

The background of the slide features a photograph of several white tipis on a grassy plain at sunset. The sun is low on the horizon, casting a warm orange glow. The sky transitions from orange near the horizon to a clear blue at the top. There are decorative geometric shapes: a red triangle in the bottom-left corner and a yellow triangle in the top-right corner.

MANAGING CONFLICTS OF INTEREST



First Nations
**FINANCIAL
MANAGEMENT
BOARD**



KEY LEARNING OBJECTIVES



What is a conflict of interest?



How can a First Nation manage conflicts of interest?

WHAT IS A CONFLICT OF INTEREST?



CONFLICT OF INTEREST

A conflict of interest is a situation of personal gain at the expense of others



What does personal gain mean to **you**?





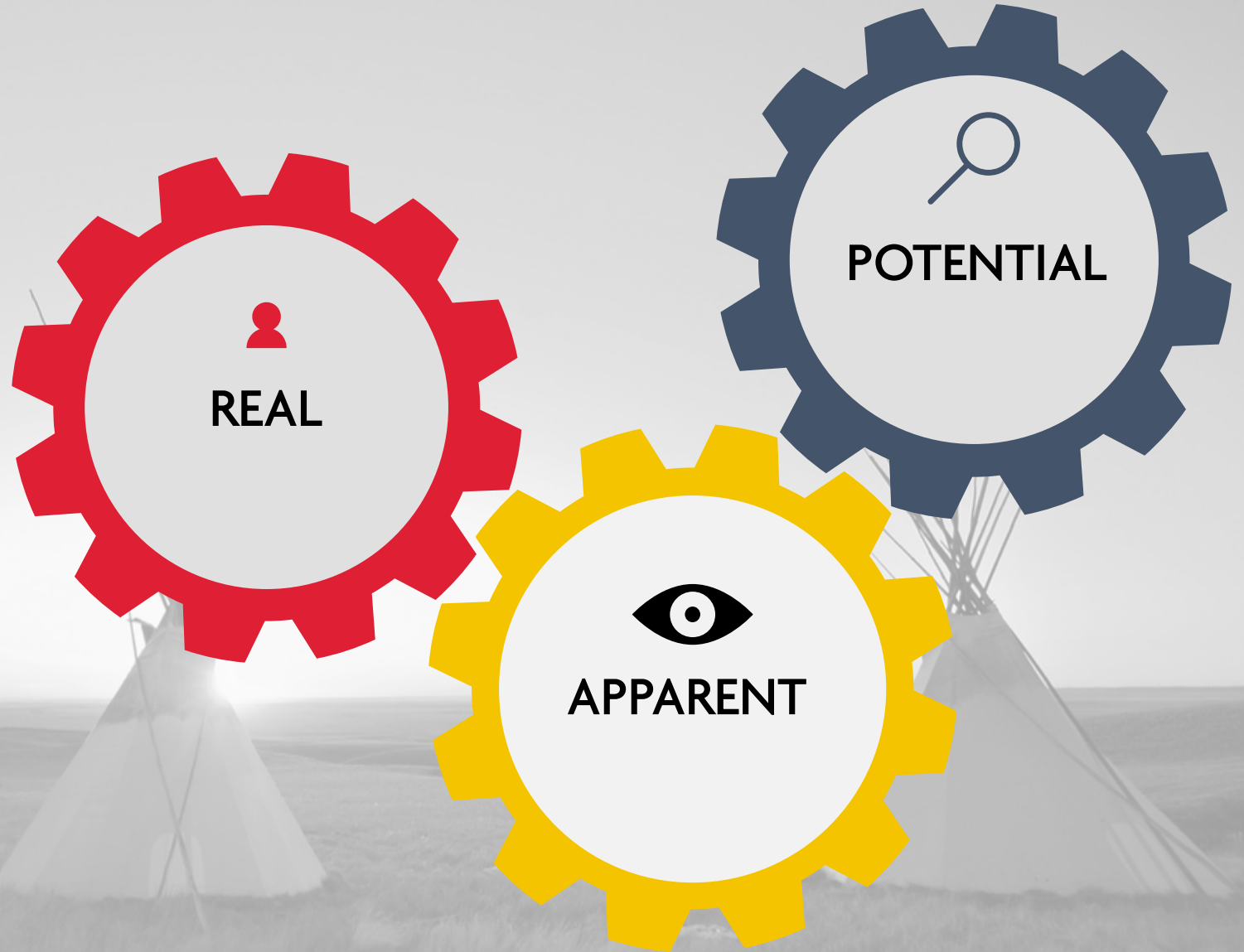
PERSONAL GAIN

Examples of personal gain :

- An entity in which the individual has a controlling interest
- Close family or personal relationships with persons in a position to influence the affairs of the First Nation
- Close relationships with persons having an interest in information, competitive, intellectual or other interests of the First Nation



CONFLICTS OF INTEREST



An **APPARENT** conflict of interest is one in which a reasonable person would think that the professional judgment is likely to be compromised



APPARENT & POTENTIAL

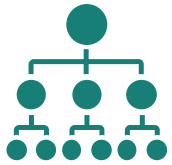


A **POTENTIAL** conflict of interest involves a situation that may develop into an actual conflict of interest

WHY MANAGE CONFLICTS OF INTEREST?



WHY IS MANAGING CONFLICTS OF INTEREST IMPORTANT?



Managing conflicts of interest ensures Nation's best interests are behind every decision.



Promotes transparency and accountability.



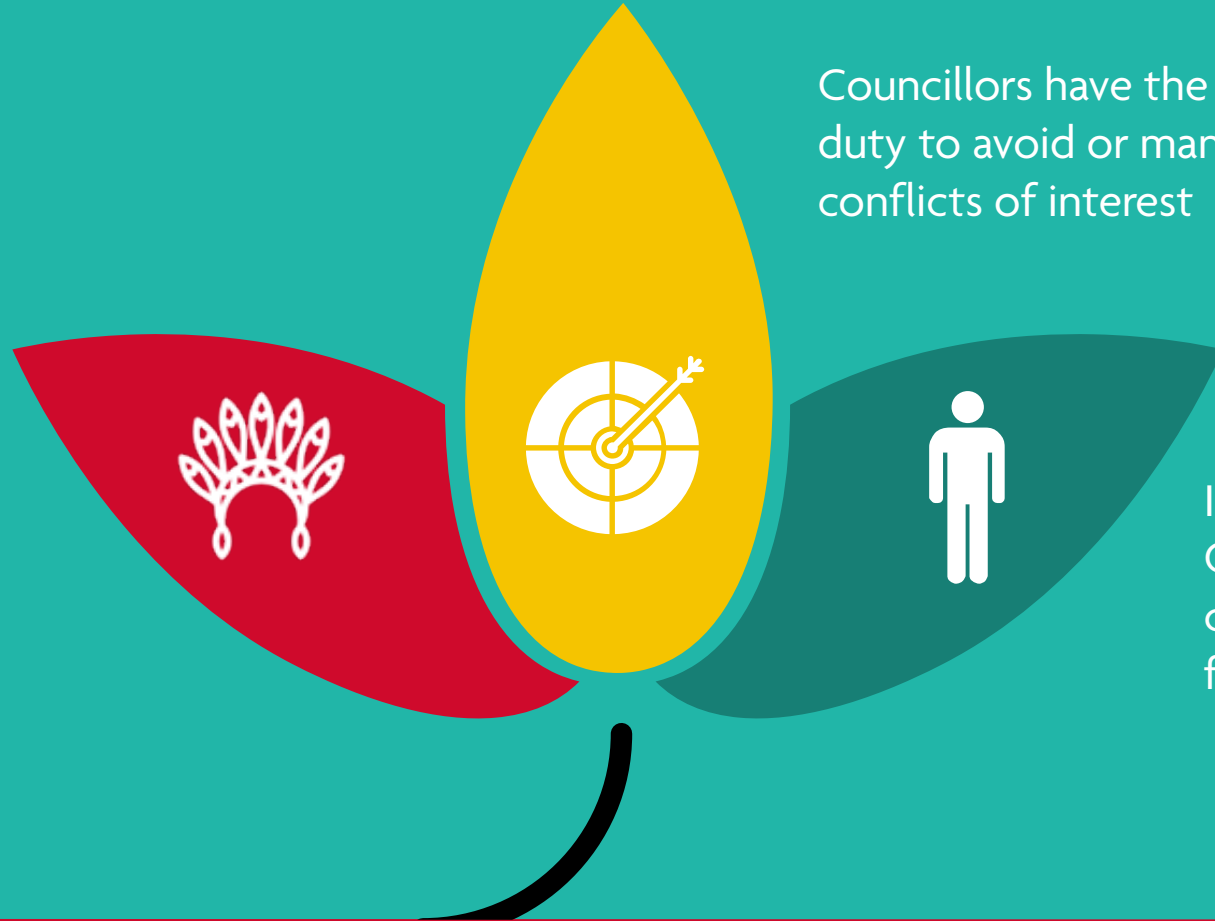
Builds community trust and support.

MANAGING CONFLICTS OF INTEREST



COUNCIL'S FIDUCIARY DUTY AND CONFLICTS OF INTEREST

Conflict of interest occurs when a Councillor is in a position in which the duty to act in the best interests of the First Nation conflicts with personal interests.



Councillors have the legal duty to avoid or manage conflicts of interest

In a real or apparent conflict, a Councillor must declare the conflict and remove him/herself from the decision

Officers, Employees, Committee Members and Contractors

Responsibility

To disclose circumstances that could result in an actual or potential conflict of interest as they arise and as soon as possible



HOW CAN CONFLICTS OF INTEREST BE MANAGED?



Who decides on whether a conflict of interest exists?

When and how should it be disclosed?

When and how should it be managed?

POLICY

Establish a code of conduct and conflict of interest policy and procedures

MANAGING CONFLICTS OF INTEREST



TRAINING

Make sure training and orientation is provided to Council members, officers, employees and contractors

DISCLOSURE FORMS

How do disclosure forms support conflict of interest management?

Is this gift
GENUINE?

G

Can I still think
and act
INDEPENDENTLY?

I

Am I still FREE
and clear of any
obligation of
doing something
in return?

F

Am I willing to
declare it and
be
TRANSPARENT?

T

What about gifts and benefits?

The policy must specify restrictions on the acceptance of gifts and benefits that could be seen to have been offered in order to influence the making of a decision.

WHAT'S IMPORTANT TO REMEMBER?

Conflicts of interest affect everyone



Have clear policy and procedures



Identify a real, apparent or potential conflict of interest



Disclose the conflict of interest in writing

QUESTIONS?

Let's chat.

First Nations Financial Management Board

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