



Global Anticorruption Newsletter

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5 DEC 2018

DLA Piper's *Global Anticorruption Newsletter* offers practical guidance on complying with international bribery laws.

IN THIS ISSUE

- Pending anti-bribery developments in Australia

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A major overhaul of Australia's foreign bribery laws is currently under way, prompted by an Australian Senate Committee inquiry launched in 2015. The committee's recommendations aim to enhance Australia's foreign bribery compliance and enforcement framework and to build a corporate culture of integrity and compliance. A number of those recommendations are reflected in bills currently before the Australian Parliament.

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- Two FCPA resolutions involving life sciences companies highlight accounting and recordkeeping practices

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The SEC is still using the FCPA's accounting provisions to police companies operating in challenging jurisdictions.

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- Five years of the Brazilian Clean Companies Act: lessons learned

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The Brazilian Clean Companies Act, an important tool in the fight against corruption, is celebrating its fifth anniversary. As Brazil emerges from general elections in which the fight against corruption was a central issue, the BCCA's framework is more important than ever.

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- To monitor or not to monitor? DOJ Criminal Division issues new policy guidance regarding the imposition of corporate monitorships

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A positive development for corporations concerned about the costs associated with DOJ-imposed monitorships and the potential interference such monitorships could have on their business operations.

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- The Second Circuit rules against DOJ's aggressive assertion of extraterritorial FCPA jurisdiction over foreign accessories

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Can "a foreign national who never set foot in the United States or worked for an American company" be guilty as an accomplice or co-conspirator under Foreign Corrupt Practices Act aiding-and-abetting or conspiracy theories?

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