

## **INTERNATIONAL ACCOUNTING STANDARDS COMMITTEE FOUNDATION**

### **CONFLICT OF INTEREST POLICY FOR TRUSTEES, IASB MEMBERS AND STAFF**

#### **Purpose**

The purpose of this policy is to protect the IASC Foundation, the IASB and its Trustees, and staff members from the appearance of any impropriety. This policy requires that Trustees, IASB members and staff members put the interests of the IASC Foundation ahead of the interests of themselves or their family or their friends.

Trustees have a legal obligation to act in the best interests of the IASC Foundation and in accordance with the IASC Foundation's Articles of Incorporation and Bylaws. It is also appropriate that the policy apply to IASB members and staff members so that there is full disclosure for people attending Trustee meetings.

This policy is intended to avoid situations where conflicts may arise which can:

- inhibit free discussion
- result in decisions or actions that are not in the best interests of the IASC Foundation and the public at large
- risk the impression that the IASC Foundation has acted improperly

#### **Conflict of Interest**

A conflict of interest may arise where:

- the objectives of the IASB and the interests or loyalties of the Trustees, IASB members or staff members may not coincide or could clash.
- a Trustee, IASB member or staff member's personal or family interests and/or loyalties conflict with those of the IASC Foundation.
- there is a direct financial gain or benefit to the Trustee, IASB member or staff member.
- there is an indirect financial gain by way of a connected person. A connected person is defined as a Trustee, IASB member or staff member's spouse, child, parent, grandparent, grandchild, sibling or any person in a relationship with a trustee, or any company or business controlled or managed by a Trustee, IASB member or staff member.

- there is potential for a non financial gain, such as preferential treatment or service which may give rise to a conflict or an apparent conflict of interest.

### **Duty to disclose**

Trustees, IASB members and staff members must disclose the existence of any interest, including financial interests, and declare any gifts or hospitality of a value over £100, presented in relation to IASC Foundation business, at the earliest opportunity. A declaration of interests form (attached) should be completed on appointment and updated each year or when any changes occur. It is the individual's responsibility to notify any changes during the year, within at least fourteen (14) days of becoming aware of the interest.

If a Trustee, IASB member or staff member is not sure what to declare, or whether the declaration should be updated, they should err on the side of caution. For confidential guidance, Trustees, IASB members and staff members should contact the Chief Operating Officer.

### **Record of Interests**

Interests shall be recorded on the register of interests which will be maintained by the Assistant Corporate Secretary. The register shall be accessible by the Chairman of the Trustees, all members of the Trustees, the Chairman of the IASB and the Chief Operating Officer of the IASC Foundation.

### **Procedure for addressing a conflict of interest**

Decisions on a conflict of interest shall be made by the Trustees by vote, with a simple majority required. The meeting should be quorate, with the interested individual not being counted. The interested Trustee, IASB member or staff member may not vote.

All decisions under conflict of interest shall be recorded and reported in the minutes of the meeting. The report shall record:

- the nature and extent of the conflict
- an outline of the discussion
- actions taken to manage the conflict
- whether the excluded person will benefit from the agreed decision

Where a Trustee, IASB member or staff member does benefit from the decision made, it must be reported in the annual report and accounts.

Each Trustee, IASB member and staff member shall annually sign a statement which affirms such person:

- has received a copy of the conflicts of interest policy
- has read and understands the policy
- has agreed to comply with the policy
- understands the IASC Foundation is charitable and, in order to maintain its US federal tax exemption, it must engage primarily in activities which accomplish one or more of its tax-exempt purposes

### **Violations of the Conflicts of Interest Policy**

If there is reasonable cause to believe that a Trustee, IASB member or staff member has failed to disclose an actual or possible conflict of interest, the Trustee, IASB member or Senior Staff member shall be informed of the basis for such belief and shall be given the opportunity to explain the alleged failure to disclose.

Having heard the Trustee, IASB member or staff member's response, and following any further investigation if deemed necessary, the Trustees shall determine whether the Trustee, IASB member or staff member has failed to disclose an actual or possible conflict of interest and shall take the appropriate disciplinary and corrective action.

### **Data Protection**

The information provided will be processed in accordance with data protection principles as set out in the Data Protection Act 1998, as amended. Data will be processed only to ensure that Trustees, IASB members and staff members act in the best interests of the IASC Foundation. The information provided will not be used for any other purpose.

**Declaration of Interests Form**

Name of Trustee/IASB Member/Staff Member: \_\_\_\_\_

Trustee/IASB Member/Staff Member's employment
Partner's employment
Nature of Trustee/IASB Member/Staff Member's employment interest
Other interest or involvement of the Trustee/IASB Member/Staff Member or connected persons, including business interests, directorships, shareholdings, elected office, trusteeship, other public appointments, which may be relevant to the IASB service of the Trustee/IASB Member/Staff Member or members of his/her household
I have no personal or financial interests to declare ( ) (tick if applicable)

Signed:

Date:

**Register of Trustee/IASB Member/Staff Members' Interests**

**As at: [insert date]**

Trustee / IASB Member / Staff Member	Interest	Does the interest relate to the Trustee/IASB Member/ Staff Member or a person connected to the Trustee/IASB member/Senior Staff member?	Is the interest current?