

CMDP: MODULE 4 EMERGING AND CURRENT REGULATORY ISSUES IN THE CAPITAL MARKET

LIVE WEBINAR AVAILABLE ON
25 FEBRUARY 2022 | 10.00AM - 12.30PM



Learning Hours:
2.5 Hours

Fees:
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PROGRAMME OVERVIEW

Licensed intermediary institutions play an important systemic role in the capital market eco-system. The growth or decline of the capital market is influenced by, among others, the success and failure of these institutions. Hence, the quality of leadership at these institutions is paramount. Kiel et al (2012) suggest four levels of competence required on a board. They are as follows:

Industry: Experience in and knowledge of the industry in which the organisation operates

Technical: Technical/professional skills and specialist knowledge to assist with ongoing aspects of the board's role

Governance: The essential governance knowledge and understanding all directors should possess or develop if they are to be effective board members

Behavioural: The attributes and competencies enabling individual board members to use their knowledge and skills to function well as team members and to interact with key stakeholders

PROGRAMME OBJECTIVE

The Capital Market Director Programme is an exclusive platform for directors (and other senior leaders) of licensed intermediary institutions to be equipped with the relevant knowledge, skills and abilities (basic to intermediate level) to meet the four levels of competence as described above. The programme is also designed to allow directors and other participants to explore and deliberate on pertinent issues affecting the industry from multi-stakeholders' perspectives. The specific objectives of the programme are as follows:

- Equip members of the board with knowledge and skills to provide leadership and oversight of the running of the licensed intermediary institutions.
- Assist directors of licensed intermediary institutions to be an effective member of the board through latest developments in regulations and challenges, business and governance, in the capital market.
- Promote a thorough understanding of the role of the Securities Commission in regulating a dynamic and competitive capital market.

This programme aims to strengthen intermediation standards and capabilities as espoused by the Capital Market Masterplan 2 (CMP2).

ICF COMPETENCY LEVEL

- Core - Risk Management (Proficiency Level 4)
- Foundational (Product) - Capital Market Environment (Proficiency Level 4)
- Behavioural (Organisational Leadership) - Strategic Thinking (Proficiency Level 4)

TARGET AUDIENCE

Individuals
Newly appointed directors and directors of CMSL holders

SPEAKERS



NIZAM ISMAIL

Nizam Ismail is CEO and Founder of Ethikom Consultancy, a compliance-focused business consultancy, which works with financial institutions and FinTech firms globally.

He was formerly a Partner and Head of Financial Services in a law firm, and Co-Founder of a compliance consultancy in Southeast Asia.

Nizam draws upon his previous regulatory experience as Head of the Market Conduct Policy Division of the Monetary Authority of Singapore, his compliance background as Head of Compliance for Southeast Asia at Lehman Brothers and Morgan Stanley, and his legal background as Deputy Public Prosecutor/State Counsel at the Commercial Affairs Department and Senior Legal Counsel at Citigroup, to assist global financial institutions, FinTech firms and corporate clients with various regulatory compliance issues.

Nizam is also a Fellow at the Singapore University of Social Studies. He is also Chairman of the Regulatory and Compliance Sub-Committee of the Blockchain Association of Singapore.

Nizam is recognised as a thought leader in the regulatory compliance space and speaks regularly at international events and webinars.

PROGRAMME

Emerging and Current Regulatory Issues in the Capital Market

- Recognise the emerging issues potentially affecting the business of licensed intermediaries:
 - Systemic risk, prudential standards, capital adequacy and stress test;
 - Reputation risks arising from counterparties and/or service vendors/providers;
 - Remuneration driving malpractices;
 - Not adhering to KYC protocols;
 - Conflicts of interest;
 - Churning customer accounts;
 - Dealing with customer complaints and alternative dispute resolutions;
 - Use of social media (e.g. Facebook and twitter) by market participants and intermediaries to differentiate between advice and guidance;
 - Cyber-threats (including examples below) and the impact on the capital markets:
 - Loss of critical data or data leakage – whether caused by unintentional or deliberate act;
 - Social engineering in which customers are manipulated into disclosing confidential information which could lead to identity thefts, email frauds, and spams; and
 - Loss of control over internet protocol (ip) addresses resulting from distributed denial of service (ddos) attacks.

Learning Objectives/Outcomes

- Discuss and articulate the emerging issues potentially affecting the business of licensed intermediaries;
- Identify and understand the red flags of potential misconducts.

Speaker
Nizam Ismail

1.5 HOURS

The Securities Commission Malaysia: Regulatory Expectations

- Understand the role of the Securities Commission Malaysia as primary stakeholder in ensuring proper conduct through sound appreciation of:
 - SC's supervisory objectives and philosophy;
 - Eleven core principles of SC supervision;
 - Importance of strong compliance framework and culture of compliance;
 - Core supervisory process;
 - Spectrum of supervision including risk posed to the intermediaries from the perspective of conduct, microprudential, AML/CFT and systemic issues; and
 - Common supervisory findings in the areas of
 - Compliance framework and culture;
 - Awareness and understanding of regulatory requirements;
 - Adequacy of resources and controls.
 - Based on interactive discussions regarding red flags identify indicators of possible market misconduct.

Learning Objectives/Outcomes

- Exercise judgement appropriately in ensuring (i) proper conduct of licensed intermediaries and (ii) effective dealings with the regulator – the Securities Commission Malaysia.

Speaker
Anthony David Fernandez

1 HOUR

SPEAKERS

ANTHONY DAVID FERNANDEZ

Anthony has been in charge of the supervision of fund management intermediaries in the Malaysian Capital Market for the last 4 years. He also oversees REITs and a few broking and derivatives intermediaries.

Prior to joining the SC he has 16 years of experience in the banking and stock broking industries, specialising in internal audit and risk management. His last appointment prior to joining the SC was as the Head of Investment Bank audit in a commercial bank.

An accountant by training, Anthony is a Chartered Accountant registered with the Malaysian Institute of Accountants and is a member of the Chartered Institute of Management Accountants (UK), Chartered Global Management Accountant and CPA Australia.

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*The SIDC reserves the right to amend the programme as deemed appropriate as without prior notice.

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