

Employment in Financial Services

Contributing Editor

Louise Skinner at Morgan Lewis & Bockius

05. Do any categories of employee have enhanced responsibilities under the applicable regulatory regime?

Germany

Author: *Till Heimann, Anne-Kathrin Bertke, Marina Christine Csizmadia*
at Kliemt.HR Lawyers

Employees who qualify as risk-takers have enhanced responsibilities due to their influence on an institution's risk profile, including documentation requirements. Investment brokers advising private clients are also subject to strict rules and extensive documentation requirements, inter alia, on the investment advice provided and how the investment was tailored to the preferences, investment objectives, and other characteristics of the investor.

Last updated on 16/04/2024

Switzerland

Author: *Simone Wetzstein, Matthias Lötscher, Sarah Vettiger*
at Walder Wyss

Specifically, employees holding executive, overall management, oversight or control functions in regulated companies are responsible for ensuring that the companies' organization ensures the continued compliance with applicable financial market laws. Swiss financial market laws do not have enhanced responsibilities for different employee categories. Instead, a person's fitness and propriety are assessed within the context of the specific requirements and functions of a given company, the scope of activities at that company, and the complexity of that company.

Last updated on 23/01/2023

UAE

Author: *Rebecca Ford*
at Morgan Lewis & Bockius

There are no provisions that lay down enhanced responsibilities for a particular category of employees in the financial services sector.

Last updated on 24/04/2024

Contributors



Germany

Till Heimann
Anne-Kathrin Bertke
Marina Christine Csizmadia
Kliemt.HR Lawyers



Switzerland

Simone Wetzstein
Matthias Lötscher
Sarah Vettiger
Walder Wyss



UAE

Rebecca Ford
Morgan Lewis & Bockius