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ACAMS Certified Anti-Money Laundering Specialists (the 6th edition) Sample Questions (Q340-Q345):

NEW QUESTION # 340

The Head of Compliance was informed by external auditors of a finding that indicates an element of AML policy failed to comply with the regulatory requirement. Which action should the Head of Compliance take next?

- A. Inform the compliance team about the finding.
- **B. Submit a corrective action plan with a target timeline.**
- C. Make necessary updates to AML policy documents.
- D. Agree immediately and provide corrective actions.

Answer: B

Explanation:

The Head of Compliance is responsible for overseeing and managing the AML compliance program of the organization. When an external auditor identifies a finding that indicates a failure to comply with a regulatory requirement, the Head of Compliance should take prompt and appropriate action to address the issue and prevent recurrence. The best course of action is to submit a corrective action plan with a target timeline to the auditor and the relevant regulator, demonstrating the organization's commitment to remediate the finding and improve its AML compliance program. The corrective action plan should include the root cause analysis of the finding, the specific actions to be taken, the responsible parties, the expected outcomes, and the deadlines for completion. The Head of Compliance should also monitor the progress of the corrective action plan and report any updates or challenges to the auditor and the regulator.

References: = Some of the references that support this answer are:

JPMorgan Chase & Co. Global Anti-Money Laundering Compliance Program, page 2: "The Firm's Global Head of Financial Crimes Compliance is responsible for overseeing the implementation and effectiveness of the AML Program and reports to the Firm's Chief Compliance Officer. ... The Global Head of Financial Crimes Compliance is also responsible for ensuring that the Firm responds appropriately to any regulatory inquiries, examinations, or investigations relating to AML matters, and that any identified issues or deficiencies are promptly remediated." The Board's Role in AML Compliance, Section "Board Oversight of AML Compliance Program": "The board should also ensure that the institution has a process in place to identify, report and correct any compliance deficiencies or violations in a timely manner. This includes ensuring that the institution responds to any regulatory inquiries, examinations or enforcement actions, and implements any required corrective actions." AML Compliance Officer: the Role, Skills, and Responsibilities, Section "AML Compliance Officer Responsibilities": "The AML Compliance Officer is also responsible for: ... Reporting to the regulators and auditors on the AML compliance program and its effectiveness; ... Developing and implementing corrective action plans for resolution of problematic issues, and providing general guidance on how to avoid or deal with similar situations in the future."

NEW QUESTION # 341

A junior account manager within an international private bank in Country A was asked by one of his valued customers, who has held an account for several years in the institution, about depositing a large sum of cash into her account. The junior account manager informed his customer that his bank does not accept cash. The junior account manager later reviewed a customer activity report and noticed a number of smaller dollar wires from banks in neighboring Country B, which has lax currency controls, that totaled about as much as the customer intended to deposit.

What should the junior account manager do?

- A. File a suspicious transaction report with the Financial Intelligence Unit
- **B. Notify the anti-money laundering specialist of his bank, but do not call the customer**
- C. Offer the customer a more secure method of depositing in the hope of learning something more during the conversation
- D. Close the account

Answer: B

NEW QUESTION # 342

What are two reasons physical certificates present a money laundering risk to broker-dealers? (Choose two.)

- **A. There is little information readily available to the broker confirming the source of the funds**
- B. The trade information on a physical certificate can be easily altered
- **C. Physical certificates may be provided to nominees for deposit or settled in off-market transactions**
- D. Physical certificates do not expire and may be held by the owner for perpetuity

Answer: A,C

Explanation:

Explanation

NEW QUESTION # 343

Which actions are involved when a prosecutor instructs a bank to freeze the assets and bank accounts held by one of its clients? (Choose three.)

- **A. The institution should obtain a copy of the court order to freeze the assets of the named individuals.**
- B. The institution does not need to comply with the request if the client's assets make the task unusually difficult or complex to

access.

- C. Extend the account and asset freeze to the client's family members as a precautionary measure.
- D. Inform other banks in the same geographical area to freeze the client's assets if they are a member of that bank, too.
- E. An affidavit must accompany the freeze order for the bank to comply with the request.
- F. Ensure the client and beneficiaries are unable to access any frozen assets during the freeze order.

Answer: A,E,F

Explanation:

When a prosecutor instructs a bank to freeze the assets and bank accounts held by one of its clients, the bank must take the following actions:

Ensure the client and beneficiaries are unable to access any frozen assets during the freeze order. This means the bank must prevent any withdrawals, transfers, payments, or other transactions from the frozen accounts or assets. The bank must also notify the client and beneficiaries of the freeze order and the reason for it. The bank must comply with the freeze order until it is lifted by the court or the prosecutor¹².

An affidavit must accompany the freeze order for the bank to comply with the request. An affidavit is a sworn statement that provides the legal basis and evidence for the freeze order. The affidavit must specify the name of the client, the amount and location of the assets to be frozen, the nature and source of the funds, the suspected criminal activity, and the legal authority for the freeze order³.

The institution should obtain a copy of the court order to freeze the assets of the named individuals. A court order is a legal document that authorizes the bank to freeze the assets and accounts of the client. The court order must be signed by a judge or a magistrate and must include the same information as the affidavit. The bank should keep a copy of the court order for its records and to verify its validity.

Frozen Bank Account: Here's What You Need to Know

Why Is My Bank Account Frozen? - Investopedia

What Is a Frozen Account? What Causes It and How to Unfreeze It

[Freezing Orders - Practical Law]

[Freezing Orders - The Law Society]

[Freezing Orders - LexisNexis]

NEW QUESTION # 344

What is a major economic consequence of money laundering through the use of front companies?

- A. Placing more emphasis on manufacturing
- B. Aligning management principles between criminal enterprises and legitimate businesses
- C. Weakening of the legitimate private sector
- D. Creating a more competitive pricing environment

Answer: C

Explanation:

Explanation

Undermining the Legitimate Private Sector: One of the most serious microeconomic effects of money laundering is felt in the private sector. Money launderers are known to use front companies: businesses that appear legitimate and engage in legitimate business but are in fact controlled by criminals who commingle the proceeds of illicit activity with legitimate funds to hide the ill-gotten gains.

These front companies have a competitive advantage over legitimate firms as they have access to substantial illicit funds, allowing them to subsidize products and services sold at below market rates. This makes it difficult for legitimate businesses to compete against front companies. Clearly, the management principles of these criminal enterprises are not consistent with traditional free market principles, which results in further negative macroeconomic effects

NEW QUESTION # 345

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