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ACAMS Certified Anti-Money Laundering Specialists (the 6th edition) Sample Questions (Q741-Q746):

NEW QUESTION #741

the Financing of Terrorism (CFT)]

How can a financial institution verify the nature and purpose of a business and its legitimacy?

- A. By using an independent information verification process, such as by accessing public and private databases
- B. By undertaking a company search or other commercial inquires to see that the institution has not been, or is not in the process of being dissolved of terminated
- C. By reviewing a copy of the corporation's latest audited reports and accounts
- D. By reviewing the company's website

Answer: A

Explanation:

A financial institution can verify the nature and purpose of a business and its legitimacy by using an independent information verification process, such as by accessing public and private databases. This method can help the financial institution to check the names of businesses against anti-money laundering (AML) watchlists, parse and analyze ownership information to determine beneficial ownership structure, and run the beneficial owners themselves through identity verification and AML watchlist checks1. This can also help the financial institution to comply with the regulatory requirements for customer due diligence (CDD), which include obtaining and analyzing sufficient customer information to understand the nature and purpose of customer relationships for the purpose of developing a customer risk profile2. Other methods, such as reviewing a copy of the corporation's latest audited reports and accounts, undertaking a company search or other commercial inquiries, or reviewing the company's website, may not provide sufficient or reliable information to verify the nature and purpose of a business and its legitimacy.

Customer due diligence for banks by the Basel Committee on Banking Supervision, October 2001. How to Verify Legitimate Businesses and Merchants by Trulioo, March 2021.

NEW QUESTION #742

An analyst reviewing trade finance transactions notices an increase in price of 25% over 12 months for commodities with the same specification and quantity. Which action should the analyst take?

- A. Produce an investigation report that finds evidence to substantiate the analyst's suspicion and submit a SAR/STR.
- B. Produce a SAR/STR that describes apparent trade-based money laundering and submit to the Financial Investigation Unit (FIU).
- C. Produce an investigation report that considers client activity and factors that may have legitimately affected transaction
 cost.
- D. Produce an updated due diligence record for the client so that monitoring can be enhanced.

Answer: C

Explanation:

Trade finance transactions involve the financing of the movement of goods and services across borders. Trade finance products include letters of credit, guarantees, documentary collections, open account, and supply chain finance. Trade finance transactions are exposed to various risks, such as credit risk, operational risk, fraud risk, and money laundering risk. Money laundering risk refers to the possibility that trade finance transactions are used to conceal the origin, ownership, or destination of illicit funds, or to evade taxes, sanctions, or exchange controls. Trade-based money laundering (TBML) is a form of money laundering that involves the manipulation of trade transactions, such as mispricing, misinvoicing, over- or under-shipping, or falsifying documents, to transfer value or obscure the true nature of the funds 12.

An analyst reviewing trade finance transactions should be alert to any red flags or indicators of potential TBML, such as significant discrepancies between the value or quantity of the goods and the invoice, payment, or contract; unusual or complex shipment routes or methods; involvement of high-risk jurisdictions, entities, or commodities; or lack of transparency or documentation of the trade transaction12. If the analyst notices an increase in price of 25% over 12 months for commodities with the same specification and quantity, this could be a sign of mispricing, which is a common technique of TBML. Mispricing involves inflating or deflating the price of the goods to transfer value or evade taxes or duties. For example, an exporter may overprice the goods to move funds out of a country with exchange controls, or an importer may underprice the goods to reduce the customs duty payable12.

However, an increase in price of 25% over 12 months for commodities with the same specification and quantity does not necessarily indicate TBML, as there could be other legitimate factors that may have affected the transaction cost, such as market fluctuations, supply and demand, quality, transportation, insurance, or other fees. Therefore, the analyst should not jump to the conclusion that TBML is occurring, but rather conduct a thorough investigation to verify the validity and rationale of the price change. The analyst should produce an investigation report that considers the client activity and factors that may have legitimately affected the transaction cost, such as:

The nature and purpose of the client's business and trade activities

The client's profile, risk rating, and transaction history

The source and destination of the funds and the goods

The market price and trends of the commodities involved

The contractual terms and conditions of the trade transaction

The supporting documents, such as invoices, bills of lading, certificates of origin, inspection reports, etc.

The due diligence and verification procedures performed by the bank or the third parties The compliance with the relevant laws, regulations, and standards of the jurisdictions involved The investigation report should document the findings, analysis, and conclusions of the analyst, and provide evidence and references to support the assessment. The investigation report should also include any recommendations or actions to be taken by the bank or the authorities, such as:

Requesting additional information or clarification from the client or the counterparties Conducting enhanced due diligence or monitoring of the client or the transaction Escalating the case to the senior management or the compliance department Reporting the case to the Financial Investigation Unit (FIU) or the relevant regulator Filing a Suspicious Activity Report (SAR) or a Suspicious Transaction Report (STR) if there are reasonable grounds to suspect TBML or other criminal activity Therefore, the best action for the analyst to take is to produce an investigation report that considers the client activity and factors that may have legitimately affected the transaction cost, as this would allow the analyst to determine whether the price increase is justified or indicative of TBML, and to take appropriate measures accordingly.

Trade Finance and Trade-Based Money Laundering

Trade-Based Money Laundering: Red Flag Indicators

NEW QUESTION #743

What is the importance of a risk-based approach (RBA) and building controls commensurate with risks?

- A. An RBA makes it easier for organizations to implement controls faster to counter all applicable risks.
- B. An RBA more clearly dictates which resources are to be used to control an organization's overall residual risks.
- C. An RBA is internationally accepted by customers and stakeholders, making it a more appropriate risk control mechanism.
- D. An RBA allows organizations to adopt a more flexible set of measures and to use resources more effectively to control specific risks.

Answer: D

Explanation:

A Risk-Based Approach (RBA) allows financial institutions to allocate compliance resources effectively and prioritize higher-risk areas for enhanced due diligence (EDD).

Option A (Correct): An RBA enables institutions to tailor their AML controls based on risk exposure, ensuring better resource allocation.

Option B (Incorrect): While RBA improves efficiency, it does not guarantee faster implementation of controls.

Option C (Incorrect): RBA is a regulatory requirement, but it is not necessarily determined by customer acceptance.

Option D (Incorrect): RBA provides guidance on risk mitigation, but it does not dictate specific resource usage.

Benefits of a Risk-Based Approach (RBA):

Efficient use of compliance resources by focusing on high-risk transactions, customers, and geographies.

Regulatory compliance alignment with FATF, Basel Committee, and Wolfsberg Group AML principles.

Flexibility to adjust AML controls as new threats emerge.

Best Practices for Implementing RBA in AML Compliance:

Conduct enterprise-wide risk assessments (EWRAs).

Classify customers and transactions based on risk levels.

Apply enhanced due diligence (EDD) for high-risk clients.

Reference:

FATF Recommendation 1 (Risk-Based Approach to AML)

Basel Committee's Risk-Based AML Compliance Guidelines

Wolfsberg Group Principles on Risk-Based Compliance

NEW QUESTION #744

A compliance officer learns from an Information Technology (IT) source of a potential new financial service being discussed by the new product approval committee.

What is the correct next course of action?

- A. Request that the new product approval committee include the compliance officer.
- B. Go to the board of directors and try to shut the new service down immediately because the committee didnot communicate with the compliance officer.
- C. Start initial research into potential risks but wait until notified that the service has been approved by the committee before initiating extensive research.
- D. Get as much information as possible from the source so that potential risks can be researched and a reportprepared and presented to the head of marketing.

Answer: A

Explanation:

The correct next course of action is to request that the new product approval committee include the compliance officer. This is

because the compliance officer has the responsibility to ensure that the new financial service complies with the applicable laws, regulations, and standards, and does not pose any undue risks to the institution or its customers. The compliance officer should be involved in the new product development process from the beginning, and provide guidance and feedback on the potential compliance implications and requirements of the new service 12.

1:

CAMS Certification Package - 6th Edition | ACAMS, Chapter 6: Developing an Effective Anti-Money Laundering Program, p. 121-122 2: FATF Guidance: The Role of Hawala and Other Similar Service Providers in Money Laundering and Terrorist Financing, October 2013, p. 28, http://www.fatf-gafi.org/media/fatf/documents/reports/Role-of-hawala-and-similar-in-ml-tf.pdf

NEW QUESTION #745

the Financing of Terrorism (CFT)]

The branch manager calls the compliance officer and informs her that a law enforcement officer has just left the branch and was asking a lot of questions and left a business card.

What should the compliance officer do?

- A. Follow up to verify that the officer received all necessary information
- B. Verify that the reported officer was an actual authorized representative
- C. File a suspicious transaction report
- D. Require the branch manager to write a detailed memo about the request

Answer: B

Explanation:

According to the ACAMS study guide, one of the best practices for dealing with law enforcement inquiries is to verify the identity and authority of the law enforcement officer before providing any information (p. 224).

This is to ensure that the inquiry is legitimate and not a phishing attempt or a breach of confidentiality. The compliance officer should also document the inquiry and the information provided, and consult with legal counsel if necessary. The other options are not appropriate, as they may either violate the law, compromise the investigation, or create unnecessary work.

ACAMS. (2020). Study Guide for the Certification Examination for Anti-Money Laundering Specialists (6th ed.). Miami, FL:

What Is An AML Officer1

NEW QUESTION #746

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