

## CCOs and SEC Examinations™

London, Wednesday, November 16, 2022, 1.15 pm to 5.30 pm

### Topics

- Registration and exemptions with the SEC
- The legal and compliance requirements imposed on RIAs and ERAs
- The role, responsibilities and liability of supervisors and Chief Compliance Officers
- Written policies and procedures; controls for ERAs
- Hot Topics: the Marketing Rule, oversight, data protection, cybersecurity, [other?]
- What does the Division of Examinations do?
- How does the SEC liaise with non-U.S. regulators?
- 2022 Examination priorities – and looking ahead to 2023 ...
- How are RIAs risk-assessed and selected for examination?
- How should you prepare for an examination?
- Examinations of non-U.S. firms
  - Types of examinations
  - What happens before, during and after an examination?
  - Deficiency letters and enforcement trends

### Workshop materials

1. The SEC's National Examination Program, [www.sec.gov/ocie](http://www.sec.gov/ocie).
2. 2022 Examination Priorities, March 30, 2022, <https://www.sec.gov/files/2022-exam-priorities.pdf>.
3. "Compliance Programs of Investment Companies and Investment Advisers", Investment Advisers Act Release 2204, 68 FR 74714, December 24, 2003, [www.sec.gov/rules/final/ia-2204.pdf](http://www.sec.gov/rules/final/ia-2204.pdf).
4. "Investment Adviser Codes of Ethics", Investment Advisers Act Release 2256, 69 FR 41696, 9 July 2004, [www.sec.gov/rules/final/ia-2256.pdf](http://www.sec.gov/rules/final/ia-2256.pdf).
5. "Information for Newly-Registered SEC Investment Advisers", U.S. Securities and Exchange Commission, November 23, 2010 (update in progress), <https://www.sec.gov/divisions/investment/advoverview.htm>.
6. "Investment Adviser Marketing", Advisers Act Release 5653 ("Marketing Release"), 86 FR 13024, at 13097, <https://www.govinfo.gov/content/pkg/FR-2021-03-05/pdf/2020-28868.pdf>.
7. *In the Matter of Hamilton Inv. Counsel, LLC and Jeffrey Kirkpatrick*, Admin Proc 3-20920 (June 30, 2022), <https://www.sec.gov/litigation/admin/2022/34-95189.pdf>.
8. OCIE Risk Alerts, Priorities, Initiatives and Key Staff Guidance – *attached*.
9. Commission- and SEC Staff-Issued Information Applicable to Advisers Regarding Cybersecurity – *provided*.
10. "CCOs and SEC Examinations" (*PowerPoint*), November 15, 2022 – *provided*.
11. "Annual Reviews and SEC Compliance Programs", November 10, 2022 – *provided*.

### Panelists

**Erin Galipeau**, Senior Counsel, Division of Examinations, U.S. Securities and Exchange Commission

**Thoreau Bartmann**, Co-Chief Counsel, Division of Investment Management, U.S. Securities and Exchange Commission

**Mark Berman**, Founder and CEO, CompliGlobe Ltd