

Anti-Corruption Investigations & Compliance

South Africa

Anti-Corruption enforcement activity is increasingly global. FTI Consulting's Anti-Corruption Investigations & Compliance team provides leading global capabilities to help companies mitigate corruption risk and investigate and prevent corruption issues. Our specialists advise internal and external counsel, government appointed monitors and corporate compliance officers, and help our clients respond to multi-jurisdictional matters arising from alleged violations of the Foreign Corrupt Practices Act ("FCPA"), the UK Bribery Act ("UKBA"), and related global statutes.



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Our services fall into three broad categories:

1. Corruption risk mitigation
2. Investigation of allegations
3. Assistance with remediation

Risk Mitigation

We work with our clients to conduct proactive investigations, enhance compliance programs and perform value-added analysis that help decision makers address and mitigate specific corruption risks.

Our Multi-Disciplinary Team

- designs and implements risk-based compliance programs
- performs geopolitical risk assessments and market entry analysis
- conducts integrity investigations of pre-acquisition targets, agents, resellers and other third-parties, including politically-exposed-persons (PEPs)
- offers FTI COMPLY, an online compliance tool to organise, monitor and centrally manage third-party due diligence
- performs post-acquisition and third-party compliance audits
- trains employees on corporate anti-corruption policies and corporate governance officers on incident response protocols

Investigations

Our multi-disciplinary team of specialist investigators, forensic accountants, forensic lawyers, data analysts and computer forensic experts.

“FTI Consulting experts work collaboratively to reveal the truths underlying a corruption investigation.”

We offer support at every stage of a corruption investigation including:

- collecting information through publicly available material, conducting interviews and investigating beneficial relationships
- identifying and preserving electronic data and hard copy records
- analysing data and uncovering relevant documents and information using advanced analytics applied to unstructured data and state-of-the art tools to analyse structured data sets
- reconstructing accounting records
- combining output with information and evidence gathered elsewhere to establish the fact pattern
- producing a report for key stakeholders based on our investigation that answers the who, what, where, when, how and why?
- identifying control weaknesses and potential gaps in the anti-corruption compliance program and accounting internal controls
- providing information to assist outside counsel on the appropriate case strategy
- creating a crisis communications strategy and tactical implementation plan

Remediation

Following a corruption investigation, we can:

- quantify the proceeds of corruption for disgorgement and recovery purposes
- calculate the company's ability to pay fines to support legal counsel in negotiations with regulators
- act as an independent compliance consultant reporting to the Board
- assist a court-appointed monitor pursuant to a settlement agreement or prosecution
- develop and implement remediation plans to address control weaknesses in a particular business or systemic issues across the anti-corruption compliance program
- develop or modify anti-corruption policies and procedures

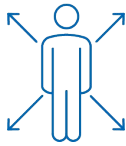
Our Unique Strengths



Internationally recognised leaders in forensic investigations



In-depth experience acting on pan-African and multijurisdictional investigations



Ability to swiftly deploy teams anywhere in the region or the world to conduct a complete investigation



Commercial, pragmatic approach focused on what's best for the client



Integrated, multi-disciplinary team with a mix of specialist skills and industry expertise



Multi-lingual capabilities, with over 20 languages spoken



Innovative use of technology to streamline the investigation process

Our Experience in Africa

Anti-Corruption Compliance at Alternative Energy Company

FTI Consulting has conducted a number of anti-corruption compliance and finance reviews for an alternative energy company, including two of its assets in West Africa. FTI designed a forensic audit protocol and internal audit program to test for the business unit's compliance with the company's policies and procedures as well as its compliance with best practice. FTI's work included performing on-site transactional testing and interviews in Senegal and Rwanda, and providing recommendations in respect of the company's policies, procedures and business practices to make them more robust.

FTI Consulting has offices in Cape Town, Stellenbosch and Johannesburg, which are home to our Forensic & Litigation Investigations, Economic & Financial Consulting, Business Transformation, Corporate Finance and Strategic Communications teams.

And with offices in 29 major financial centres across the globe, we successfully serve clients wherever and whenever challenges and opportunities arise.

FCPA Investigation for Manufacturing Company

FTI Consulting was retained by independent counsel to a diversified manufacturing company to investigate potential violations of the US Foreign Corrupt Practices Act, local anti-bribery laws and allegations of terrorist financing. Our forensic investigation involved financial analyses, systems and controls reviews and transactional testing. In addition we provided forensic technology and investigative due diligence support. We reviewed transactions relating to several North African countries and reported our findings to outside counsel.

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