

Examiner 3.1 New Features & Functionality FAQ Sheet



What are the primary new functionalities provided by the Examiner 3.1 release?

Examiner 3.1 provides three new features that give firms broader employee monitoring capabilities and help them stay in compliance:

1. Enhanced Gifts & Entertainment functionality
2. Sanctions functionality
3. Configurable Question & Answer functionality for pre-clearance and certifications.

Who will benefit from the new Examiner 3.1 functionalities?

Anyone with compliance responsibilities in a firm of 50 or more employees will benefit from the new functionalities. They include chief compliance officers and directors of compliance in such firms as:

- Investment advisor firms or similar buy-side institutions, including asset management and private wealth
- Broker-dealer firms
- Hedge fund firms
- Stock exchanges
- Rating agencies

Why is the new Gifts & Entertainment functionality important?

Financial services firms are required to comply with two principal rules that govern the giving and receiving of gifts and entertainment by their employees:

■ NASD Rule 3060

No member or person associated with a member shall, directly or indirectly, give or permit to be given anything of value, including gratuities, in excess of one hundred dollars per individual per year to any person, principal, proprietor, employee, agent or representative of another person where such payment or gratuity is in relation to the business of the employer of the recipient of the payment or gratuity.

■ NYSE Rule 350(A)(3)

No member organization or person associated with a member organization shall, directly or indirectly, provide any business entertainment to a customer representative pursuant to the establishment of, or during the course of, a business relationship with any customer that is intended or designed to cause, or would be reasonably judged to have the likely effect of causing, such customer representative to act in a manner that is inconsistent with: (1) the best interests of the customer; or (2) the best interests of any person to whom the customer owes a fiduciary duty.

Financial firms typically track gifts and entertainment with manual, paper-based processes, increasing their compliance risk. By contrast, the new Gifts & Entertainment functionality of Examiner 3.1 automates the entire process of managing and tracking gifts and entertainment, including approvals, recordkeeping and reporting. Firms using this functionality can significantly reduce their compliance risk.

What advantages does the Gifts & Entertainment functionality give to compliance professionals?

- **Online Recordkeeping.** Compliance departments can keep track of all gifts and entertainment received or provided by employees through Web-based disclosures submitted by the employees.
- **Approval Workflow.** Employees' gifts and entertainment disclosures can be routed to either a compliance manager or a non-compliance manager for review on a pre-fact or post-fact basis.
- **Reporting.** Compliance departments can run and distribute multiple gifts and entertainment reports to assist in aggregating information across the recipient's organization, the provider's organization, by departments or by specific contacts.

How will compliance professionals benefit from the Sanctions functionality?

One of Examiner's main functions is monitoring employee trade requests and confirms. Examiner identifies potential conflicts of trading rules set out in the Code of Ethics, to which Employees are required to certify.

After reviewing conflicts through pre-clearance, confirm matching and reporting, compliance officers determine whether uncovered employee conflicts warrant an employee sanction. The Sanctions functionality automatically tracks conflicts that resulted in sanctions and also identifies the sanction(s) imposed upon the employee.

What are the benefits of the Questions & Answers functionality?

Compliance professionals will use this functionality to configure a knowledge base of common employee compliance questions and answers and link them to certifications and pre-clearance requests. Employees and compliance professionals alike will experience considerable time savings as a result.

Is product training available?

Yes. Our implementation team will deliver customer training during the implementation process. Subscribers also receive a detailed user guide.

Is product and technical support available?

Yes. Subscribers can email questions to UKsales@wolterskluwer.com or call their Examiner implementation specialist.

Stay on top of employee activity. Stay in compliance. Subscribe to Examiner 3.1, with new, enhanced functionalities.

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