

### Part C Phase 1—Proposed Section 320

#### (MARK-UP)

#### **Preparation and Presentation of Information**

320.1 Professional accountants in business are involved in the preparation and presentation of information ~~to stakeholders~~ both ~~inside~~ within and outside the employing organization. ~~Such Stakeholders~~ to whom, or for whom, such information is prepared or presented, include:

- Management ~~and,~~ those charged with governance.
- ~~Investors, regulators,~~ lenders and other creditors.
- Regulators.

This information may assist stakeholders in understanding and evaluating aspects of the organization's state of affairs and in making decisions concerning the organization. ~~Such information~~ This includes financial and non-financial information that may be made public or used for internal purposes.

Examples include:

- Operating and performance reports.
- Decision support analyses.
- Budgets and forecasts.
- Information provided to the internal and external auditors.
- Risk analyses.
- General and special purpose financial statements.
- Tax returns.
- Reports filed with regulators for legal and compliance purposes.

320.2 ~~A~~ Professional accountants in business who ~~is~~ are responsible for recording, maintaining, preparing, approving or presenting information shall do so ~~in a manner that is fair and honest,~~ in accordance with the fundamental principles. This includes:

- Preparing or presenting information in a manner that is intended neither to mislead nor to influence contractual or regulatory outcomes inappropriately; ;
- Not omitting information with the intention of rendering the information misleading; ~~and or of~~ influencing contractual or regulatory outcomes inappropriately.
- Presenting the information in accordance with a relevant reporting framework, where applicable.

This responsibility involves ~~taking reasonable steps using professional judgment~~ to:

- Represent the facts accurately and completely in all material respects; ;

- Describe clearly the true nature of business transactions or activities; ~~and~~.
  - Classify and record information in a timely and proper manner.
- 320.3 Preparing or presenting ~~financial information often involves judgment and may require the exercise of discretion in making professional judgments~~. Preparing or presenting such information fairly and honestly ~~and in accordance with the fundamental principles~~ requires the professional accountant not to exercise such discretion in a manner that is intended to mislead, ~~including when nor to influence contractual or regulatory outcomes inappropriately. This includes not using discretion to achieve inappropriate outcomes in one or more of the following ways:~~
- Determining estimates. For example, over- or under-accruing ~~warranty expenses bad debt expense~~ in order to ~~manipulate income misrepresent profit or loss~~.
  - Selecting ~~a particular or changing an~~ accounting ~~policy or~~ method among two or more alternatives permitted under the applicable financial reporting framework. For example, ~~selection of one selecting a method from among alternative revenue recognition methods of accounting for long-term contracts~~ in order to ~~manipulate income misrepresent profit or loss~~.
  - Determining the timing of transactions. For example, timing ~~revenue transactions the sale of an asset near the end of the fiscal year~~ in order to ~~manipulate income misrepresent financial position~~.
  - Determining the structuring of transactions. For example, structuring financing transactions in order to ~~manipulate the statement of financial position or the cash flow statement misrepresent assets and liabilities or classification of cash flows~~.
  - ~~Determining~~Selecting disclosures. For example, omitting or obscuring information ~~so that materially different items are not distinguished~~ relating to financial or operating risk in order to mislead.
- 320.4 ~~When performing professional activities, especially those that do not require compliance with a relevant reporting framework, the professional accountant shall use professional judgment to determine and take into account An important factor for the professional accountant to consider is having regard to~~ the purpose for which the information is to be used, the context in which it is provided and the audience to whom it is addressed. For example, ~~when preparing or presenting financial information such as~~ pro forma reports, budgets or forecasts ~~would require the professional accountant to inclusion of~~ relevant, necessary estimates, approximations and assumptions ~~that are necessary to would~~ enable those who may rely on such information to form their own judgments.
- 320.5 In cases where the professional accountant relies on the work of others, the professional accountant shall ~~take reasonable steps use professional judgment~~ to be satisfied that such work enables the professional accountant to fulfill the obligations set out in paragraph 320.2.
- 320.6 ~~Where a~~If the professional accountant has ~~determined reason to believe~~ that ~~the~~ information with which the professional accountant is associated is misleading, the professional accountant shall obtain an understanding of the matter and take appropriate steps to resolve the matter. Such steps ~~may include consulting:~~
- Consulting the employing organization's policies and procedures (for example, an ethics policy) regarding how such matters should be addressed internally, ~~and discussing~~.

- Discussing concerns that the information is misleading with the professional accountant's supervisor and/or the appropriate level(s) of management within the professional accountant's organization or those charged with governance, and requesting such individuals to take appropriate action to resolve the matter. Such action may include:
    - Having the information corrected;
    - If after taking such steps, the information has already been disclosed to the intended users, informing them of the correct information.
- 320.7 If ~~after taking such steps~~ the professional accountant determines that ~~corrective~~appropriate action has not been taken and continues to have reason to believe that the information is ~~still~~ misleading, the professional accountant ~~may, while being alert to the fundamental principle of confidentiality,~~ shall consider one or more of the following:
- Consulting legal counsel regarding the professional accountant's and the employing organization's responsibilities.
  - Consulting with a relevant professional body.
  - Consulting with the employing organization's internal and external auditor.
  - Determining whether any requirements exist to communicate to third parties, including users of the information, ~~regulatory authorities or the employing organization's external accountant or regulatory authorities. In situations where the misrepresentation may be a violation of a law or regulation, Section 360 provides guidance relating to non-compliance with laws and regulations.~~
- 320.8 If after exhausting all ~~possible feasible~~ options for resolving the matter, the professional accountant determines that appropriate action has not been taken and there is reason to believe that the information is still misleading, the professional accountant shall refuse to be or to remain associated with the information. In such circumstances, the professional accountant shall also may consider resigning from the employing organization. Doing so, however, would not be a substitute for taking other actions that may be required such as communicating concerns to third parties, as discussed in paragraph 320.7.
- 320.9 ~~The~~In situations where the professional accountant has reason to believe the information is still misleading, the professional accountant is encouraged to document the facts, the accounting principles or other relevant professional standards involved, and the communications and parties with whom these matters were discussed, and how the matter(s) were resolved.
- 320.10 Where threats to compliance with the fundamental principles relating to the presentation of information arise from financial interests, compensation and incentives linked to financial reporting and decision making, the guidance in Section 340 is relevant.
- 320.11 Where threats to compliance with the fundamental principles relating to the presentation of information arise from pressure, the guidance in Section 370 is relevant.