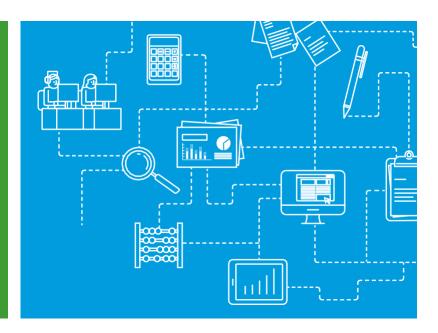
Modern Slavery Act statement – giving you the comfort of compliance



Government direct enforcement of employment rights is to be extended to Modern Slavery Act (MSA) statements compliance on the formation of the single enforcement body (SEB). The SEB will also have responsibility for fair labour supply treatment with the aim of tackling serious non-compliance.

As part of the ESG (environmental, social and governance) agenda, government is increasing enforcement activity around the actions of corporates to prevent modern slavery and human trafficking both in their workforce and in their supply chain. This is being done through a proposed strengthening of Modern Slavery Act statement reporting.

HMRC has also issued guidance on labour supply chain assurance including supply chain due diligence principles.

The MSA statement content, timing and reporting mechanisms are also changing.

£4bn: estimated cost to UK

of modern slavery

Home Secretary:

UK Government response to independent review of

Modern Slavery Act 2015

Modern Slavery Act reporting planned changes:



Six reporting areas to be mandatory



Transparency and industry level action to be strongly encouraged



A new fixed annual reporting date of 30 September for actions taken in the previous April - March year



The date of board approval and named director statement approval to be stated



Future mandatory central MSA statement registry filing



Potential civil penalties for MSA statements non-compliance



Updated best practice MSA quidance



Public bodies with an annual budget of £36m or more to come into scope for MSA statements. Statements to be signed off by senior personnel



What are the sanctions?

In January 2021, the UK Government confirmed it is strengthening the operation of the Modern Slavery Act following its published response on its Transparency in Supply Chains consultation.

The Home Office will introduce fines for businesses that do not comply with their transparency obligations.

The measures include a proposal to impose financial penalties on companies that are in scope but fail to publish an annual MSA Statement.

Government will also mandate organisations to publish their statement on the Government-run MSA reporting service, enabling direct public scrutiny and benchmarking of organisations' actions.

How can RSM help?

Our team can help your organisation to conduct a modern slavery audit which will include guidance on undertaking a risk assessment of labour practices both in your workforce and in your supply chain.

- 1 Our MSA audit services can include a review of:
- · your Statement;
- existing MSA and aligned policies;
- your approach to supplier risk assessments;
- relevant clauses in precedent suppliers / third party agreements; and/or
- processes to allow an increased focus and identification of potential risks
- 2 We can provide guidance on scope for compliance to the Board member signatory of the MSA statement and on MSA publication requirements.
- 3 Our workforce MSA audit services can include:
- reviewing your pay compliance;
- reviewing your working practices;
- checking your people contracting procedures are legally compliant;
- providing a report setting out the issues and a recommended course of action; and
- · guiding you through process development.
- 4 If you are subject to any MSA statement enforcement, we can support you through a resolution process to mitigate and limit reputational damage.

Risk assessment areas:

- Country risk
- Sector risk
- Transaction risk
- Business partnership risk

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