate Recovery, Kinetic Partners

Nick joined Kinetic Partners' London practice from a 'Big 4' firm in 2006, and moved to the Cayman Islands in 2008. Nick has over 12 years of forensic accounting and litigation support experience, working closely with clients, legal advisors and independent experts, with an emphasis on the financial services sector. Nick's experience includes significant global assignments for clients across the financial services sector, including hedge fund and traditional asset managers, investment banks, insurers and retail banks. A particular focus of Nick's work has been financial crime and anti-money laundering advisory services. Nick qualified as a Chartered Accountant in 1993 and is a Fellow of the Institute of Chartered Accountants in England and Wales (ICAEW). He has worked in the UK, Europe and the USA.

Yolanda McCoy Head, Investments and Securities Division Cayman Islands Monetary Authority

In her capacity as head of the Investments & Securities division, Mrs. McCoy is responsible for the authorisation and supervision of regulated hedge funds, fund administrators and securities investment companies in the Cayman Islands and for directing a programme of continuous monitoring and inspection of licensed fund administrators and securities investment companies. She regularly represents, and makes presentations on behalf of, the Authority at various forums and conferences, both locally and overseas.

Mrs. McCoy began her career in the Cayman Islands Government's Financial Services Supervision Division (the forerunner of the Monetary Authority) in 1995 and served there until 1999, when she joined Scottish Annuity & Life as AVP, Human Resources and Administration. Mrs. McCoy rejoined the Authority in 2001 and since then has steadily been appointed to positions of increasing responsibility within the Investments and Securities Division.

Mrs. McCoy holds an MBA with distinction in banking and finance from the University of Wales, Bangor, and a Bachelor of Science in international business from the University of Tampa, Florida.

She is a Notary Public for the Cayman Islands and a Certified Anti-Money Laundering Specialist (CAMS).

Nigel K Meeson Q.C., Head of Litigation & Restructuring Conyers Dill & Pearman (Cayman)

Nigel Meeson, Q.C. received his degree in Jurisprudence with 1st Class Hons. at Magdalen College Oxford in 1981. He was called to the Bar of England & Wales in 1982 and appointed Queen's Counsel in 2002. He was admitted to the California Bar in 1990, is an accredited mediator (CEDR 1993) and a Fellow of the Chartered Institute of Arbitrators (2006). He was appointed as a Recorder (part-time Judge) in 2004 and has heard civil and criminal cases. He has also sat as an acting Grand Court Justice in the Cayman Islands. He is a member of the American Bankruptcy Institute, the Turnaround Management Association and INSOL.

Nigel is admitted to practice in the Cayman Islands and the British Virgin Islands. His practice includes insolvency and restructuring, trust litigation, corporate and shareholder disputes, insurance, confidentiality, asset tracing and international commercial litigation. He also accepts appointments to act a leading counsel, arbitrator and expert witness.

Nigel practiced for almost twenty-five years at the Bar in London as one of London's top commercial litigators before moving to the Cayman Islands. He was a visiting lecturer at University College London from 1994 to 2005, has given a distinguished visitor lecture at University of Cape Town, was a participant at the International Symposium on Jurisdiction and Conflict of Laws at Tulane University USA and is author of various books and articles. He holds a commercially endorsed RYA/MCA Yachtmaster Ocean Certificate of Competence.

William J. Messer, B.A. LL.B. TEP Co-founding partner, Five Continents Financial Ltd.

Bill is a co-founding partner of Five Continents Financial Limited, a Cayman Islands based professional services firm managing in excess of US\$600 million in assets for institutional and private clients. Prior to founding Five continents Financial in 1993, Bill worked for five years at Royal Trust, a global financial services company headquartered in Canada, holding senior positions in Toronto and Cayman. He was head a director of its head office fiduciary and global custody group, and Managing Director of Royal trust Bank (Cayman) Limited. Bill is qualified as a Barrister and Solicitor and was an Associate with the international law firm McLeod Dixon, headquartered in Calgary, Canada.

Bill has over 17 years experience as a director of listed, regulated and charitable entities, including banks & trust companies, hedge and mutual funds and insurance companies. Among these, Bill serves on the Board of Directors of a number of N.M. Rothschild & Sons entities. Bill also served for 5 years as co-Managing Director of Rothschild Trust Cayman Limited.

Bill received his undergraduate degree in Political Science and Economics from the University of Saskatchewan, Canada (1984) and his LL. B. from the Cardiff University, UK (1987). He is a Member of the Law Society of Alberta, the Canadian and International Bar associations and the Society of Trust and Estate Practitioners (STEP).

Rachael Reynolds Associate, Ogier

Practice Areas:

Litigation, Restructuring & Insolvency

Background:

Rachael joined Ogier in 2007. Prior to joining Ogier, Rachael practised at Clyde & Co. in London (2001 to 2007) and at the English Bar (2 Hare Court, London) (1999 to 2001).

She received her Bachelor of Arts in Jurisprudence from Oxford University in the United Kingdom in 1998 and completed the Bar Vocational Course at the Inns of Court School of Law, London in 1999.

Rachael is a member of the Cayman Islands Law Society, the Bar Council of England and Wales and the Law Society of England and Wales.

Admitted in:

2007 - Cayman Islands

1999 - England and Wales (not practising)

IFCCT DELEGATE BOOKING FORM

**IFCCT
ADVANCED
FINANCIAL TRAINING
WEEK 2008**

RITZ CARLTON HOTEL, GRAND CAYMAN, 8TH-12TH DECEMBER 2008

Supported by



EARLY BIRD DISCOUNT

Any delegate registering before 21st October 2008 will receive a 10% discount on their booking fee.

| Fees | 5 days | 3 days | 2 days |
|--|--------|--------|--------|
| Non residential | £2,750 | £1,950 | £1,545 |
| <i>Includes course fees, all materials, lunches and social events</i> | | | |
| Multiple Booking Discount A 10% discount is applicable to organisations booking four or more delegates. | | | |

ACCOMMODATION

IFCCT has negotiated special room rates with several leading hotels in Grand Cayman and will be happy to pass on these savings to overseas delegates wishing to stay at any of these hotels. Please ask your IFCCT representative for further details.

HOW TO BOOK

-  Complete your booking registration online at www.faircount.com/ifcctcayman.com
-  Complete this form, photocopy and fax back to Training Dept. +44 (0)20 7117 3338
-  Speak to one of our senior representatives on +44 (0)20 7428 7000
-  Complete form and send with cheque or proof of telegraphic transfer to: Faircount Media Group, 5 Ella Mews, London NW3 2NH, UK. (If sending a cheque under separate cover, please make the names of delegates clear)

5 Ella Mews, London NW3 2NH, UK
t +44 (0)20 7428 7000
f +44 (0)20 7117 3338
e ifcct@faircount.co.uk

DETAILS OF ORGANISATION

1. PLEASE FILL OUT USING BLOCK CAPITALS

Full name

Job title/function

Company

Address

Telephone Fax

E-mail

*** I confirm I am duly authorised to make this booking and have read and agreed to the organiser's terms and conditions on the following page**

Authorised signatory

Date

2. BOOKING DETAILS

Please denote the package and no. of delegates required below:-

| | | | |
|--|--------------|----------|---------------------------------------|
| <input type="checkbox"/> x 5 day non residential | at £2,750 pp | subtotal | <input type="text"/> |
| <input type="checkbox"/> x 3 day non residential | at £1,950 pp | subtotal | <input type="text"/> |
| <input type="checkbox"/> x 2 day non residential | at £1,545 pp | subtotal | <input type="text"/> |
| <input type="checkbox"/> Multiple booking discount (if applicable) | | subtotal | <input type="text"/> |
| <input type="checkbox"/> Early bird discount (if applicable) | | subtotal | <input type="text"/> |
| *includes all state and local taxes in effect at time of check in and service charges | | | TOTAL GBP <input type="text"/> |

3. DEPOSIT

A 10% deposit is required to secure booking. Please debit my credit card accordingly. 1.75% service charge will be added to Visa/Mastercard bookings. 3.35% will be applied for AMEX


 
 

Card no

3/4 digit security code Expiry date

Name on card

Billing address

Signed

Date

4. BALANCE OF PAYMENT

Due within 14 days of booking. Please acknowledge here that an invoice should be raised to your company for payment by Cheque / Telegraphic

5. DELEGATE DETAILS

Please enter the names of all delegates below (if undetermined leave blank):-

Delegate 1

Position

Delegate 2

Position

Delegate 3

Position

Delegate 4

Position

PLEASE ENCLOSE ADDITIONAL SHEET IF MORE THAN 4 DELEGATES

IFCCT TERMS & CONDITIONS

1 Definitions and interpretations

| | |
|---------------------|--|
| Agreement | means any agreement between the Organiser and the Customer which incorporates these terms and conditions; |
| Booking | means a booking request to attend the Event made by the Customer and accepted by the Organiser; |
| Booking Form | means the booking form submitted by the Customer to the Organiser; |
| Customer | means any natural person, corporate or unincorporate body (whether or not having separate legal personality) who enters into an Agreement; |
| Event | means the CIFSA Advanced Financial Crime Training Week, organised by IFCCT, to be held in Grand Cayman, between 8-12 December 2008 |
| Fee | means the total fee payable by the Customer to the Organiser as set out in the Booking Form. |
| Organiser | means Faircount Limited t/a Faircount Media Group and/or International Financial Crime Prevention & Compliance Training (IFCCT); |

2 The Agreement

- 2.1 These conditions shall constitute the entire agreement between the Organiser and the Customer and shall prevail over any inconsistent terms or conditions contained or referred to in the Booking Form, confirmation, or acceptance of a Booking or implied by law, trade custom, practice or course of dealing.
- 2.2 The Customer acknowledges and agrees that in entering into this Agreement it does not do so on the basis of and does not rely on any undertaking, promise assurance, statement, representation, warranty or other provision (whether in writing or not) of any person.

3 Formation of Contract

- 3.1 This brochure represents an invitation to treat by the Organiser. No contract shall exist between the Customer and the Organiser until the Organiser has received and accepted the Customer's signed Booking Form and sent to the Customer confirmation in writing to the address, fax number or email address the Customer has given on the Booking Form.
- 3.2 Submission of the Booking Form by the Customer on line (<http://www.faircount.com/ifcctantigua2009>), by fax (+44 (0)20 7117 3338), or by post Faircount Media Group, 5 Ella Mews, London NW3 2NH, UK), or a request for a Booking by telephone on (+44 (0)20 7428 7000) shall each constitute a formal offer by the Customer to enter into a legally binding contract with the Organiser based upon these conditions. The Organiser reserves the right not to accept the offer of a booking made by the Customer.

4 The Event

- 4.1 The Organiser shall organise the Event with reasonable skill and care.
- 4.2 The Organiser reserves the right to make any changes to the Event which are necessary to conform with any applicable statutory requirements or which do not materially affect the nature or quality of the Event.
- 4.3 The Organiser may correct any typographical or any other errors or omissions in any brochure, Booking Form or promotional literature, relating to the Event, without any liability to the Customer.
- 4.4 The Event shall include: in the case of a residential booking, accommodation on a half board basis (which shall include bed, breakfast and buffet lunch at the venue; and in the case of a non-residential booking, buffet lunch at the venue. In each case, course materials will be included.

5 Insurance

- 5.1 The Customer agrees that all attendees listed in its Booking shall have separate and adequate insurance cover to protect their property against the risk of injury or harm accruing to them as a result of attending the Event.

6 Price and payment

- 6.1 At the time that the Customer submits a Booking Form the Customer shall provide to the Organiser its debit or credit card details or, in the case of submission of a Booking Form by post only, the Customer may provide a cheque in the sum of the Fee, payable to "Faircount Media Group". The Fee and any other charges payable under these conditions shall be deducted (or in the case of a cheque, cashed) by the Organiser at the time the Organiser sends to the Customer confirmation of the Booking.
- 6.2 Failure to pay the Fee at the time the Organiser sends to the Customer confirmation of the Booking shall result in the cancellation of the Booking without any liability whatsoever to the Organiser.
- 6.3 The Fee and any other charges payable is exclusive of value added tax and any other applicable taxes, rates, governmental levies or duty.
- 6.4 All amounts shall be paid by the Customer in full without any deduction or withholding other than as required by law. The Customer shall not be entitled to assert any credit, set off or counterclaim against its liability to the Organiser.

- 6.5 Without prejudice to any other right or remedy that it may have, the Organiser reserves the right to charge interest on sums overdue on a daily basis (as well as before and after judgement) at a rate of 2% above the base rate of Barclays Bank plc from time to time in force, compounded quarterly and payable on demand and the Organiser may claim interest under the Late Payment of Commercial Debts (Interest) Act 1998.

7 Intellectual property rights

- 7.1 All rights, title and interest (including copyright and any other intellectual property rights) in this brochure and any promotional material produced and/or supplied by the Organiser in relation to the Event shall remain the property of the Organiser.

8 Limitation of liability

- 8.1 The Organiser shall use reasonable care and skill to organise the Event. However, the Organiser shall not supply the accommodation, transport, catering or any other facility offered at the Event and shall not accept responsibility for circumstances which fall outside of the direct control of the Organiser, its employees, servants or agents.
- 8.2 The Organiser gives no warranty about the Event as to its quality, suitability or otherwise, other than as set out in these terms and conditions. All warranties, conditions and other terms implied by statute or common law are, to the fullest extent permitted by law, excluded from this Agreement.
- 8.3 The Organiser shall have no responsibility for loss or damage to goods, luggage, personal property or personal effects.
- 8.4 Save in respect of death or personal injury caused by the Organiser's negligence or as expressly provided in these conditions, to the extent that the Organiser has any liability to the Customer the Organiser shall not be liable to the Customer by reason of any representation unless fraudulent or any implied warranty, condition or other term or any duty of common law for any loss of profit or any indirect, special or consequential loss, damage, costs, expenses or other claims (whether caused by the negligence of the Organiser, its servants or agents or otherwise) which arise out of or in connection with the Event (including any delay in providing or failure to provide the Event) and the entire liability of the Organiser under and in connection with the Agreement shall not exceed the Fee.

9 Data protection

- 9.1 The Customer acknowledges and agrees that details of its name, address and payment record may be submitted to a credit reference agency, and personal data shall be processed by the Organiser in connection with arranging the Event.
- 9.2 The Customer acknowledges and agrees that details of its name, address and contact details may be used by the Organiser to provide details of other events or marketing information. If the Customer does not wish to receive such information, it should notify the Organiser in writing.

10 Cancellation by the Customer

- 10.1 Any request for the cancellation of a Booking shall be made by the Customer in writing to the Organiser.
- 10.2 If the Customer cancels the booking or reduces the number of attendees no refund shall be payable by the Organiser to the Customer in respect of such cancellation and any Fee or part thereof which is unpaid by the Customer shall become immediately due and payable. If the Organiser has already sent to the Customer the tickets or admission documents, the Customer shall return such items to the Organiser immediately.

11 Force majeure

The Organiser shall not be liable to the Customer or be deemed to be in breach of these conditions by reason of any delay or the failure to perform its obligations and its obligations shall be suspended during the period and to the extent that it is prevented or hindered from complying with its obligations by any cause beyond its reasonable control, including, but not limited to, acts of God, fire, strikes, work stoppages, slow-downs, or other industrial disputes, accidents, riots or civil disturbances, acts of government, inclement weather, import or export regulations or embargoes, non-receipt in good time of necessary data, information or materials (if the Customer agreed to supply any such data, information or materials), delays by suppliers or material shortages.

12 Notice

- 12.1 Any notice or communication required to be given shall be in writing and shall be given by sending the same by first class prepaid letter or facsimile transmission addressed to the parties at their respective addresses and facsimile numbers set out on the Booking Form or such other address as may be notified from time to time by either party to the other in accordance with this condition 12.
- 12.2 Any notice so sent shall be deemed to have been given on the second day after post if it is sent by first class post, on the date of transmission in the case of a facsimile or on the date of delivery if it is delivered by hand.

13 Waiver and variation

- 13.1 A waiver of any right under these conditions is only effective if it is in writing and it applies only to the person to whom the waiver is addressed and the circumstances for which it is given.
- 13.2 No variation of these conditions shall be valid unless it is in writing and signed on behalf of the Organiser and the Customer.

14 Partial invalidity

- 14.1 If any condition proves to be legally invalid this shall not affect the validity of the remaining conditions which shall continue in full force and effect.
- 14.2 If any invalid, unenforceable or illegal condition would be valid, enforceable or legal if some part of it were deleted, that condition shall apply with whatever modification is necessary to make it valid, enforceable and legal.

15 Assignment

- 15.1 The Organiser may at any time assign, transfer, charge, subcontract or deal in any other manner with all or any of its rights or obligations under this Agreement.

16 Governing law and jurisdiction

This Agreement shall be governed by and construed in accordance with the laws of England and Wales and the Organiser and the Customer hereby agree to submit to the exclusive jurisdiction of the English Courts.

17 Third Party Rights

This Agreement is made for the benefit of the Organiser and the Customer and (if applicable) their successors and permitted assigns and is not intended to benefit, or be enforceable by, anyone else.