

NOCLAR—PROPOSED RESPONSE FRAMEWORK

Objectives – All Categories of Professional Accountants (PAs)

In acting in the public interest:

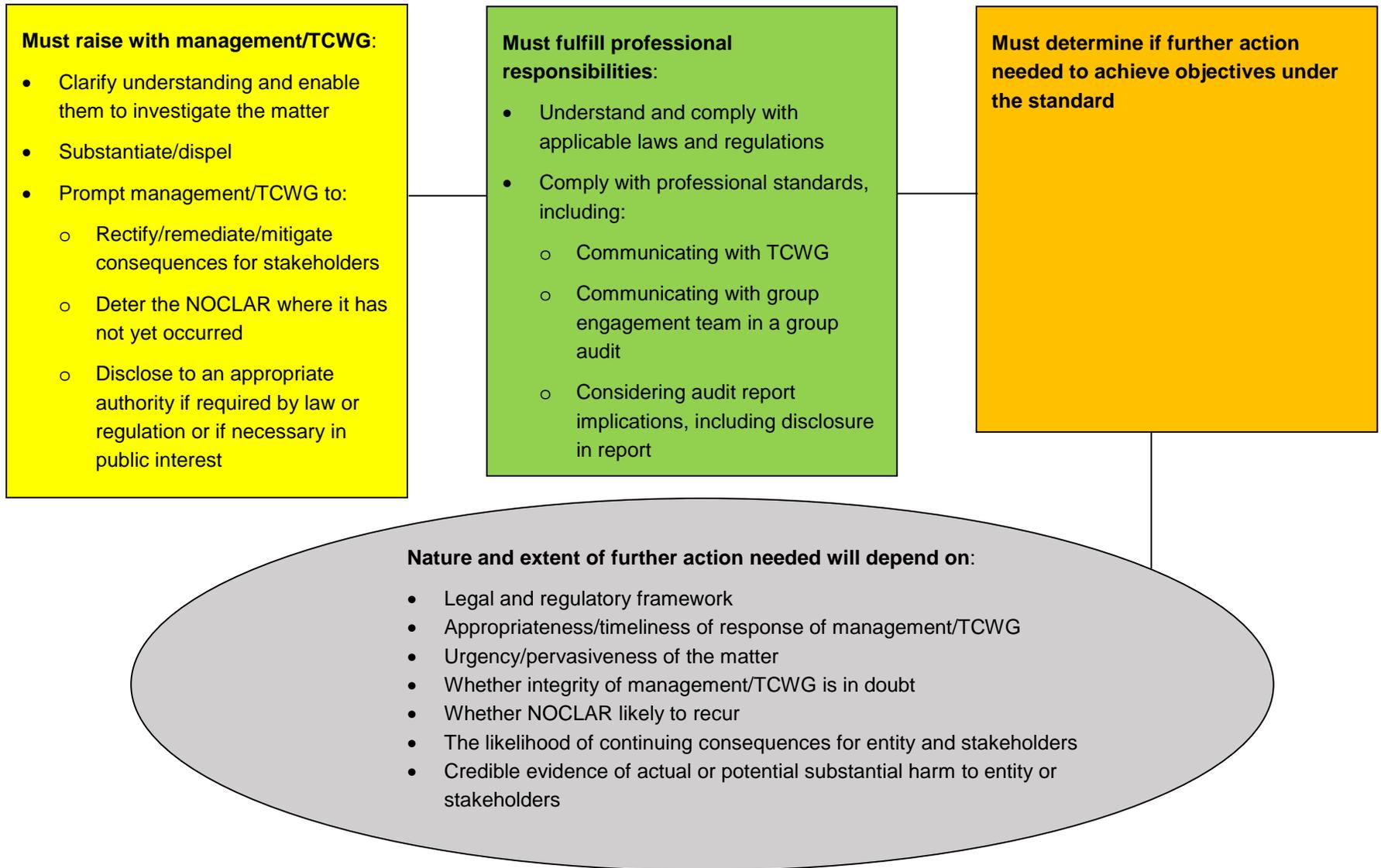
- To comply with fundamental principles of integrity and professional behavior
- Through alerting management or, where appropriate, TCWG, to seek to:
 - Have them rectify, remediate or mitigate the consequences of identified or suspected NOCLAR
 - Deter the commission of NOCLAR where it has not yet occurred
- To take such further action as may be needed in the public interest

Scope – All PAs

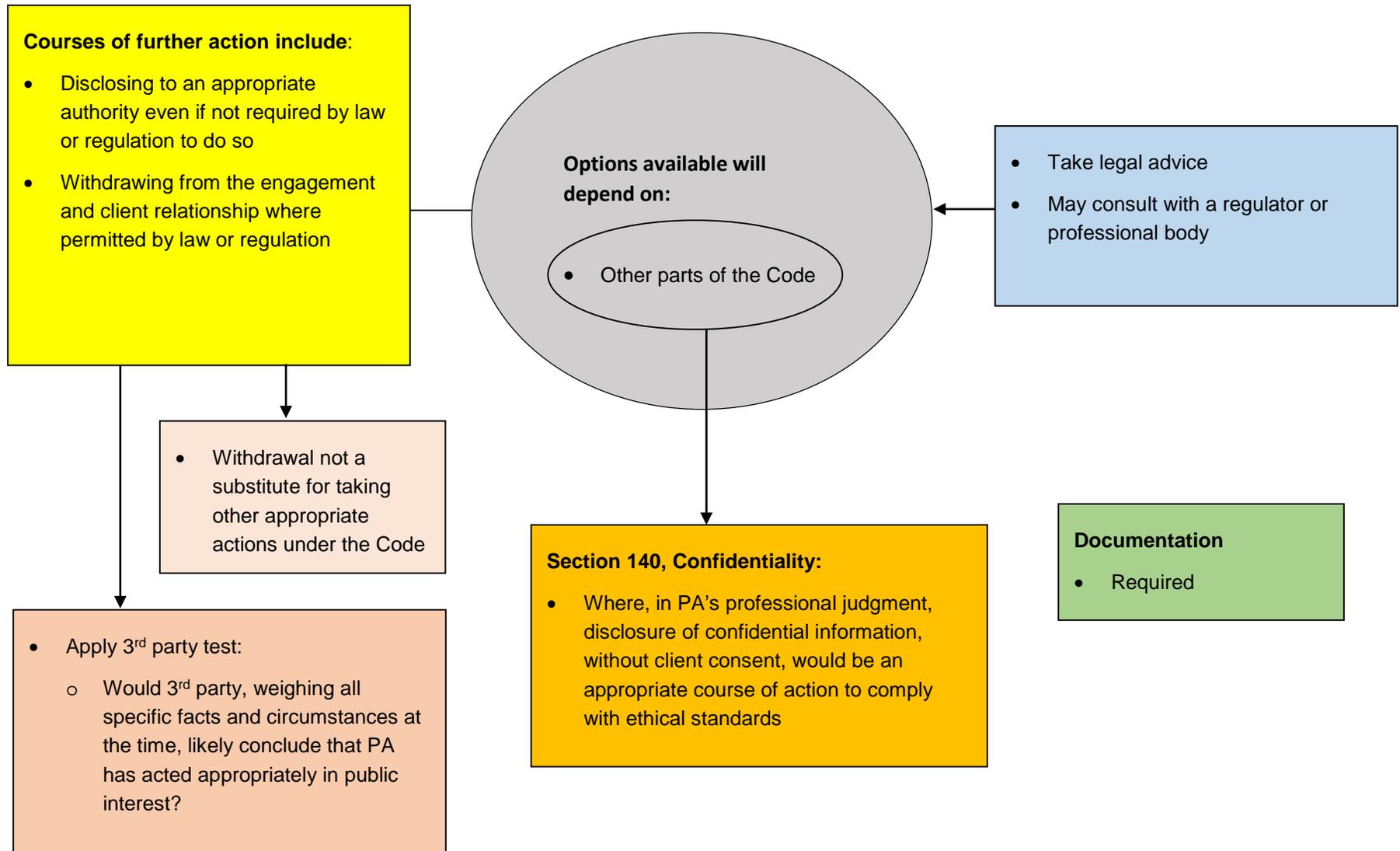
- Laws and regulations to which ISA 250 applies:¹
 - Laws and regulations generally recognized to have a direct effect on the determination of material amounts and disclosures in the financial statements
 - Other laws and regulations that do not have a direct effect on the determination of the amounts and disclosures in the financial statements, but compliance with which may be fundamental to the operating aspects of the business, to the entity's ability to continue its business, or to avoid material penalties
- No distinction between PIEs and non-PIEs

¹ ISA 250, *Consideration of Laws and Regulations in an Audit of Financial Statements*

AUDITORS – RESPONSE FRAMEWORK WHEN COMING ACROSS NOCLAR OR SUSPECTED NOCLAR



AUDITORS – DETERMINATION OF FURTHER ACTION NEEDED



SENIOR PROFESSIONAL ACCOUNTANTS IN BUSINESS (PAIBs)

Senior PAIB: Director, officer or senior employee able to exert significant influence over, and make decisions regarding acquisition, deployment and control of human, financial, technological, physical and intangible resources

Overarching Expectations:

- Set the right tone at the top (Section 300)
- Establish appropriate framework to prevent NOCLAR

RESPONSE FRAMEWORK WHEN COMING ACROSS NOCLAR OR SUSPECTED NOCLAR

Must fulfill professional/ethical responsibilities:

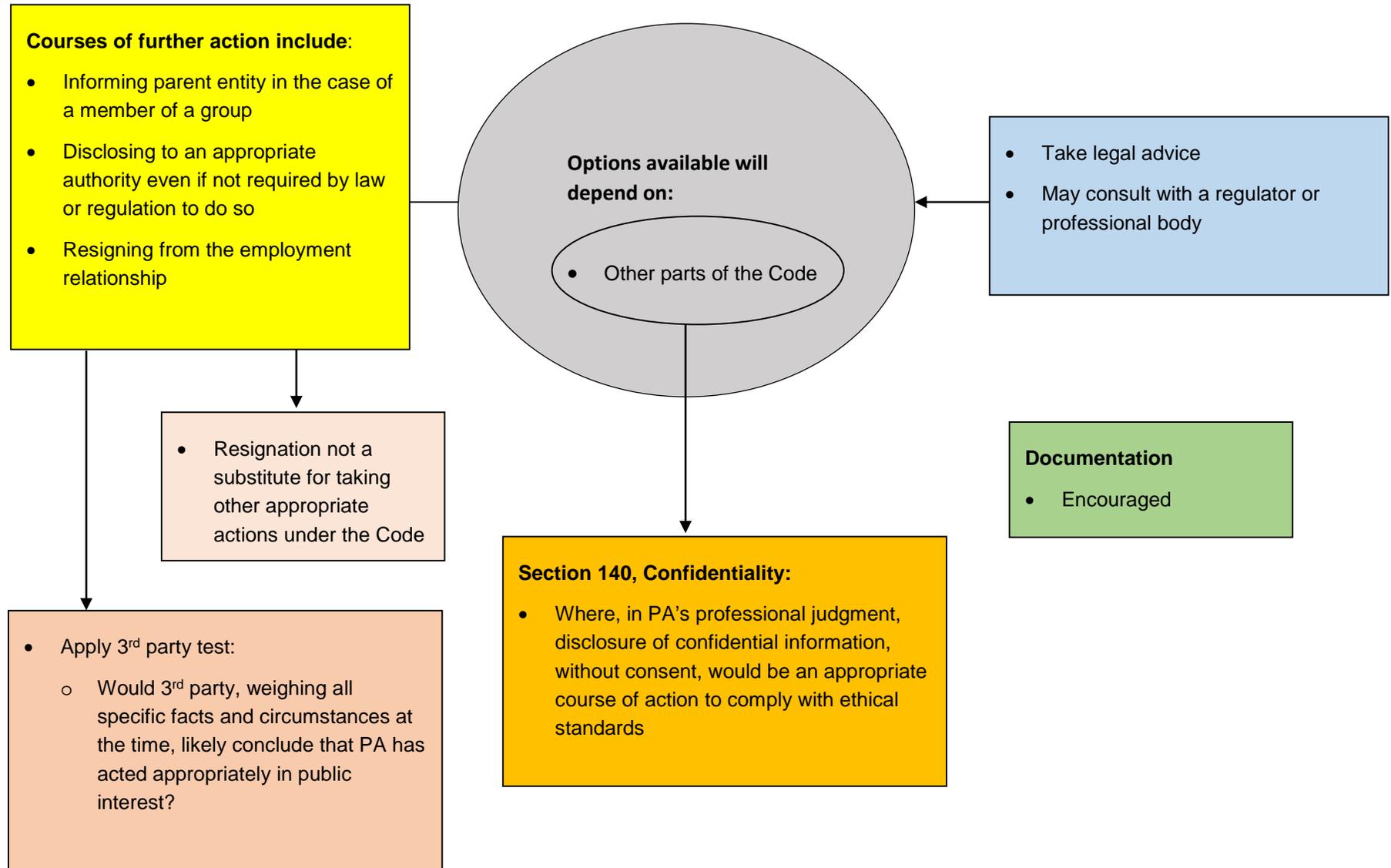
- Raise with superior and TCWG
- Understand and comply with applicable laws and regulations
- Rectify/remediate/mitigate consequences
- Seek to deter NOCLAR if it has not yet occurred
- Alert external auditor

Must determine if further action needed to achieve objectives under the standard

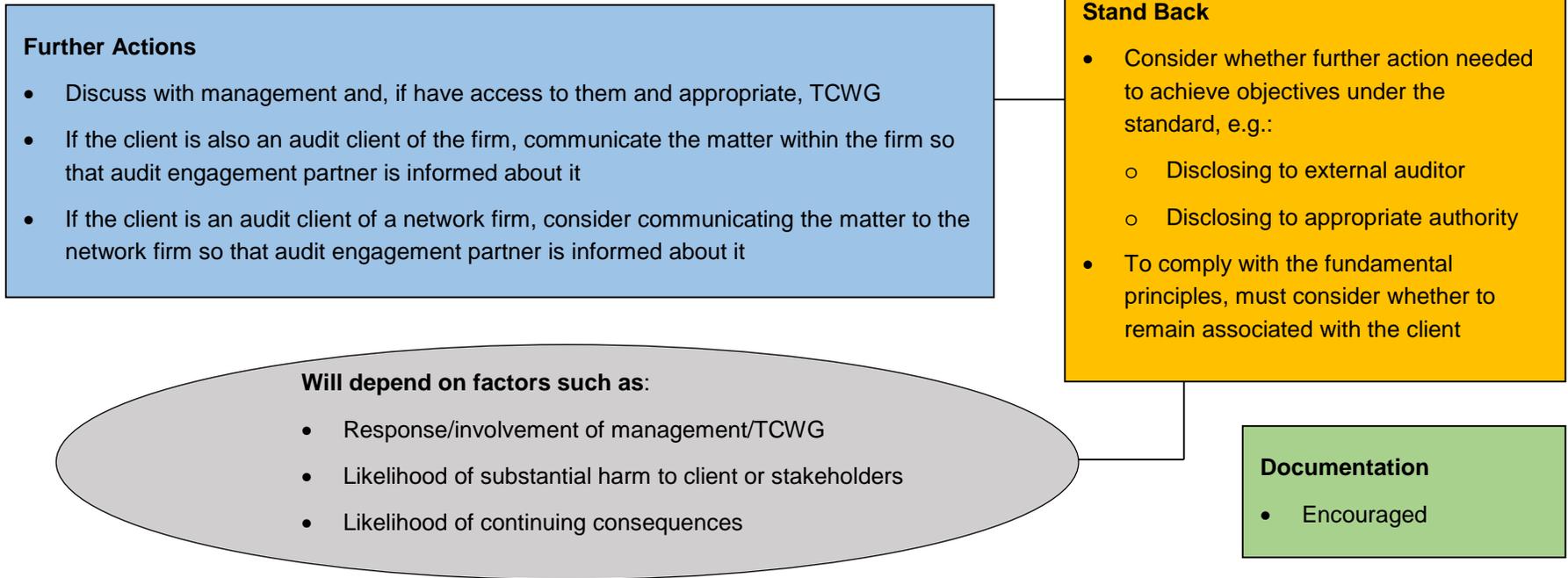
Nature and extent of further action will depend on:

- Legal and regulatory framework
- Appropriateness/timeliness of response of superior/TCWG
- Urgency/pervasiveness of the matter
- Whether integrity of TCWG is in doubt
- Likelihood of recurrence
- Likelihood of continuing consequences for employer or stakeholders
- Credible evidence of actual or potential substantial harm to employer or stakeholders

SENIOR PAIBs – DETERMINATION OF FURTHER ACTION NEEDED



PAs IN PUBLIC PRACTICE OTHER THAN AUDITORS – RESPONSE FRAMEWORK



PAIBs OTHER THAN SENIOR PAIBs – RESPONSE FRAMEWORK

