

# *Preface*

This book seeks to integrate in a single, concise publication the various factors that require consideration in designing and implementing an effective anti-bribery compliance program. The general focus relates to the official guidance and enforcement actions associated with the Foreign Corrupt Practices Act (FCPA) of the United States and the United Kingdom's UK Bribery Act.

The FCPA and UK Bribery Act represent the leading edge of this burgeoning area of law. In many respects, they overlap and have a broad jurisdictional reach. Yet each represents different extremes in terms of approach. Complying with the basic tenets of both legal regimes is likely to ensure compliance with many other anti-bribery legal regimes. Nevertheless, prudence dictates that consideration needs to be given to whatever other guidance may be available.

A special effort has been made to reference the requirements of other legal regimes as well as the guidance of respected non-governmental organizations. Fortunately, in much of the world, the contours of the evolving legal framework for addressing anti-bribery compliance are remarkably similar. Complying with the basic tenets of this legal framework is therefore likely to enhance the prospect of compliance under most anti-bribery legal regimes.

It must always be kept in mind that no single publication can fully describe all of the factors that may need to be considered in designing and implementing an effective compliance program. No set legal formula applies in all settings. An ongoing need always exists to tailor and adjust an anti-bribery compliance program to the particular circumstances confronted by an entity. It is with that process in mind that this book seeks to provide a useful framework for consideration.