



C5

Business Information in a Global Context

Simultaneous translations in Italian – English
Traduzione simultanea da Italiano a Inglese

Tuesday 21 - Wednesday 22 November, 2017 | Hotel Principe di Savoia | Milan, Italy

5th Forum on

ANTI-CORRUPTION

Italy Edition

The Premier Anti-Corruption Compliance Event in Italy

Distinguished Government Speakers

- ✓ Nicoletta Parisi and Ida Nicotra, Counselors, Italian Anticorruption Authority
- ✓ Alfredo Durante Mangoni, Coordinator for International Anticorruption Activities, Ministry of Foreign Affairs and International Cooperation
- ✓ Manuela Siano, Lawyer of the Community and International Relations Service, Italian Data Protection Authority

Senior Public Prosecutors from Milan, Turin and Rome:

- ✓ Eugenio Fusco
- ✓ Sergio Spadaro
- ✓ Stefano Civardi
- ✓ Ciro Santoriello
- ✓ Mario Palazzi

From the Judiciary

- ✓ Gaspare Sturzo, Judge for Preliminary Investigations, Court of Rome
- ✓ Enrico Massimo Manzi, Judge, Court of Milan
- ✓ Stefano Toschei, Judge, Regional Administrative Court of Lazio

New topics and features for 2017:

- **Judge and prosecutor panel** on approval criteria for compliance programmes
- Special focus on the public sector with the exclusive participation of **ANAC**
- Roundtables, case studies, practical sessions and operational approaches

Senior Executives from Leading Companies Including:

The Coca-Cola Company, Philip Morris International, Magneti Marelli, Italcementi, Avio, Metropolitana Milanese, Ferrovie dello Stato Italiane, Unipol Sai, CNP Unicredit Vita, Bristol-Myers Squibb, Prysmian Group, Allianz Worldwide Partners, Nestlé Group, Mitsubishi Electric, ENI, Unicredit, Pfizer, Total E&P, Vodafone, Ferrero, ENEL, Barclays, Dompè Farmaceutici.

PLUS! Women in Compliance Roundtable & Cocktail Reception Monday, 20th November 2017

Interactive Working Groups – Monday, 20th November 2017:

A Real Life Scenarios of Conflicts of Interest

B 231 Model and General Data Protection Regulation (GDPR) Compliance

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C5 ANTI-CORRUPTION ITALY FORUM

Letter From The 2017 Conference Co-Chairs

Dear Colleagues,

We are honoured to be the Co-Chairs of C5's 2017 Forum on Anti-Corruption that will take place in Milan this year. Now its fifth year, this conference has constantly brought together experts from the major Italian and multinational companies, in-house and outside counsels, compliance professionals, representatives of international organisations and international institutions along with anti-corruption enforcement prosecutors. They take part in an open dialogue on national and international themes, with the view of exchanging best practices on controlling corruption risks and sharing experiences on how to evaluate compliance programmes and promptly address critical issues.

This year the Forum takes on all the anti-corruption headline news and includes a brand new speaker faculty made up of **Italian Anticorruption Authority members, representatives from the Italian Ministry for Foreign & International Affairs, Public Prosecutors** and also **Criminal and Administrative Judges**. In addition to the corporate focus, this year's event also has a crucial focus on reducing the exposure of the **Public Sector** and State-Owned Enterprises to bribery and corruption risk.

Moreover, the programme provides parallel streams in order to offer attendees the opportunity to tailor their attendance to their needs by concentrating on particular areas of interest and maximising their conference experience; case studies and roundtables to ensure a more practical and operational approach; pre-conference interactive working groups designed to provide an in-depth and practical compliance insights and to allow active participation and discussion in small groups.

We are sure that this conference will provide you relevant and valuable information that can be applied in your daily work and can be used to benchmark your anti-corruption compliance programme.

The C5's Anti-Corruption Forum is the Italian largest event on preventing corruption and compliance which is the ideal platform to grow the compliance community to make it cohesive and stronger, and offers opportunities to meet peers who share similar interests and challenges during sessions and networking breaks. With participation from more than 100 delegates, you can expect that this two-day conference will provide you with proven strategies to benefit your company, customers and anti-corruption programme.

We hope to meet you in November.

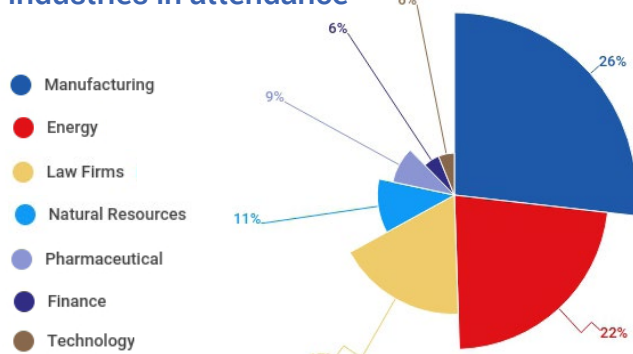
Sandra Mori
General Counsel Europe
The Coca-Cola Company



Gabriella Porcelli
General Counsel Italy & RRP Coordinator EU
Philip Morris International



Industries in attendance



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Pre-Conference Working Groups November 20th 2017

Workshop A 9:30 - 13:00

Real Life Scenarios of Conflicts of Interest: How to Effectively Resolve Complex Business Situations and Prevent them from Happening

Carmen Di Marino
Chief Legal Officer
Dompè Farmaceutici Spa

Giorgio Martellino
General Counsel
Avio Spa

This exclusive and practical session will feature common complex and diverse conflicts of interest scenarios and will provide practical solutions to overcome them. Ample time will be left for Q&As, so please bring your questions and join the discussions.

- The third party scenario: how to handle the situation when an employee's family member owns the supplier your organisation has hired
- The joint venture scenario: how to establish appropriate business relationship with SOE (State-Owned Enterprises) as joint venture partner and reduce the risk of conflict of interest
- The hiring scenario: what are the risks related to hiring former government officials? What checks and balances you need to put in place to mitigate these risks?
- The personal relationship scenario: what actions should you take when a close personal relationship leads to romance or marriage during the course of business?

Workshop B 14.00 - 17.30

The Privacy ABC Tool for 231 Compliance Counsel and Officers, Internal Auditors, Internal Investigators

Manuela Siano
Lawyer of the Community and
International Relations Service
**Italian Data
Protection Authority**

Gianluigi Marino
Partner - Privacy Specialist
Osborne Clarke

With the new Regulation EU 2016/679 on data protection fully applicable from May 25, 2018, there is urgency for Compliance Officers and Counsel, Internal Auditors, Internal Investigations Officers and any other professional dealing with anti-corruption compliance to identify when a privacy breach has occurred or may occur, to understand when to raise privacy red flags and when to involve their privacy colleagues. Collecting and using data to manage corruption risks must be integrated in the organisation's privacy programme. This workshop will provide practical guidance on how to achieve GDPR compliance and give guidance on the following aspects:

- How to build a continuous relationship with the Italian Privacy Authority
- How to work efficiently with the privacy department in order to avoid the breach of privacy law in anti-corruption compliance
- If and when raising red flags: how to know whether you are in breach of privacy law
- What organisational and technical measures should you take to ensure the security of the treatment and to prevent unauthorised access or unauthorised disclosure of data?
- What to do in case of data breach and what is your risk exposure?
- Who is liable for privacy breaches in multinational organisations?
- Whistleblowing:
 - Handling anonymous whistleblowers and how to respond to them
 - How do you treat data of the reported and third parties involved in the alert?
 - How do you treat personal data of third parties during investigations?
- Due diligence:
 - How, where and how long do I have to save the data collected in due diligence operations?
 - How to treat data related to crimes and criminal convictions?

WOMEN IN COMPLIANCE ROUNDTABLE & Cocktail Reception

November 20th
2017

17:30 - 19:30

Chaired by:

Francesca Petronio
Partner
Paul Hastings

Speaking:

Maria Rosa Molino
Italy Head of Compliance and Financial Crimes
Barclays

Paola Arduini
Compliance Officer
Gruppo Bancario Crédit Agricole Italia

Daria Angelini
Head of Compliance
Salini Impregilo

The Women in Compliance Roundtable is part of C5's Women in Compliance Conference Series and the prestigious Women In Compliance Awards (WiCA) where the achievements made by female compliance professionals every day in the world of compliance and business is not only recognised and celebrated, but also shared amongst other women.

By joining this roundtable you will participate in an open and frank series of compliance focused discussions with peers including:

- What is the general perception of the role of the compliance officer today in Italy?
- What business opportunities derive from the differences between female and male compliance officers?
- Tearing down unconscious gender bias once and for all and averting the risks it poses to companies
- What mentorship programmes are available for female in a compliance role or any related role including chief compliance officer, compliance officers and internal auditors, head of legal, lawyers in private practice law firms...

DAY ONE

Tuesday, 21th November 2017

8.15

Registration and Coffee

8.30

Opening Remarks from the Co-Chairs

Sandra Mori

General Counsel Europe
The Coca-Cola Company

Gabriella Porcelli

General Counsel Italy &
RRP Coordinator EU
Philip Morris International

8.45

Leading Italian Companies Talk About How to Handle Corruption Risks in an International Context

Roberto Giambelli

Global Compliance Manager
Magneti Marelli

Luca Leonardo

Head of Corporate Affairs
Compliance & Antitrust
Italcementi Spa

Antonio Golino

Partner
Clifford Chance

- FCPA's enforcement on the investigations against "foreign persons": what are the mechanisms of incrimination?
- Best practices for developing compliance with cross-border regulations: compliance programmes in comparison
- How to prevent cases of international corruption of the "expatriates": which are the policies and the contractual clauses to adopt?
- Which organisational trends help avoid the possibility of escalating to a group company level?

9.45

Keynote Interview: How Italy is Preventing Corruption in Multilateral Fora: The Role of the Public Sector and How the Private Sector Can Help

Alfredo Durante Mangoni

Coordinator for International
Anticorruption Activities

Ministry of Foreign & International Affairs

Interviewed by

Enrico Maria Giarda, Criminal Lawyer, **Studio Legale Giarda**

10.15

Networking Coffee Break

“ Good and open exchange of information
Proactive approach of the authorities
vs. compliance.”

RINA SpA

10.45

Judges and Prosecutors' Keynote Panel: How to Satisfy Enforcement Authorities and Demonstrate that the Corporate Compliance Programme and Internal Controls Processes Are Effective

Ciro Santoriello

Public Prosecutor
**Public Prosecutor
Office of Turin**

Gaspere Sturzo

Judges for Preliminary
Investigations
Court of Rome

Mario Palazzi

Public Prosecutor
**Public Prosecutor
Office of Rome**

Panel Moderator:

Francesca Petronio
Partner
Paul Hastings

- Investigative techniques for contrasting the corruption: what are the critical issues?
- The annotation of an administrative offense depending on whether the alleged violation has occurred: mandatory or optional? What are the consequences?
- Defensive investigations and internal investigations: how are they assessed by Public Prosecutors?
- What are the resistances that still prevent judges from recognising the suitability of compliance programmes?
- Unpredictability of court judgments: best practices for constantly updating compliance programmes
- Double Jeopardy, Multiple Prosecution and Multiple Punishment: how to manage these risks in international contexts and what are the trends of Courts?
- After France (Convention judiciaire d'intérêt publique)...an Italian way for the DPA?

11.45

ISO 37001 and the Others Standards: Weighing the Pros & Cons for Anti-Corruption Compliance

Carlo Mattina

Head of Global Criminal
Compliance
ENEL Spa

Fabrizio Santaloia

Partner, Fraud Investigation
& Dispute Services
EY (Italy)

Massimo Restino

Head of Compliance
**Ferrovie dello Stato
Italiane S.p.A.**

- To get certified or not to get certified? Benefits for the companies and critical issues
- The impact of ISO 37001 on 231 compliance programme: how to implement the 231 protections to obtain the certification
- How the anti-bribery audit takes place: what are the tasks of an auditor?
- The third parties' selection according to ISO: is it sufficient as well as economically convenient?
- How to do the monitoring of the anti-corruption management system after obtaining the certification?
- International Trends beyond ISO: are there any more compelling anticorruption standards in European and Non-European Countries?

12.30

Networking Lunch



13.45

Corruption Risks in Public Procurement and Tenders: Critical Recommendations and Guidance from the Italian Anti-Corruption Authority - ANAC

Ida Nicotra
Counselor
ANAC

Stefano Toschei
Judge
Regional Administrative Court of Lazio

Federico Busatta
Partner
Gianni Origoni Grippo

- What are the take aways from the Public Procurement Code's new amendments for both the public and private sectors?
- Nature of ANAC powers and jurisprudential application: what is the interpretation of administrative judges?
- How to manage the internal discipline of a company taking part to a tender: organisational aspects
- What legal requirements do you need to meet to avoid risks, irregularities and turbations in the award and management of a public procurement and what offences are sanctioned by a debarment?
- Private companies' liability in case of non-compliance with the public procurement code and missing information to ANAC: which sanctions do you risk?
- ANAC: yesterday, today and in the future

14.45

Internal Control Systems in Public and State-Owned Companies: How to Ensure Efficiency in Internal Controls Processes and Compliance with the Applicable Laws

Nicoletta Parisi
Counselor
ANAC

Gianfranco Cariola
Head of Audit
Ferrovie dello Stato Italiane Spa

Stefano Losio
Responsabile Internal Auditing
Metropolitana Milanese Spa

- What compliance activities are required by 231/2001, 190/2012 and 33/2013 and how to have a strong internal control system
- To publish or not to publish? Best practices for the state-owned companies on transparency and anti-corruption compliance. Do they need to be adopted in the listed companies?
- FOIA: how to coordinate transparency and privacy in state-owned companies?
- Risk analysis: which method to follow and how to integrate ANAC Guidelines with 231?
- Which is the role of the RPC (Responsible for Preventing Corruption) and his support structure?
- How to make ODV (Criminal Compliance Committee), RPC (Responsible for Preventing Corruption), DPO (Data Protection Officer), AUDIT and OIV (Independent performance assessment body) communicate and work together?
- How to manage internal controls in small companies in accordance with ANAC Guidelines and ensure the independence of controllers

15.45

Networking Coffee Break

16.00

Money Laundering vs. Corruption: How to Mitigate Risks and Avoid Sanctions According to the New IV AML Directive

Sergio Spadaro
Public Prosecutor
Public Prosecutor Office of Milan

Stefano Torrigiani
Compliance & AML Director
CNP Unicredit Vita Spa

Vittorio Corsano
Head of Compliance & AML
UnipolSai Assicurazioni Spa

- How to adapt the 231 compliance programme to the Decree implementing the IV AML Directive
- What are the anomaly indicators for the AML discipline with reference to anticorruption?
- How to reduce the money laundering risk with the anticorruption protections and how to reduce the corruption risks with the AML protections
- What to do in case of suspicious transactions

17.00

How to Leverage Forensic Data Analytics for Improving Anti-Corruption Compliance, Preventing and Monitoring Fraud and Corruption

Nicola Giovinazzi
Director Compliance & Ethics Lead
Bristol-Myers Squibb Srl

Luca Marzegalli
Executive Director
Fraud Investigation & Dispute Services |
Forensic Technology & Discovery Services
EY (Italy)

- The use of technologies as a tool to achieve anti-corruption compliance
- What methodologies do you need to adopt for the publication of transfers of value in pharma?
- What are the advantages of using data analytics in the proceedings against a company?
- What are the methodologies for choosing the indicators?
- How to identify the key success factors to implementing a FDA System

17.45

Networking Drinks

8.30

Registration and Coffee

DAY TWO

Wednesday, 22th November 2017

9.00

Opening Remarks from the Co-Chairs

Sandra Mori
General Counsel Europe
The Coca-Cola Company

Gabriella Porcelli
General Counsel Italy &
RRP Coordinator EU
Philip Morris International

9.15

Case Study: How to Face the Discovery of an Incident of Corruption

Bruno Cova
Partner
Paul Hastings LLP

Francesco Toselli
Partner, Fraud Investigation
& Dispute Services
EY (Italy)

- What are the alarm signals?
- How to do an assessment of circumstances and manage the flow of information
- How to manage the relations with the judiciary and the supervisory authorities
- How to evaluate and implement the remedial measures

10.00

How to Prevent and Handle Private Corruption Risks According to the Reform

Stefano Civardi
Public Prosecutor
Public Prosecutor Office of Milan

Marco Sugarelli
Legal Affairs
Executive Director
Pfizer Italy Srl

Enrico Manzi
Judge
Court of Milan

Jean-Paule Castagno
Lawyer
Clifford Chance

- What impact has the new reform had on internal control systems and procedures in your company? Is it necessary to update the compliance programmes?
- How has the liability of General Counsel, Chief Compliance Officer and Chief Internal Audit been engaged under this new offence?
- How to help management to identify the risk areas for this offence
- How to monitor the risk of the new case of investigating private corruption
- How to handle the risks of private corruption generated by Gifts, Entertainment, Hospitality Requests, Event Sponsorship and Donations
- How to protect the company from the employee who commits crimes
- What are the risks and financial sanctions applicable in Italy?
- What are the liabilities for private corruption according to FCPA, UK Bribery Act and Sapin II Law?

10.45

Keynote Speech: How Italy Investigates Companies Overseas

Eugenio Fusco
Public Prosecutor
Public Prosecutor Office of Milan

10.15

Morning Refreshment

11.45

How to Set Up an Effective Compliance Culture to Protect your Business

Alessandro Nespoli
Chief Compliance &
Internal Audit Officer
Prysmian Group

Daniele Guarnieri
General Counsel
Nestlé Group Italy & Malta

Simone Genovese
Regional Head of Legal
Southern Europe And
Compliance EU3
Allianz Worldwide Partners

Dania Pizzolato
Legal Advisor &
Chief Compliance Officer
Mitsubishi Electric Europe B.V. Italia

- The provision of compliance programmes as a competitive factor
- What are the best practices for establishing and spreading a compliance culture in your company?
- How to empower different business levels to lower the risk of committing crimes
- What are the benefits for SMEs in adopting a compliance programme?
- Anti-corruption & ethical code: is this an efficient tool?

12.45

Networking Lunch

13.45

How to Implement an Integrated Compliance System without Overloading the Procedures

Luca Franceschini
Director Integrated
Compliance
ENI Spa

Ilaria Brioschi
Head of 231
Supervisory Body
Support&Anticorruption
Compliance Italy
Unicredit

Giovanni Lombardo
Professor of Corporate
Social Responsibility
Genoa University

- What are the benefits of an integrated compliance system?
- Which are the contact points between 231, 190 and privacy and how can you establish a proper non-compliance legal risk management system?
- How to coordinate all compliance areas in a single department
- Legislative decree n. 254/2016 on the new non-financial disclosure: risk control tools beyond the 231

14.45

How to Implement a Dynamic Due Diligence and Risk Mitigation for Preventing Corruption Risks

Daniele Novello
Head of Legal and Corporate Affairs and Integrity Officer
Total E&P Italia Spa

Nemio Passalacqua
Senior Legal Counsel
Head of Italian Industrial & Operating Supply & Corporate
Ferrero

Palma Scardaccione
D. Lgs 231/01 & Antibribery Expert
Compliance & Quality External Affairs
Vodafone Italia Spa

- Politically exposed people, conflicts of interest and court judgements: which are the real red flags to consider?
- Mitigation of "gray" and international trends. Practical cases to overcome the red flags: when a contract is a "go" or a "no-go" one?
- How to ensure effective Third Party monitoring without impacting on your business?
- Ethical checks and new benchmarks
- Dynamic due diligence and new technologies: what are the benefits?
- Local content law: how to ensure the compliance rules within the joint ventures?

15.45

Networking Coffee Break

16.00

How to Establish an Efficient Whistleblowing Hotline According to the Relevant Regulations

Iole Anna Savini
Lawyer & Member of
Transparency International Italy's Board

Maria Rosa Molino
Italy Head of Compliance and Financial Crimes
Barclays

Walter Vasselli
Group Senior Compliance Officer - Special Projects
Iiva Spa in AS

- Best practices in the banking industries and how to apply them to other industries
- Whistleblowers in public and private sectors: what are the differences in the guarantees offered to employees to encourage them to report?
- How to conduct a very confidential internal investigation when a senior member of the company is involved
- How to build a whistleblowing hotline according to the new Regulation EU 2016/679 on data protection
- What are the procedures you have to adopt to filter the alerts? Who should be responsible for the "filter function"?

16.45

Conference Ends & Closing Remarks from the Co-Chairs

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Registration Code

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