

Professional Integrity for Testing and Certification Industry – A Perspective from the ICAC

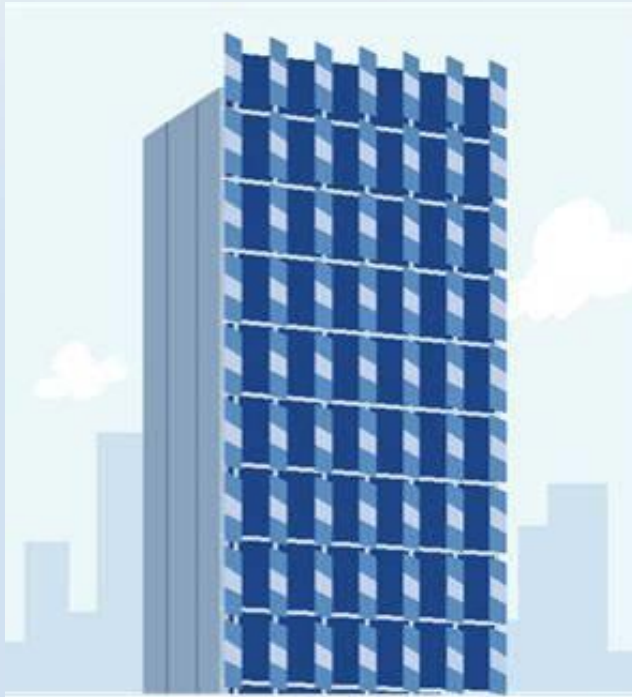


Mr Lawrence CHUNG

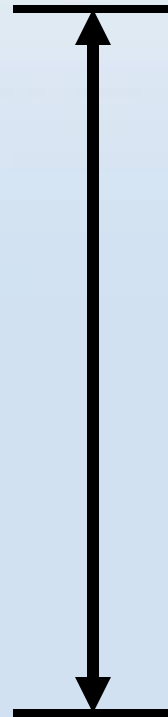
Deputy Executive Director

Hong Kong Business Ethics Development Centre, ICAC

Professional Integrity

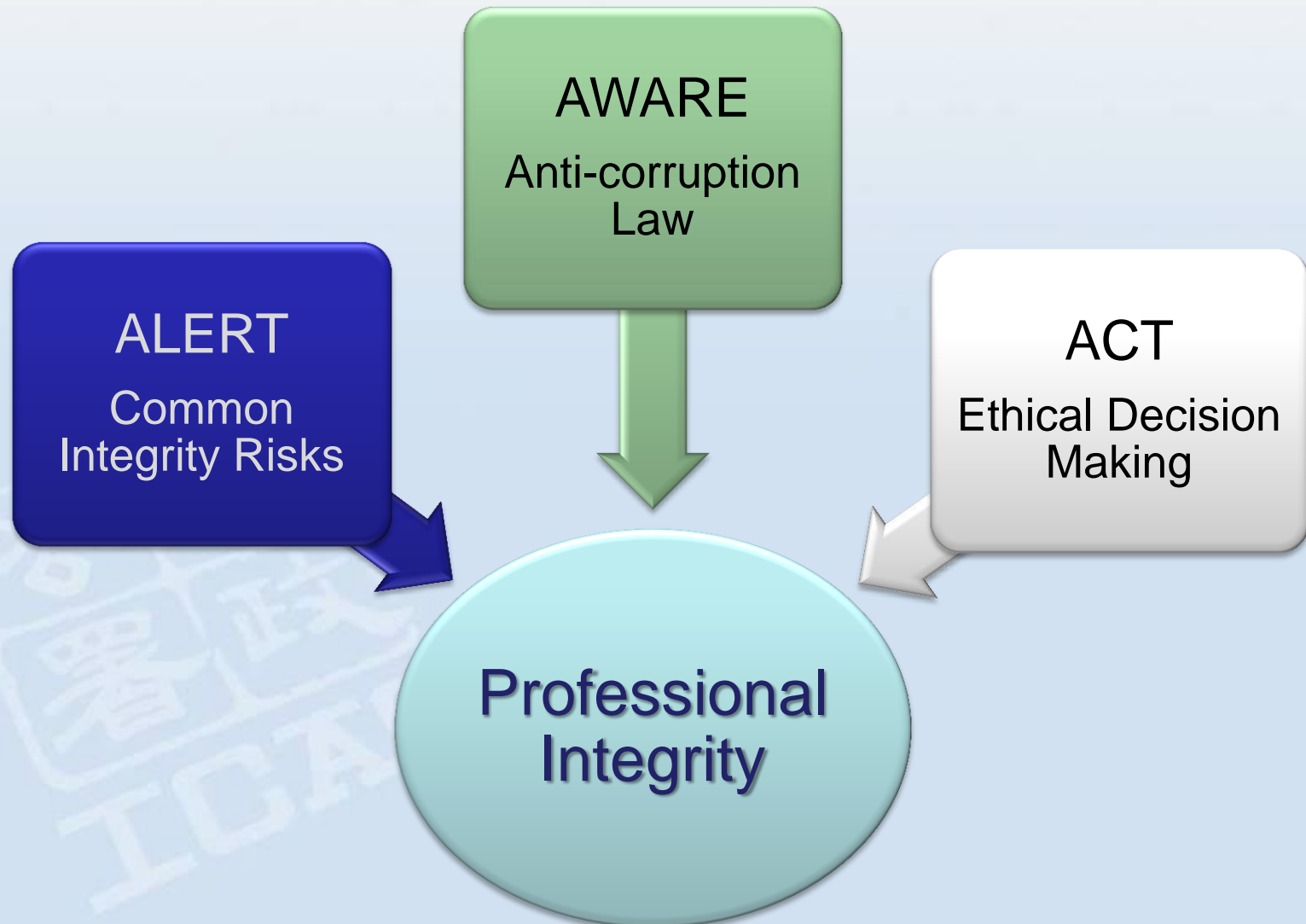


Professional Integrity
(Highest requirement)

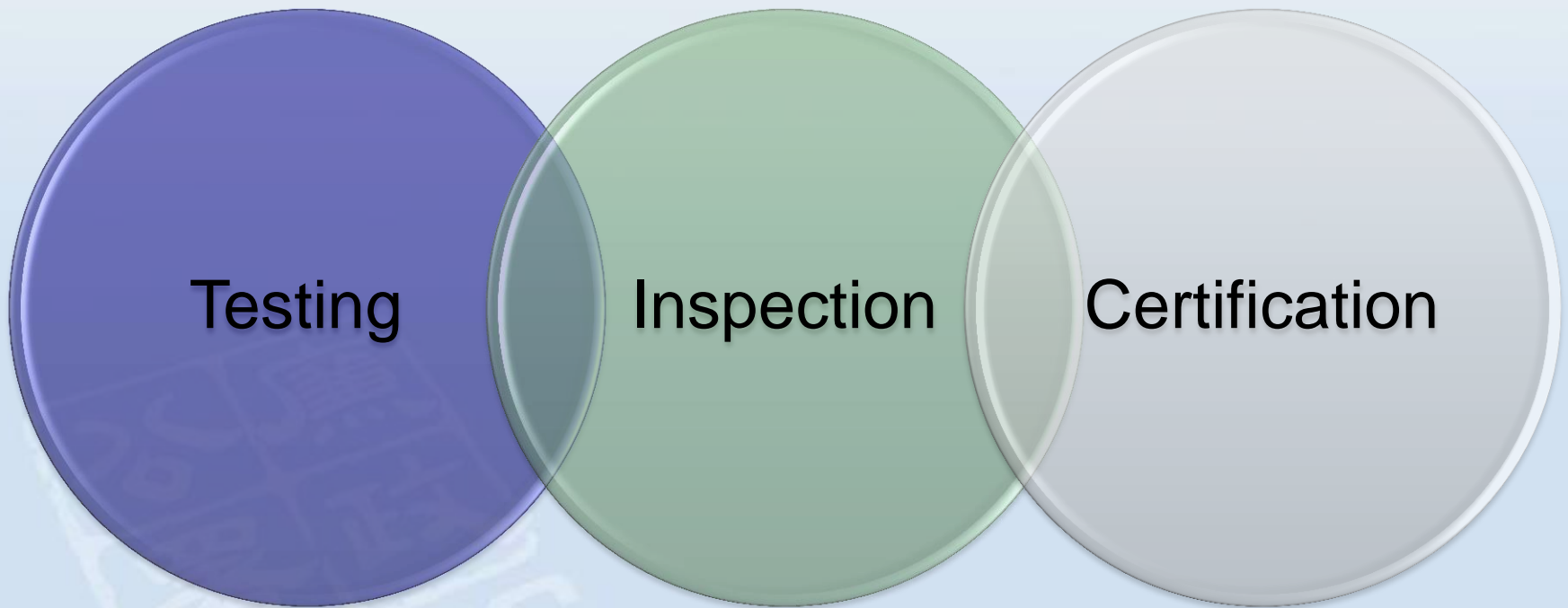


Law
(Minimum requirement)

Content



Testing and Certification Industry



ICAC

Alert: Common Integrity Risks

- Fake test reports / results
- Tamper with test samples
- Lax inspection / audit
- Expedite testing / inspection / certification processes
- Handle confidential information
- Entertainment
- Conflict of interest
- Cross-boundary operations

Aware: Anti-corruption Law

Prevention of Bribery Ordinance (PBO)

- Ensure fair-play
- Protect interest of stakeholders
- Prevent breach of trust between agent and principal
- Govern both the private and public sectors
- Both the offeror and acceptor of a bribe are guilty



ICAC

Prevention of Bribery Ordinance

Section 9 – Corruption in Private Sector

Agent (employee)



Solicits / Accepts an
advantage



An act in relation to the
principal's (employer's)
business



Without approval of principal

Anyone



Offers an advantage



An act in relation to agent's
principal's business



Without approval of agent's
principal

Maximum Penalty

Imprisonment for 7 years & a fine of \$500,000

Advantages



Gift, loan, fee,
reward or
commission



Employment
or contract



Payment,
release or
discharge of
loan or liability



Service or
favour
(except
entertainment)



Exercise of
any right or
power



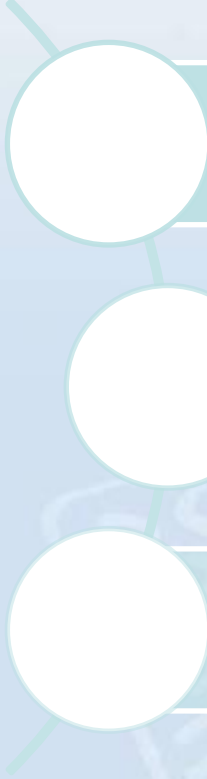
Entertainment

- The provision of food or drink for consumption on the occasion
- Any other entertainment provided at the same time



Prevention of Bribery Ordinance

Section 9(3) – Use of False Documents



Any Agent (employee)

Intends to deceive his principal

Using false / erroneous / defective accounts / documents / receipts

Maximum Penalty

Imprisonment for 7 years & a fine of \$500,000

Cross-boundary operations: Points-to-note

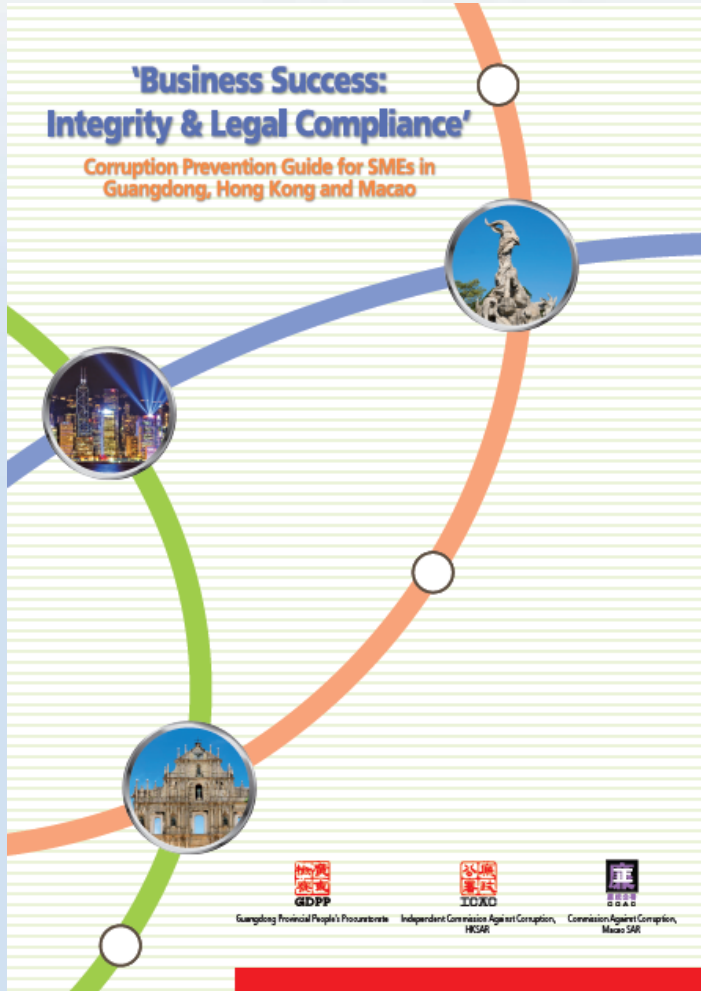
Observe the laws and regulations in respective jurisdictions

Observe internal guidelines on acceptance of entertainment, passage and accommodation from organisations under assessment

PBO can apply when part of the corrupt act takes place in Hong Kong

Report attempted bribery to respective law enforcement agencies

Corruption Prevention Guide for SMEs in Guangdong, Hong Kong & Macao



Anti-corruption laws in Mainland China, Hong Kong and Macao

Ethical risks faced by cross-boundary business operators

Points-to-note of integrity management

Assistance available in the three places

Act: Ethical Decision Making

*Reach an ethical decision through **PLUS** Tests:*



Professional and company code of conduct / ethics



Legal requirements



Uncompromising self values e.g. honesty, fairness, trustworthiness, etc.



Sunshine Test

Corruption Prevention Plan: “Corporate Ethics Compass”

Navigating the right course –

Leadership

Walking the talk –

Code of Conduct



*Enhancing staff
competence – ***Training****

*Strengthening ***control systems*** –*

Best Practices

Hong Kong Business Ethics Development Centre (HKBEDC)



Hotline : 2587 9812
Website : www.hkbedc.icac.hk
e-mail : hkbedc@crd.icac.org.hk

HKBEDC Website (www.hkbedc.icac.hk)





Corruption Prevention Services

Codes of conduct

- Setting the ethical standards

System control

- Minimising the corruption risk

Staff training

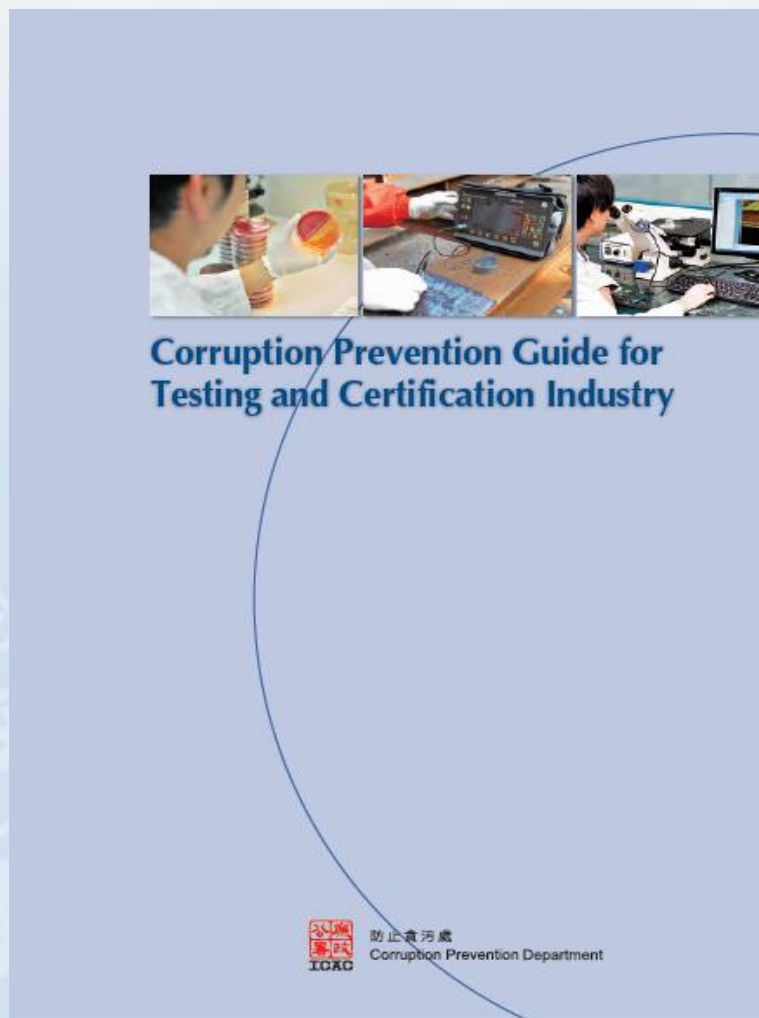
- Cultivating an ethical mindset

Practical Guides

- Providing reference materials

署
ICAC

Corruption Prevention Guide



www.icac.org.hk/filemanager/en/Content_1031/t_and_c.pdf

Report Corruption



**ICAC Report Centre /
7 Regional Offices**



25 266 366 (24 hrs)



GPO Box 1000, HK

THANK YOU!

