

WORKING COPY – NOT FOR SUBMISSION TRUST ACCOUNT REPORT

[in accordance with Part 4 and Part 10 of the Regulations of the Legal Profession Act (LPA)]

Instructions

This Trust Account Report includes new and revised sections. The revisions include such items as requesting additional explanation(s) in the case of exceptions to the Regulations and requests for additional information that will aid the Society in our work around risk-focused Triple-P Regulation.

This document is a working copy of the Trust Account Report. It can be used for preparing your report for electronic submission to the Nova Scotia Barristers' Society. All Trust Account Reports are to be submitted electronically via the NSBS Assessment System. All entities that must file a Trust Account Report will have received an email with a link to the NSBS Assessment System for the purpose of filing your report electronically. Any questions about the method of filing or the Trust Account Report in general, can be submitted to TrustAccounts@nsbs.org.

	to		
arily by:			
rt-time accountant/bookkeeper□	Accounting firm	Secretary/staff □	Law firm's
ng records:			
(s):			
n is mainly:			
Name of software used to maint	ain computerized tru	st records or "other'	":
	ectronically, the above three of be editable by the person arily by: Int-time accountant/bookkeeper Ing records: In is mainly:	ectronically, the above three fields will be pre- ot be editable by the person filing the electron arily by: urt-time accountant/bookkeeper Accounting firm ng records: (s):	art-time accountant/bookkeeper Accounting firm Secretary/staff ng records:

Your electronic Trust Account Report will be pre-populated with all the general trust accounts of which the Society is aware with respect to your practice. The table that lists these accounts is read-only and cannot be edited. However, if any of the information provided is outdated or false, fields below will allow you to enter the correct information. Also, please enter any new general trust accounts, or general trust accounts that are not listed. Finally, if a listed trust account is closed, please provide the date of closure in the following format – MM/DD/YYYY. There is no need to list any specific trust accounts.

During the period covered by this report, the following are all the general trust accounts (including Service Nova Scotia Trust Ad	ccounts)
we maintained. Please indicate if an account was opened or closed during this period (attach additional sheet if necessary).	

Financial institution #	Transit #	Account #	Opened – date	Closed – date

We confirm that we have instructed the bank holding the general trust accounts to remit any interest generated from general trust accounts to the <u>Law Foundation of Nova Scotia</u>.

We confirm that all specific trust accounts have been maintained in accordance with the Regulations.

During the period covered by this report, the following are all the signatories for the **general trust accounts** we maintained.

*If a lawyer became a signatory on the trust account prior to December 31, 2018 please note either the actual begin date or note "before December 31, 2018". All practicing lawyers who have signing authority on a trust account as of December 31, 2018 may continue as signatories even if they have not received approval pursuant to subregulation 4.10.4. If a new signatory, beginning on or after January 1, 2019, has not done so already, please contact TrustAccounts@nsbs.org for more information on approval to operate a general trust account.

Name of signatory	Position/title	Begin date*	End date (For those ended during the reporting period)

Please check the applicable boxes for the following requirements and questions:

BOOKS AND RECORDS

Regulation	Requirement			
10.4.1(a)	The accounting records have been maintained to allow for accurate identification of trust money and property.	□ N/A	☐ Yes	□ No
10.4.1(b)	Transactions have been posted to the books and records throughout the reporting period on a timely basis.	□ N/A	☐ Yes	□ No
10.4.1(c)	The accounting records, including source documents, are maintained for at least seven (7) years.	□ N/A	☐ Yes	□ No
	We maintain:			
10.4.2	We confirm that we maintain the books and records as required by the Regulations. Specifically, we maintain: a book of original entry or data source for all receipts; a book of original entry or data source for all payments; a client ledger identifying receipts, payments and any unexpended balance for each client; a record showing all property held in trust (if applicable); a data source or chronological file of all billings, bank statements, cashed cheques (or digital images) for all accounts; a record of all monthly reconciliations; and, if applicable, a record of all transfers between clients.		□ Yes	□ No
	ver "No" to the above question, you are required to answer the next 11 questions. If y ion, you can skip the next 11 questions and go to the next group of questions ("Depo		"Yes" to	the
10.4.2(a)	a book of original entry or data source showing the date of receipt and source of trust money for each client and identifying the client on whose behalf the trust money is received;	□ N/A	☐ Yes	□ No
10.4.2(b)	a book of original entry or data source showing all payments out of trust money for each client, the date of each payment, the name of each recipient, and identifying the client on whose behalf each payment is made out of trust money;	□ N/A	☐ Yes	□ No
10.4.2(c)	a clients' trust ledger showing separately for each person on whose behalf trust money has been received, all such money received and disbursed and any unexpended balance;	□ N/A	□ Yes	□ No
10.4.2(d)	a record showing all trust property held in trust, and identifying the client on whose behalf the property is held;	□ N/A	☐ Yes	□ No
10.4.2(e)	a book of original entry or data source showing the date of receipt and source of all money received other than trust money;	□ N/A	☐ Yes	□ No
10.4.2(f)	a book of original entry or data source showing all payments of money other than trust money, the date of each payment and the name of each recipient;	□ N/A	☐ Yes	□ No
10.4.2(g)	a book, data source or chronological file of copies of billings showing all fees charged and other billings to clients, the dates such charges are made and identifying the clients so charged;	□ N/A	☐ Yes	□ No
10.4.2(h)	bank statements, cashed cheques, which may include a digital image provided by the pra- lawyer's financial institution showing both the front and back of the cheque, and detailed d for all trust and general accounts;		□ Yes	□ No
10.4.2(i)	a record showing a comparison made monthly of the total of balances held in all trust according the total of all unexpended balances of funds held in trust for clients as they appear from the and records together with the reasons for any differences between the totals and supported	he books		
	(i) a detailed listing made monthly showing the amount of trust money held for each identifying each client for whom trust money is held; and	client and N/A	□ Yes	□ No
	(ii) a detailed reconciliation made monthly of each trust account in a financial instituti	on; 🗖 N/A	☐ Yes	□ No
10.4.2(j)	a record showing all transfers of trust money between clients' trust ledger accounts and explaining the purpose for which each transfer is made;	□ N/A	☐ Yes	□ No

DEPOSIT	rs			
10.2	I acknowledge that I am responsible for all trust money and property received from or on I client; and the timely deposit of trust money into a trust account; and identifying the perso whose behalf the money is deposited. I confirm that for the period covered by this report, money was deposited within one day of receipt, was deposited into a trust account, was k financial institution, that I received written confirmation for all deposits, that only trust mon deposited to the trust account and that all interest generated by general trust accounts was the Law Foundation of Nova Scotia.	n on all trust ept at a ey was	☐ Yes	□ No
4.12	Effective January 1, 2020, the \$7,500 cash limit applied to each client matter rather than e transaction.	each		
	Do your books and records enable you to track the amount of cash received in respect of client matter?	any one	☐ Yes	□ No
	Has education/training on cash acceptance procedures been provided both to lawyers an lawyer staff involved in accepting payments?	d to non-	□ Yes	□ No
	Did any lawyer in the law firm receive or accept cash in an aggregate amount of greater the \$7,500 Canadian in respect of any one client matter?	nan	□ Yes	□ No
	If yes, please explain:			
	nswer "No" to question 10.2, you are required to answer the next 6 questions. If you a can skip the next 6 questions and go to 10.2.7.**	answer "Y	es" to qu	estion
10.2.3	Was all trust money deposited within one banking day of receipt?	□ N/A	☐ Yes	□ No
10.2.4(a)	Was all trust money deposited in an account designated as a trust account?	□ N/A	☐ Yes	□ No
10.2.4(b)	Was the trust account kept at a financial institution as defined in subregulation 10.1.1?	□ N/A	☐ Yes	□ No
10.2.4(c)	Does the trust account bear interest that is computed and payable to the Law Foundation Scotia as required by the <i>Legal Profession Act</i> ?	of Nova □ N/A	□ Yes	□ No
10.2.5	In the case of funds deposited into the lawyer's or firm's trust account by a third party, was written confirmation obtained from the lawyer's financial institution?	□ N/A	□ Yes	□ No
10.2.6	Were the funds deposited to the trust account only those described in subregulation 10.2.	6? □ N/A	☐ Yes	□ No
The next	5 questions are mandatory:			
10.2.7	At any time during the year were personal (or office operating) funds deposited to the trus account?	t 🗆 N/A	☐ Yes	□ No
10.2.8	Were any escrow conditions requiring trust money or property to be held without deposit received in writing?	□ N/A	☐ Yes	□ No
10.2.9	At any time, was the trust account used where there was no trust relationship?	□ N/A	☐ Yes	☐ No
10.2.9.1	Was money paid into or withdrawn from the trust account that was not directly related to legal services?	□ N/A	☐ Yes	□ No
	Information Note: The regulatory experience of law societies has shown that legal professionals sometimes use their trust accounts for purposes unrelated to the provision of legal services, and effectively act as a bank or deposit-taking institution, i.e. holding money for the limited purpose of transferring the trust money from one party to another without the provision of legal services. The use of trust accounts by clients or other parties for transactions that are completely unrelated to any legal services risks facilitating money laundering through transactions deliberately designed to disguise that the source of funds is from criminal activity. For that reason, trust accounts must not be used except when directly related to the legal services being provided by you or your firm.			

Information Note: As set out in the rule, you must pay out any money remaining in trust following the completion of a transaction or matter as soon as practical. In the spirit of the rule, you should ideally review client trust ledger accounts at least monthly. Every effort should be made to pay funds due to the client and to third parties within one month of all trust conditions being satisfied, and similarly, to swiftly transfer funds to your chequing account upon billing for your legal fees, disbursements or expenses.	directly related to legal services that you or your firm are providing. The term "legal services", which is not defined in the rule, generally means the application of legal principles and legal judgement to the circumstances or objectives of a person or entity and can include: • Giving advice with respect to a person's or entity's legal interests, rights or responsibilities of the person or of another person; • Selecting, drafting, completing or revising documents that affect or relate to the legal interests, rights or responsibilities of a person or entity; • Appearing as counsel or advocate for a person or entity in a proceeding before a court or an adjudicative body; and • Negotiating or settling the legal interests, rights or responsibilities of a person or entity. Money that is not related to the legal services provided by you or your legal practice may not be placed in a trust account. 0.2.9.2 Was money held in trust paid out as soon as practicable after completion of legal
responsibilities of the person or of another person; • Selecting, drafting, completing or revising documents that affect or relate to the legal interests, rights or responsibilities of a person or entity; • Appearing as counsel or advocate for a person or entity in a proceeding before a court or an adjudicative body; and • Negotiating or settling the legal interests, rights or responsibilities of a person or entity. Money that is not related to the legal services provided by you or your legal practice may not be placed in a trust account. O.2.9.2 Was money held in trust paid out as soon as practicable after completion of legal	responsibilities of the person or of another person; • Selecting, drafting, completing or revising documents that affect or relate to the legal interests, rights or responsibilities of a person or entity; • Appearing as counsel or advocate for a person or entity in a proceeding before a court or an adjudicative body; and • Negotiating or settling the legal interests, rights or responsibilities of a person or entity. Money that is not related to the legal services provided by you or your legal practice may not be placed in a trust account. O.2.9.2 Was money held in trust paid out as soon as practicable after completion of legal
Money that is not related to the legal services provided by you or your legal practice may not be placed in a trust account. O.2.9.2 Was money held in trust paid out as soon as practicable after completion of legal services to which the money relates? Information Note: As set out in the rule, you must pay out any money remaining in trust following the completion of a transaction or matter as soon as practical. In the spirit of the rule, you should ideally review client trust ledger accounts at least monthly. Every effort should be made to pay funds due to the client and to third parties within one month of all trust conditions being satisfied, and similarly, to swiftly transfer funds to your chequing account upon billing for your legal fees, disbursements or expenses. O.2.11 Where a general trust account or specific trust account is maintained in a financial institution which is insured by the Canada Deposit Insurance Corporation ("CDIC"), has the law firm complied with the reporting and disclosure obligations set forth in the	Money that is not related to the legal services provided by you or your legal practice may not be placed in a trust account. O.2.9.2 Was money held in trust paid out as soon as practicable after completion of legal services to which the money relates? Information Note: As set out in the rule, you must pay out any money remaining in trust following the completion of a transaction or matter as soon as practical. In the spirit of the rule, you should ideally review client trust ledger accounts at least monthly. Every effort should be made to pay funds due to the client and to third parties within one month of all trust conditions being satisfied, and similarly, to swiftly transfer funds to your chequing account upon billing for your legal fees, disbursements or expenses. O.2.11 Where a general trust account or specific trust account is maintained in a financial institution which is insured by the Canada Deposit Insurance Corporation ("CDIC"), has the law firm complied with the reporting and disclosure obligations set forth in the
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WITHDRA	AWALS			
0.3	I acknowledge that I am responsible for all withdrawals or transfers from a trust account and records of all withdrawals have been maintained.	d that	☐ Yes	□ No
0.3.3	I can confirm that all money due the lawyer/law firm was promptly removed from the trust ac	ccount.	☐ Yes	□ No
10.3.4	All money withdrawn from a trust account was done so only for one of the following purpose accordance with regulation 10.3.4, namely:	es, in	☐ Yes	□ No
	 (a) for payment on behalf of a client or another person; (b) to remove funds inadvertently deposited to the trust account; (c) money properly required for or toward payment of the practising lawyer's or law firm's fe have been disclosed to the client; (d) as authorized in writing by a person designated by the Society; or (e) as directed by a Court of competent jurisdiction. 	es that		
	If no, please explain:			
FORM O	FWITHDRAWAL			
10.3.5	I confirm that all withdrawals from the trust account were done in accordance with regulation Specifically, all withdrawals were made to a named payee; made by at least one practising		☐ Yes	□ No
	not released until I was in possession of the funds for the client; and not released until I has sufficient knowledge of the withdrawal to ensure the client's interests were protected.			
	not released until I was in possession of the funds for the client; and not released until I ha	d	er "Yes" to	the
above qu	not released until I was in possession of the funds for the client; and not released until I has sufficient knowledge of the withdrawal to ensure the client's interests were protected. nswer "No" to the above question, you are required to answer the next 5 questions. If you	d	er "Yes" to □ Yes	the 🗆 No
above qu 10.3.5(a)	not released until I was in possession of the funds for the client; and not released until I has sufficient knowledge of the withdrawal to ensure the client's interests were protected. Inswer "No" to the above question, you are required to answer the next 5 questions. If yestion, you can skip the next 5 questions and go to 10.3.7.**	ou answe		
10.3.5(a) 10.3.5(b)	not released until I was in possession of the funds for the client; and not released until I has sufficient knowledge of the withdrawal to ensure the client's interests were protected. nswer "No" to the above question, you are required to answer the next 5 questions. If yestion, you can skip the next 5 questions and go to 10.3.7.** I confirm that all withdrawals were made to a named payee; I confirm that all withdrawals were made by a practicing lawyer who has received	ou answe	☐ Yes	□ No
above qu 10.3.5(a) 10.3.5(b) 10.3.5(c)	not released until I was in possession of the funds for the client; and not released until I has sufficient knowledge of the withdrawal to ensure the client's interests were protected. Inswer "No" to the above question, you are required to answer the next 5 questions. If yestion, you can skip the next 5 questions and go to 10.3.7.** I confirm that all withdrawals were made to a named payee; I confirm that all withdrawals were made by a practicing lawyer who has received approval to operate a trust account pursuant to subregulation 4.10.4. I confirm that all withdrawals were made identifying the trust account from which the	ou answe	☐ Yes	□ No
10.3.5(a) 10.3.5(b) 10.3.5(c) 10.3.5(d)	not released until I was in possession of the funds for the client; and not released until I has sufficient knowledge of the withdrawal to ensure the client's interests were protected. Inswer "No" to the above question, you are required to answer the next 5 questions. If yestion, you can skip the next 5 questions and go to 10.3.7.** I confirm that all withdrawals were made to a named payee; I confirm that all withdrawals were made by a practicing lawyer who has received approval to operate a trust account pursuant to subregulation 4.10.4. I confirm that all withdrawals were made identifying the trust account from which the funds are withdrawn and the date on which the funds are withdrawn; I confirm that all withdrawals were released from the lawyer's office only after the lawyer or law firm was in possession of funds for the credit of the client on whose behalf the	ou answe	☐ Yes ☐ Yes ☐ Yes	□ No □ No □ No
above qu 10.3.5(a) 10.3.5(b) 10.3.5(c) 10.3.5(d)	not released until I was in possession of the funds for the client; and not released until I has sufficient knowledge of the withdrawal to ensure the client's interests were protected. Inswer "No" to the above question, you are required to answer the next 5 questions. If yestion, you can skip the next 5 questions and go to 10.3.7.** I confirm that all withdrawals were made to a named payee; I confirm that all withdrawals were made by a practicing lawyer who has received approval to operate a trust account pursuant to subregulation 4.10.4. I confirm that all withdrawals were made identifying the trust account from which the funds are withdrawn and the date on which the funds are withdrawn; I confirm that all withdrawals were released from the lawyer's office only after the lawyer or law firm was in possession of funds for the credit of the client on whose behalf the withdrawal was made; I confirm that all withdrawals were not released or effected until the practising lawyer had	ou answe	☐ Yes ☐ Yes ☐ Yes ☐ Yes	□ No □ No □ No
above qu 10.3.5(a) 10.3.5(b) 10.3.5(c) 10.3.5(d) 10.3.5(e)	not released until I was in possession of the funds for the client; and not released until I has sufficient knowledge of the withdrawal to ensure the client's interests were protected. Inswer "No" to the above question, you are required to answer the next 5 questions. If yestion, you can skip the next 5 questions and go to 10.3.7.** I confirm that all withdrawals were made to a named payee; I confirm that all withdrawals were made by a practicing lawyer who has received approval to operate a trust account pursuant to subregulation 4.10.4. I confirm that all withdrawals were made identifying the trust account from which the funds are withdrawn and the date on which the funds are withdrawn; I confirm that all withdrawals were released from the lawyer's office only after the lawyer or law firm was in possession of funds for the credit of the client on whose behalf the withdrawal was made; I confirm that all withdrawals were not released or effected until the practising lawyer had sufficient knowledge of the withdrawal to ensure that the client's interests were protected.	ou answe	☐ Yes ☐ Yes ☐ Yes ☐ Yes	□ No
above qu 10.3.5(a) 10.3.5(b) 10.3.5(c) 10.3.5(d) 10.3.5(e) The next 10.3.7	not released until I was in possession of the funds for the client; and not released until I has sufficient knowledge of the withdrawal to ensure the client's interests were protected. Inswer "No" to the above question, you are required to answer the next 5 questions. If yestion, you can skip the next 5 questions and go to 10.3.7.** I confirm that all withdrawals were made to a named payee; I confirm that all withdrawals were made by a practicing lawyer who has received approval to operate a trust account pursuant to subregulation 4.10.4. I confirm that all withdrawals were made identifying the trust account from which the funds are withdrawn and the date on which the funds are withdrawn; I confirm that all withdrawals were released from the lawyer's office only after the lawyer or law firm was in possession of funds for the credit of the client on whose behalf the withdrawal was made; I confirm that all withdrawals were not released or effected until the practising lawyer had sufficient knowledge of the withdrawal to ensure that the client's interests were protected. 2 questions are mandatory: Did anyone make a withdrawal from any of the firm's trust accounts by way of a debit	ou answe	☐ Yes ☐ Yes ☐ Yes ☐ Yes ☐ Yes ☐ Yes	□ No □ No □ No □ No
10.3.5(a) 10.3.5(b) 10.3.5(c) 10.3.5(d) 10.3.5(e)	not released until I was in possession of the funds for the client; and not released until I has sufficient knowledge of the withdrawal to ensure the client's interests were protected. Inswer "No" to the above question, you are required to answer the next 5 questions. If yestion, you can skip the next 5 questions and go to 10.3.7.** I confirm that all withdrawals were made to a named payee; I confirm that all withdrawals were made by a practicing lawyer who has received approval to operate a trust account pursuant to subregulation 4.10.4. I confirm that all withdrawals were made identifying the trust account from which the funds are withdrawn and the date on which the funds are withdrawn; I confirm that all withdrawals were released from the lawyer's office only after the lawyer or law firm was in possession of funds for the credit of the client on whose behalf the withdrawal was made; I confirm that all withdrawals were not released or effected until the practising lawyer had sufficient knowledge of the withdrawal to ensure that the client's interests were protected. 2 questions are mandatory: Did anyone make a withdrawal from any of the firm's trust accounts by way of a debit card or similar instrument? Was a signed direction to the financial institution or the signed electronic confirmation sent by the financial institution stored in such manner that it may be cross referenced to the withdrawal from the trust account as shown on the monthly statement from the financial institution?	ou answe	☐ Yes☐ Yes☐ Yes☐ Yes☐ Yes☐ Yes☐ Yes☐ Yes	□ No

0.6.2	In the case of errors in the trust account, were they corrected without delay?	□ N/A	☐ Yes	☐ No
0.6.3	Were all overdrafts per Regulation 10.6.3 requirements in any trust account reported to the Executive Director immediately?	□ N/A	☐ Yes	□ No
	the Executive Director infinediately:	•		

Annual Trust Account Report – Working Copy – NOT FOR SUBMISSION November 2023 - Page 8 of 12

ANTI-MONEY LAUNDERING (AML) AND ANTI-TERRORIST FINANCING (ATF)

Money laundering is on the rise in Canada. Lawyers must take appropriate steps to make sure they are not knowingly or unknowingly assisting their clients to place criminal proceeds into the financial system, layering the funds to remove traceability or integrating the cleansed funds into the economy. Since lawyers are exempt from Federal AML/ATF Regulations when providing legal services, the law societies play a vital role in regulating AML/ATF risks, assessing a lawyer's compliance with AML/ATF rules, investigating a lawyer's conduct, and enforcing sanctions on those who do not comply.

The Society has guidelines and processes (Regulations 4.12 and 4.13) to assist lawyers to ensure that they are not facilitating or otherwise assisting anyone to commit an illegal act, including money laundering and terrorist financing. This includes:

- Cash receipt rules
- Identification of clients
- Verification of clients
- Obtaining information on source of funds
- Ongoing monitoring of clients and the duty to withdraw representation when necessary

It is also important to have an understanding of anti-money laundering and anti-terrorist financing information and the risk factors or red flags.

Additional information is available at the links below:

NSBS Website information on Money Laundering and Client i.d. (Includes links to additional resources)

Highlights and detail of regulation changes around cash transactions, client identification and verification.

FLSC Anti-Money Laundering and Terrorist Financing Working Group: Guidance for the Legal Profession

FLSC Anti-Money Laundering and Terrorist Financing Working Group: FAQs on the Client ID and Verification Model Rule

FLSC AML and ATF Working Group: Risk Assessment Case Studies for the Legal Profession

Advisories to Address the Risks of Money Laundering & Terrorist Financing

Source of Funds Checklist

ANTI-MONEY LAUNDERING AND ANTI-TERRORIST FINANCING – CERTIFICATIONS					
I. I certify that I have an understanding of and am in compliance with regulations 4.13 regarding Client Identification and Verification.	☐ Yes ☐ No, I would like more information about how to comply with the regulations ☐ N/A				
2. I certify that I have an understanding of my legal, professional and ethical responsibilities regarding AML/ATF and have sufficient knowledge of AML and ATF issues and risks to enable me to fulfil these obligations.	☐ Yes☐ No, I would like more information about how to comply with the regulations☐ N/A				
3. I certify that I am aware of the circumstances in which I am required to obtain information on the client's source of funds (4.13.8) and have incorporated this in my practice.	☐ Yes☐ No, I would like more information about how to comply with the regulations☐ N/A				

REQUIRED INFORMATION In order to get a better sense of the volume and dollar amount of trust account transactions that occur, the Society is asking for the opening and closing balances of trust accounts and the number and dollar (\$) amount of the debits and credits that occurred during the trust account year. For all your general trust accounts (this includes any Service Nova Scotia Trust Account) taken together, please indicate the following: Total # of Total \$ amt of Total # of Total \$ amt of Total opening balance Total closing balance **Debits** debits Credits credits (at start of reporting period) (at end of reporting period) (decreases) (decreases) (increases) (increases) Total opening balance + (add) total \$ amount of credits - (less) total \$ amount of debits = Total closing balance (at end of reporting period). The total closing balance should equal the total closing client trust listing balance as at the end of the reporting period. ☐ Yes □ N/A ■ No In circumstances where s.30(5) of the Legal Profession Act applies, have you advised the clients that such funds can be held in a specific trust account with the interest credited to the client? 3. At the time of this review, is there an amount greater than \$10,000 relating to a single transaction ☐ Yes ■ No being held in any general trust account that has been there for more than 90 days? If yes, please provide the information below: Total # of balances Total \$ amount of balances 4. In order to get a better sense of the age of balances held in the general trust account(s), please fill in the table below. Please include a separate attachment summarizing any balances held in trust for more than 3 years (including date, dollar amount, reason for balance, and client name/ID). Please also provide further explanation on the firm's processes or policies concerning balances held in trust for more than 3 years. Has the firm documented attempts to address remaining trust account balances? Period of time Total # of balances **Total \$ amount** 0-1 years 1-2 years 2-3 years > 3 years Total Sum (sum of 0-1 years, 1-2 years, 2-3 years, and > 3 years) The Total Sum \$ amount should equal the Total Closing Balance (at end of reporting period) from #1 above. In order to get a better sense of the age of balances held in specific trust account(s) (for example, a GIC held for a specific client). please fill in the table below. For the purpose of determining the age of balances in specific trust accounts, please use the last transaction date excluding interest. Please include a separate attachment summarizing any balances held in trust for more than 3 years (including date, dollar amount, reason for balance, and client name/ID). Please also provide further explanation on the firm's processes or policies concerning balances held in trust for more than 3 years. Has the firm documented attempts to address remaining trust account balances?

Period of time Total # of balances Total \$ amount

0-1 years

1-2 years

2-3 years

> 3 years

Total Sum (sum of 0-1 years, 1-2 years, 2-3 years, and > 3 years)

Are you holding in trust any funds for which the purpose of the trust cannot be fulfilled, and the trust funds cannot be distributed [see <i>Public Trustee Act</i> s.28(1)]?	☐ Yes	☐ No
On the last reconciliation for the year, were there any stale dated cheques (i.e. outstanding for more than 6 months)?	☐ Yes	□ No
If yes, what is the number and total dollar amount of these stale dated cheques? #	\$	<u></u>

8. Do you make use of electronic deposits (i.e. cheque scanning, email transfers, incoming wire	The Society is gathering information on the volume of lawyers who are using electronic banking r	nethods (next	2 questions).
payment, etc.) for trust transactions? 10. If the law firm maintains computerized trust accounts, is an audit trail created for all changes or corrections to accounting transactions and are the records maintained on backup storage if the client's trust ledger is not printed monthly? 11. Have you held in trust for clients (as trust property) or performed any transactions using electronic currency (e.g. Bitcoin, Litecoin, Letc.)? 11. Have you held in trust for clients (as trust property) or performed any transactions using electronic currency (e.g. Bitcoin, Litecoin, Letc.)? 11. If yes, please provides details (specifics not required): 11. It is this a FINAL Trust Account Report? If yes - I undertake to file a confirmation from my bank(s) that the trust account(s) is (are) closed: Please provide a reason for final report (e.g. retiring, changing category, changing firm/employer): Trust account oversight costs: The Society wishes to gain an understanding of the total cost for the legal profession of trust account oversight. In order to aid in that data collection, please select the range for the total cost of the accountant's work (before HST) in relation to this Trust Account Report and the Accountant's Report. Society wishes to gain an understanding of the total cost of the accountant's Report. Society wishes to gain an understanding of the total cost of the legal profession of trust account oversight. In order to aid in that data collection, please select the range for the total cost of the accountant's Report. Society wishes to gain an understanding of the total cost of the legal profession of trust account oversight. In order to aid in that data collection, please select the range for the total cost of the accountant's Report. Society wishes to gain an understanding of the total cost of the legal profession of trust account and the Accountant Report bear reviewed and approved by the Designated Lawyer? Society wishes to gain and understanding of the total cost of the accountant and		☐ Yes	□ No
corrections to accounting transactions and are the records maintained on backup storage if the client's trust ledger is not printed monthly? 11. Have you held in trust for clients (as trust property) or performed any transactions using electronic currency (e.g. Bitcoin, Litectin, etc.)? 12. Is this a FINAL Trust Account Report? 13. Is this a FINAL Trust Account Report? 14. If yes - I undertake to file a confirmation from my bank(s) that the trust account(s) is (are) closed: Please provide a reason for final report (e.g. retiring, changing category, changing firm'employer): 15. If yes - I undertake to file a confirmation from my bank(s) that the trust account(s) is (are) closed: Please provide a reason for final report (e.g. retiring, changing category, changing firm'employer): 16. Trust account oversight costs: 17. The Society wishes to gain an understanding of the total cost for the legal profession of trust account oversight. In order to aid in that data collection, please select the range for the total cost of the accountant's work (before HST) in relation to this Trust Account Report and the Accountant's Report. 17. \$0 - \$500		☐ Yes	□ No
currency (e.g. Bitcoin, Litecoin, etc.)? If yes, please provides details (specifics not required): 12. Is this a FINAL Trust Account Report? If yes - I undertake to file a confirmation from my bank(s) that the trust account(s) is (are) closed: Please provide a reason for final report (e.g. retiring, changing category, changing firm/employer): Trust account oversight costs: The Society wishes to gain an understanding of the total cost for the legal profession of trust account oversight. In order to aid in that data collection, please select the range for the total cost of the accountant's work (before HST) in relation to this Trust Account Report and the Accountant's Report. \$\begin{array}{c} \$0 - \$500 & \$501 - \$1,000 & \$1,001 - \$2,000 & \$2,001 - \$3,000 & \$3,001 + \$1,001 - \$2,000 & \$3,001 + \$1,001 - \$2,000 & \$2,001 - \$3,000 & \$3,001 + \$1,001 - \$2,000 & \$3,001 + \$1,001 - \$2,000 & \$3,001 + \$1,001 - \$2,000 & \$3,001 + \$1,001 - \$2,000 & \$3,001 + \$1,001 - \$2,000 & \$3,001 + \$1,001 - \$2,000 & \$3,001 + \$1,001 - \$2,000 & \$3,001 + \$1,001 - \$2,000 & \$3,001 + \$1,001 - \$2,000 & \$3,001 + \$1,001 - \$2,000 & \$3,001 + \$1,001 - \$2,000 & \$3,001	corrections to accounting transactions and are the records maintained on backup storage if the	☐ Yes	□ No
If yes - I undertake to file a confirmation from my bank(s) that the trust account(s) is (are) closed: Please provide a reason for final report (e.g. retiring, changing category, changing firm/employer): Please provide a reason for final report (e.g. retiring, changing category, changing firm/employer): Trust account oversight costs: The Society wishes to gain an understanding of the total cost for the legal profession of trust account oversight. In order to aid in that data collection, please select the range for the total cost of the accountant's work (before HST) in relation to this Trust Account Report and the Accountant's Report. \$0 - \$500	currency (e.g. Bitcoin, Litecoin, etc.)?	☐ Yes	□ No
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Has the Trust Account Report been reviewed and approved by the Designated Lawyer? Designated lawyer: The name of the accountant engaged to complete the Accountant's Report on the Trust Account is The name of the accounting firm is: Only a public accountant licensed by the Chartered Professional Accountants of Nova Scotia may complete the Accountant's Agreed Upon Procedures Report on the Trust Account (Accountant's Report). The accountant must have an Audit or Review License and be listed on the Public Accounting License Holders directory on the Chartered Professional Accountants of Nova Scotia website (cpans.ca). Please provide email address and mailing address of the accountant noted above: Email address: Mailing address:	collection, please select the range for the total cost of the accountant's work (before HST) in relation to this Accountant's Report. \$\textstyle \text{\$0 - \$500} \tag{501 - \$1,000} \tag{\$1,001 - \$2,000} \tag{\$2,001 - \$3,000}	Trust Account	Report and the
The name of the accountant engaged to complete the Accountant's Report on the Trust Account is			☐ Yes ☐ No
Only a public accountant licensed by the Chartered Professional Accountants of Nova Scotia may complete the Accountant's Agreed Upon Procedures Report on the Trust Account (Accountant's Report). The accountant must have an Audit or Review License and be listed on the Public Accounting License Holders directory on the Chartered Professional Accountants of Nova Scotia website (cpans.ca). Please provide email address and mailing address of the accountant noted above: Email address: Mailing address:	Designated lawyer:		
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Email address: Mailing address:	Agreed Upon Procedures Report on the Trust Account (Accountant's Report). The accountant mus License and be listed on the Public Accounting License Holders directory on the Chartered Profess	t have an Audi	t or Review
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	Email address:		
Phone number:	Mailing address:		
	Phone number:		