

# PENSION

M A G A Z I N E

OCTOBER 2024 ISSUE

## UNCLAIMED PENSIONS

A ticking time bomb for pension funds.

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Against money laundering in pension administration.

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Selecting a foreign law firm for offshore investments

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## "A NEW DAWN FOR PENSION FUNDS"

Sandra T. Musevenzo (Director General)

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# DIRECTOR'S NOTE

Director General (ZAPF)

**SANDRA. T. MUSEVENZO**



## “NEW DAWN FOR PENSION FUNDS”

As we embark on this new chapter, it is with great anticipation and a sense of purpose that we present to you this month's edition of the ZAPF Pensions Magazine. In an era marked by economic volatility and societal shifts, the role of pension funds has never been more critical. They stand as the last lines of financial security, providing a lifeline for countless individuals as they navigate the complexities of retirement.

Within these pages, we delve into the intricacies of the pension fund industry, exploring the latest trends, innovations, and regulatory developments that are shaping the landscape. Our esteemed contributors offer insightful analyses, expert opinions and practical advice to help you make informed decisions and optimize your investment strategies.

As we navigate these uncharted waters, it is imperative that we remain steadfast in our commitment to excellence, integrity and transparency. By fostering a culture of innovation and collaboration, we can collectively build a stronger, more resilient pension fund industry that empowers individuals and secures their financial futures.

We invite you to join us on this journey as we explore the possibilities and challenges that lie ahead.

Yours Sincerely

Sandra T. Musevenzo (Director General)

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# ACCOUNTANTS AS GUARDIANS

## AGAINST MONEY LAUNDERING IN PENSION ADMINISTRATION

| Authored By Godfrey Mupunga |



In the intricate tapestry of financial systems, accountants play a pivotal role that often goes unnoticed. Beyond their traditional financial reporting and analysis tasks, they serve as vigilant guardians against one of the most insidious threats to financial integrity: money laundering. With their unique blend of financial expertise, regulatory knowledge, and ethical principles,

accountants are uniquely positioned to identify, prevent, and report suspicious activities that may be linked to money laundering.

Pension administration, a critical aspect of financial planning involves managing retirement funds for individuals and organizations. Unfortunately, this sector is not immune to the threat of

money laundering. Accountants, with their expertise in financial analysis, regulatory compliance, and ethical principles, are uniquely positioned to safeguard pension funds from such illicit activities. This paper explores the crucial role of accountants in preventing and assisting in addressing money laundering within pension administration.



## Key roles of accountants in combating money laundering:

Accountants play a vital role in preventing money laundering within pension administration by:

**1.Suspicious Activity Reporting (SAR):** Accountants are often the first to identify unusual or suspicious financial transactions. They are required to report any activity that raises concerns about money laundering to the appropriate authorities. This includes large cash deposits, complex financial structures, and unusual patterns of transactions.

**2.Due diligence:** Accountants conduct due diligence on clients to assess their financial activities and identify potential risks. Accountants should conduct thorough due diligence on pension fund beneficiaries and contributors to verify their identities and assess the legitimacy of their financial activities. This includes verifying documents, assessing source of funds, and identifying any red flags that may indicate suspicious activity. By conducting thorough due diligence, accountants can help prevent money launderers from using their services.

**3.Enforcing internal controls:** Accountants play a vital role in designing and implementing internal controls to prevent money laundering within organizations. These controls can include segregation of duties, regular audits, and monitoring of financial transactions.

**4.Financial analysis:** Accountants use their analytical skills to

identify red flags in financial statements. Unusual patterns, inconsistencies, or discrepancies can be indicative of money laundering activities. By analysing financial data, accountants can help uncover hidden transactions and suspicious activities.

### 5.Ensuring regulatory compliance:

Accountants should ensure that pension funds comply with all relevant anti-money laundering regulations. This involves staying up-to-date on regulatory requirements, conducting compliance reviews, and providing training to staff.

### 6.Professional ethics:

Accountants are bound by professional ethics codes that require them to act with integrity and honesty. This includes reporting any suspected money laundering activities, even if it means disclosing confidential information.

### 7.Monitoring investment

**activities:** Accountants should closely monitor the investment activities of pension funds to ensure that assets are valued accurately and that there are no unusual patterns or transactions. This involves reviewing financial statements, analysing investment performance, and identifying any discrepancies or inconsistencies.

By fulfilling these roles, accountants contribute significantly to the prevention and detection of money laundering. Their expertise and vigilance are essential in safeguarding the integrity of financial systems and protecting society from illicit activities.

## Why is being guardians against money laundering important?

Being a guardian against money laundering is crucial for several reasons:

**1.Protecting financial systems:** Money laundering undermines the integrity and stability of financial systems. It can lead to financial crises, erode public trust in institutions, and hinder economic development. By preventing money laundering, we safeguard the health and resilience of our financial systems.

**2.Combatting terrorism and organized crime:** Money laundering is a primary funding mechanism for terrorist organizations and criminal networks. By disrupting money laundering activities, we can weaken the capabilities of these groups and make it more difficult for them to carry out their harmful activities.

**3.Preventing corruption and bribery:** Money laundering is often linked to corruption and bribery. By combating money laundering, we can help to reduce corruption, improve governance, and promote transparency in public and private institutions.

**4.Protecting human rights:** Money laundering can be associated with human trafficking, forced labour, and other human rights abuses. By disrupting the flow of illicit funds, we can help to protect vulnerable individuals and promote human rights.

**5.Enhancing global security:** Money laundering can facilitate the proliferation of weapons of



mass destruction and destabilize regions. By combating money laundering, we can contribute to global security and peace.

### Challenges and best practices in combating money laundering

Combating money laundering presents significant challenges due to the complex nature of financial transactions and the ingenuity of criminals. Here are some of the key challenges and effective best practices which are not exhaustive:

#### Challenges:

• **Complexity of financial transactions:** Modern financial systems are increasingly interconnected and globalized, making it difficult to track the movement of funds and identify suspicious activities.

• **Technological advancements:** Criminals are leveraging new technologies like cryptocurrency and dark web marketplaces to launder money anonymously and efficiently.

• **Regulatory complexity:** Anti-money laundering regulations are constantly evolving, making it challenging for businesses and financial institutions to stay compliant.

• **Limited resources:** Law enforcement agencies often face resource constraints, hindering their ability to investigate and prosecute money laundering cases effectively.

• **Corruption:** Corruption within financial institutions and government agencies can facilitate money laundering and make it difficult to detect and prevent.

#### Best Practices:

• **Risk-Based Approach:** Financial institutions should adopt a risk-based approach to anti-money laundering, identifying and managing risks based on factors like customer profile, geography, and transaction type.

• **Customer Due Diligence (CDD):** Conduct thorough CDD on customers to verify their identity, understand their business activities, and assess the source of their funds.

• **Suspicious Activity Reporting (SAR):** Implement robust SAR procedures to report any suspicious activity to the appropriate authorities promptly.

• **Employee training:** Provide comprehensive training to employees on anti-money laundering regulations, red flags, and reporting procedures.

• **Internal controls:** Establish strong internal controls to prevent and detect money laundering within the organization.

• **Technology utilization:** Leverage technology solutions like transaction monitoring systems and artificial intelligence to identify suspicious patterns and anomalies.

• **International cooperation:** Enhance collaboration with international law enforcement agencies and financial regulators to combat transnational money laundering.

• **Public-Private Partnerships:**



Foster partnerships between the public and private sectors to share information, best practices, and resources.

•**Cultural awareness:** Recognize and address cultural differences that may impact anti-money laundering efforts.

*By addressing these challenges and implementing effective best practices, we can strengthen our defences against money laundering and protect the integrity of financial systems.*

### How intricate tapestry is money laundering in Zimbabwe?

I think Money laundering in Zimbabwe is a complex issue, interwoven into the fabric of the country's economy and social structures. It's a multifaceted problem influenced by various factors, including:

•**Economic challenges:**

Zimbabwe's economic difficulties, such as hyperinflation and currency instability, create opportunities for illicit activities, including money laundering.

•**Corruption:** Corruption within government institutions and businesses can facilitate money laundering, as it provides a means to hide illicit funds and evade detection.

•**Informal economy:** The significant informal economy in Zimbabwe can be a breeding ground for money laundering, as it offers opportunities for individuals and businesses to operate outside of regulatory oversight.

•**Transnational crime:**

Zimbabwe's geographic location and porous borders make it susceptible to transnational crime, such as drug trafficking and human trafficking, which often involve money laundering.

•**Political instability:**

Political instability and uncertainty can create a climate conducive to illicit activities, including money laundering.

### The intricate tapestry of money laundering in Zimbabwe is further complicated by the following factors:

•**Sophistication of techniques:**

Money launderers in Zimbabwe are becoming increasingly sophisticated, employing complex techniques to disguise the origin and destination of illicit funds.

•**Limited resources:** Law enforcement agencies and financial institutions in Zimbabwe may face resource constraints that hinder their ability to effectively combat money laundering.

•**Cultural factors:** Cultural norms and practices can influence the prevalence and methods of money laundering in Zimbabwe.

*To effectively address money laundering in Zimbabwe, it is essential to understand the complex interplay of these factors and develop comprehensive strategies that target both the root causes and the specific techniques used by money launderers.*

### Understanding money laundering in pension administration

Money laundering in pension administration involves disguising the proceeds of illegal activities as legitimate pension contributions or benefits. This can be achieved through various methods, including:

•**Overvalued assets:** Pension funds may be invested in assets that are deliberately overvalued to conceal the true value of the funds.

•**False pension beneficiaries:** Non-existent or fictitious individuals may be listed as beneficiaries to receive pension payments, allowing launderers to withdraw funds without detection.

•**Complex financial structures:** Money launderers may use complex financial structures, such as shell companies or offshore accounts, to obscure the origin and destination of funds.

•**Bribery and corruption:** Bribing pension administrators or trustees can facilitate money laundering by allowing launderers to manipulate fund transactions.



## CHALLENGES AND BEST PRACTICES

Combating money laundering in pension administration presents several challenges, including:

**Complexity of pension schemes:** Pension schemes can be complex, making it difficult to identify and track suspicious activities.

**Lack of awareness:** Some pension administrators may be unaware of the risks of money laundering or may not have adequate measures in place to prevent it.

**Limited resources:** Smaller pension funds may have limited resources to invest in anti-money laundering measures.

## TO ADDRESS THESE CHALLENGES ACCOUNTANTS CAN:

**Stay informed:** Keep up to date on the latest anti-money laundering regulations and best practices

**Collaborate with regulators:** Work closely with regulators to report suspicious activities and seek guidance on compliance matters.

**Leverage technology:** Utilize technology tools to enhance monitoring and detection capabilities.

**Promote awareness:** Educate pension administrators and trustees about the risks of money laundering and the importance of prevention measures.

## Conclusion

Accountants play a crucial role in safeguarding pension funds from the threat of money laundering. By conducting due diligence, monitoring investment activities, enforcing internal controls, ensuring regulatory compliance, and reporting suspicious activities, accountants can help prevent illicit activities and protect the financial security of pension beneficiaries. By addressing the challenges and implementing best practices, accountants can contribute significantly to the integrity and sustainability of

pension administration.

Accountants are indispensable in safeguarding pension funds from money laundering. Their expertise in financial analysis, regulatory compliance, and ethical principles equips them to identify and prevent illicit activities. By conducting due diligence, monitoring investment activities, enforcing internal controls, ensuring regulatory compliance, and reporting suspicious activities, accountants can contribute significantly to the integrity and sustainability of pension administration.

While combating money laundering in pension administration presents challenges, accountants can effectively address them by staying informed, collaborating with regulators, leveraging technology, and promoting awareness. Through their vigilance and expertise, accountants can protect the financial security of pension beneficiaries and maintain the trust and integrity of pension systems.

The vigilance and expertise of accountants are crucial in preventing money laundering and protecting the financial health of our communities.

***Godfrey Mupunga is a Portfolio Accountant at BRIGHT Employee Benefits (Private) Limited and can be reached at: [godfrey.mupunga@brightzim.com](mailto:godfrey.mupunga@brightzim.com) or 0774514947. The views expressed in this article are solely my own. They do not necessarily reflect the opinions of the industry nor constitute professional advice and should not replace the need for consultation with qualified experts.***







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# SHIELDING FORTUNES: PRESERVING PENSION FUND VALUE IN TURBULENT TIMES

| Mario Hussein – Tanzania Utajiri Trustees |



The global financial landscape, once a placid pond, is now a tempestuous sea, roiled by geopolitical tensions, economic uncertainties and the relentless march of technological disruption. As the guardians of our financial futures, pension funds must navigate these treacherous waters with prudence and foresight.

The imperative to protect the value of pension funds has never been more urgent. A confluence of risks, from global inflationary pressures to global markets' volatility, threatens to erode the hard-earned savings of countless individuals. To mitigate these threats, pension funds must adopt a multifaceted approach that combines robust risk management strategies, diversified investment portfolios and astute financial stewardship.

### **The Power of Diversification**

One of the most potent weapons in the arsenal of pension fund managers is diversification. By spreading investments across a wide range of asset classes and geographic regions, funds can reduce their exposure to idiosyncratic risks and weather market storms with greater resilience. A well-diversified portfolio can mitigate the impact of adverse events, such as economic downturns, natural disasters, or political instability.

### **Risk Management: A Cornerstone of Resilience**

A sophisticated risk management framework is essential to identify, assess and mitigate potential threats. By employing advanced analytical tools and rigorous stress testing, pension funds can proactively manage risks and make informed investment decisions. Effective risk management involves a holistic approach that considers a wide range of factors, including market risk, credit risk, liquidity risk and operational risk.

### **The Role of Innovation**

To thrive in an increasingly complex and dynamic world, pension funds must embrace innovation and technological advancements. By leveraging data analytics and artificial intelligence, fund managers can gain valuable insights into market trends and make more informed investment decisions. Additionally, technology can enhance operational efficiency and reduce costs, thereby freeing up resources for investment.

### **The Ethical Imperative: Responsible Investing**

In an era of increasing social and environmental challenges, pension funds have a unique opportunity to drive positive change. By integrating environmental, social, and governance (ESG) factors into their investment decisions, funds can not only enhance long-term financial performance but also contribute to a more sustainable future.

Responsible investing, often referred to as sustainable investing or impact investing, involves considering a wide range of factors beyond traditional financial metrics. By investing in companies that demonstrate strong ESG practices, funds can mitigate risks associated with climate change, social inequality, and corporate governance failures.

Moreover, responsible investing can generate significant alpha, or excess returns, by identifying companies with strong long-term growth potential and sustainable business models. By aligning their investment strategies with global trends and societal values, pension funds can create a more resilient and equitable future for all.

### **The Human Element: Empowering Members and Building Trust**

At the heart of every pension fund lies a community of members, each with their own unique aspirations and financial goals. To fulfill their mission, pension funds must prioritize the needs and expectations of their members. By providing clear and transparent communication, accessible services and personalized advice, funds can empower members to make informed decisions about their financial future.

Furthermore, building trust is essential for the long-term success of any pension fund. By demonstrating integrity, competence and a commitment to ethical behavior, fund managers can foster strong relationships with members and stakeholders. Transparency, accountability and effective governance are the cornerstones of trust and pension funds must strive to uphold these principles at all times.

### **A Call to Action: Shaping the Future of Pension Funds**

The future of pension funds is inextricably linked to the broader economic and social landscape. By embracing innovation, prioritizing sustainability and empowering members, we can create a more secure and prosperous future for all.

*Let us work together to build a pension fund industry that is resilient, responsible and responsive to the needs of the 21st century.*





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**FOR PEACE OF MIND**



| Authored By Johann Smuts- Associate Consultant |

NIVTEIL CAPITAL (SOUTH AFRICA)

# CLIMATE CHANGE

## A LOOMING THREAT TO PENSION FUNDS

*Navigating the uncharted waters of climate risk*



The specter of climate change casts a long shadow over the financial landscape and pension funds are exception. As stewards of long-term savings, these institution are uniquely vulnerable to the far-reaching consequences of a warming planet. From the physical risks of extreme weather events to the transitional risks associated with the shift to a low carbon economy, climate change poses a complex and multi-faceted threat to pension fund portfolios.

## Understanding the climate risks landscape

### Climate-related risks can be broadly categorized into two primary types:

**1. Physical Risks:** These risks arise from the direct impacts of climate change, such as extreme weather events like hurricanes, floods and droughts. As the frequency and intensity of these events increase, they can damage physical assets, disrupts supply chains, and lead to significant financial losses for businesses and, consequently, pension funds.

**2. Transition risks:** These risks stem from the global shift towards a low-carbon economy. As governments and businesses implement policies and regulations to reduce greenhouse gas emissions, there may be significant economic and financial implications. For example, the declining value of carbon-intensive assets, such as fossil fuel stocks, could erode the value of pension fund portfolios. Additionally, the emergence of new technologies and industries may create investment opportunities, but also pose challenges in terms of identifying and assessing these opportunities.

## The impact on Pension Funds

The potential impact of climate change on pension funds is far reaching and can manifest in various ways:

•**Direct Asset Damage:** Extreme weather events can damage physical assets held by pension funds, such as real estate and infrastructure. For example, coastal properties may be vulnerable to sea-level rise and storm surges, while inland properties may be at risk from floods and wildfires.

•**Investment Losses:** Climate-related risks can lead to significant investment losses. As the physical and

transitional impacts of climate change become more pronounced, the value of certain assets may decline. For instance, the value of fossil fuel stocks may decrease as the world transitions to cleaner energy sources.

•**Liability Risks:** Pension funds have long-term liabilities, and climate change could exacerbate these liabilities. For example, increased healthcare costs due to heat-related illnesses and other climate-induced health problems could strain pension fund finances.

•**Regulatory Risks:** As governments around the world tighten regulations to address climate change, pension funds may face increased compliance costs and operational challenges.

## Mitigating Climate Risks: A Proactive Approach

To safeguard the long-term financial health of their beneficiaries, pension funds must adopt a proactive approach to managing climate-related risks. This involves a multi-faceted strategy that encompasses:

•**Climate Risk Assessment:** Conducting comprehensive climate risk assessments to identify and evaluate the potential impacts of climate change on the fund's investments. This involves assessing both physical and transitional risks, considering factors such as geographic location, asset class, and exposure to carbon-intensive industries.

•**Portfolio Diversification:** Diversifying investments across various asset classes and geographic regions to reduce exposure to climate-related risks. This may involve investing in climate-resilient assets, such as renewable energy and sustainable infrastructure, while reducing exposure to carbon-intensive sectors.

•**Active Engagement with Portfolio Companies:** Engaging with portfolio companies to encourage them to adopt sustainable business practices and disclose climate-related risks and opportunities. This can help to mitigate risks and identify potential investment opportunities.

•**Scenario Analysis:** Using scenario analysis to assess the potential impact of different climate change scenarios on the fund's portfolio.



This can help to identify vulnerabilities and develop appropriate risk management strategies.

•**Climate-Related Disclosure:** Adhering to climate-related disclosure standards, such as the Task Force on Climate-related Financial Disclosures (TCFD), to improve transparency and accountability. This can help to inform investors and other stakeholders about the fund's climate-related risks and opportunities.

•**Building Climate Expertise:** Developing in-house expertise in climate-related financial analysis and risk management. This may involve hiring climate specialists or partnering with external experts.

### A Sustainable Future for Pension Funds

Climate change presents a significant challenge to

pension funds, but it also offers opportunities for innovation and long-term value creation. By proactively managing climate-related risks and seizing emerging opportunities, pension funds can ensure the financial security of their beneficiaries for generations to come.

### CONCLUSION

**The imperative to address climate change is undeniable. As stewards of long-term savings, pension funds have a crucial role to play in building a sustainable future. By understanding and mitigating climate-related risks, pension funds can not only protect their beneficiaries' interests but also contribute to a more resilient and prosperous world.**







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# NAVIGATING THE DELICATE

## BALANCE BETWEEN SUPPORTING ORPHANS AND GUARDIANS IN PENSION FUND BENEFITS

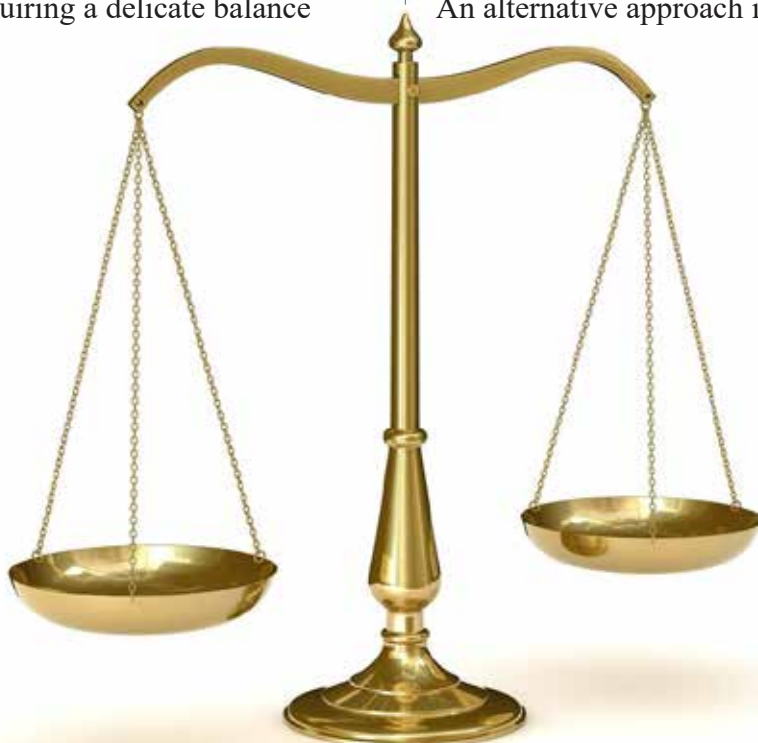
| Authored By Thamsanga Ndlovu (Social Worker and Caregiver) |  
Manger Social Services (Pvt) Ltd

The untimely demise of a breadwinner casts a long shadow, particularly on the lives of orphaned children. Pension funds, as custodians of financial security, bear a solemn responsibility to ensure that these vulnerable individuals are adequately supported. However, the disbursement of benefits presents a complex challenge, requiring a delicate balance

between supporting guardians and empowering orphans directly. Funds, divert them for personal gain, or fail to prioritize the child's best interests. This can lead to financial mismanagement, hindering the child's future prospects and perpetuating a cycle of dependency.

### Empowering Orphans: A Direct Approach

An alternative approach involves empowering



between supporting guardians and empowering orphans directly.

### The Dual Role of Guardians

Guardians, often relatives or close family friends, assume a crucial role in the lives of orphaned children. They provide love, care, and a sense of stability, acting as surrogate parents. In many instances, they also shoulder the financial burden of raising these children, particularly when the orphan's pension benefits are channeled through them.

While this arrangement offers a practical solution, it also presents potential risks. Guardians may misuse

orphans directly by providing them with access to their benefits. This empowers them to make informed decisions about their financial future, fostering independence and self-reliance. By equipping orphans with the tools and knowledge to manage their finances, pension funds can help them achieve financial security and break free from potential exploitation.

However, this approach also presents challenges. Young orphans may lack the maturity and financial acumen to handle significant sums of money responsibly. They may be susceptible to financial exploitation or may make impulsive decisions that could jeopardize their long-term well-being.



## STRIKING A HARMONIOUS BALANCE

To navigate these complexities, pension funds must adopt a nuanced approach that balances the needs of both guardians and orphans. A holistic strategy should consider the following:

1. RIGOROUS DUE DILIGENCE	2. GRADUATED DISBURSEMENT	3. COLLABORATIVE PARTNERSHIPS:
<ul style="list-style-type: none"> <li>• <b>Thorough Background Checks:</b> Conduct comprehensive background checks on potential guardians to assess their suitability and financial integrity.</li> <li>• <b>Regular Monitoring:</b> Implement regular monitoring mechanisms to ensure that funds are used appropriately and that the child's best interests are upheld.</li> <li>• <b>Financial Literacy Programs:</b> Provide guardians with financial literacy training to equip them with the skills to manage the child's finances responsibly.</li> </ul>	<ul style="list-style-type: none"> <li>• <b>Age-Based Disbursements:</b> Consider a phased approach to disbursing funds, starting with smaller amounts for younger orphans and increasing the disbursements as they mature.</li> <li>• <b>Educational Support:</b> Prioritize investments in education, ensuring that the child receives quality education and training to enhance their future employability.</li> <li>• <b>Financial Counseling:</b> Offer financial counseling services to orphans, helping them develop sound financial habits and make informed decisions about their money.</li> </ul>	<ul style="list-style-type: none"> <li>• <b>Social Welfare Organizations:</b> Partner with reputable social welfare organizations to provide support services, such as counseling, mentorship, and vocational training.</li> <li>• <b>Community Engagement:</b> Foster relationships with community leaders and local organizations to create a supportive network for orphans and their guardians.</li> <li>• <b>Transparent Communication:</b> Maintain open and transparent communication with all stakeholders, including guardians, orphans, and community members.</li> </ul>

By carefully considering these factors, pension funds can strike a harmonious balance between supporting guardians and empowering orphans. This approach not only safeguards the financial future of orphaned children but also promotes their overall well-being and fosters a sense of dignity and independence.

## CONCLUSION

The responsibility of supporting orphaned children is a complex and multifaceted task. Pension funds, as stewards of financial security, must navigate this delicate balance with empathy, wisdom, and a commitment to the long-term interests of these vulnerable individuals. By adopting a holistic approach that empowers both guardians and orphans, pension funds can make a lasting impact on the lives of these children, ensuring a brighter future for generations to come.

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# UNCLAIMED PENSIONS: A TICKING TIME BOMB FOR PENSION FUNDS

| Authored By Thamsanga Ndlovu (Social Worker and Caregiver) |



The landscape of pension funds is a complex ecosystem, blended with the hopes and dreams of countless individuals. At its core, a pension fund is a sacred trust, a promise fulfilled, a legacy secured. However, a shadow looms over this idyllic picture: the specter of unclaimed pensions! These dormant funds, often forgotten or overlooked, represent a significant financial liability for pension funds and a missed opportunity for rightful beneficiaries.

## The Magnitude of the Problem

The issue of unclaimed pensions is a global phenomenon and Zimbabwe is no exception. A myriad of factors contribute to this problem, including:

### • Lack of Awareness:

Many individuals, particularly those who have migrated or are unaware of their entitlement, may be oblivious to the existence of unclaimed funds.

• **Complex Procedures:** The process of claiming pensions can be cumbersome and time-consuming, often involving bureaucratic hurdles that deter beneficiaries.

• **Inefficient Record-Keeping:** Outdated or incomplete records can hinder the identification of rightful claimants.

• **Death of Beneficiaries:** In cases where beneficiaries predecease the claimant, the identification of rightful heirs can be challenging.

The financial implications of unclaimed pensions are substantial. These funds represent a significant portion of a pension fund's assets, which could be invested to generate returns for active members. Moreover, the longer these funds remain unclaimed, the greater the risk of them being eroded by inflation and administrative costs.

## The Ethical Imperative

Beyond the financial considerations, the ethical imperative to track and distribute unclaimed pensions cannot be overstated. These funds represent the hard-earned savings of individuals who have contributed to the pension fund throughout their working lives. It is a moral obligation to ensure that these funds reach their rightful owners,

regardless of the challenges involved.

## Best Practices for Tracking Beneficiaries

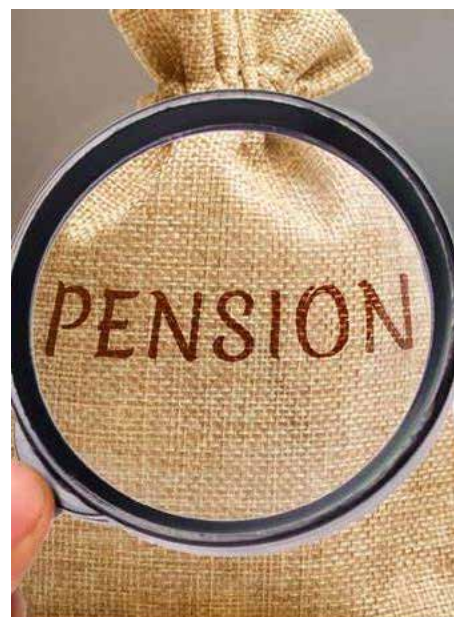
To address the issue of unclaimed pensions, pension funds must adopt a proactive and systematic approach. Here are some best practices:

### 1. Robust Record-Keeping:

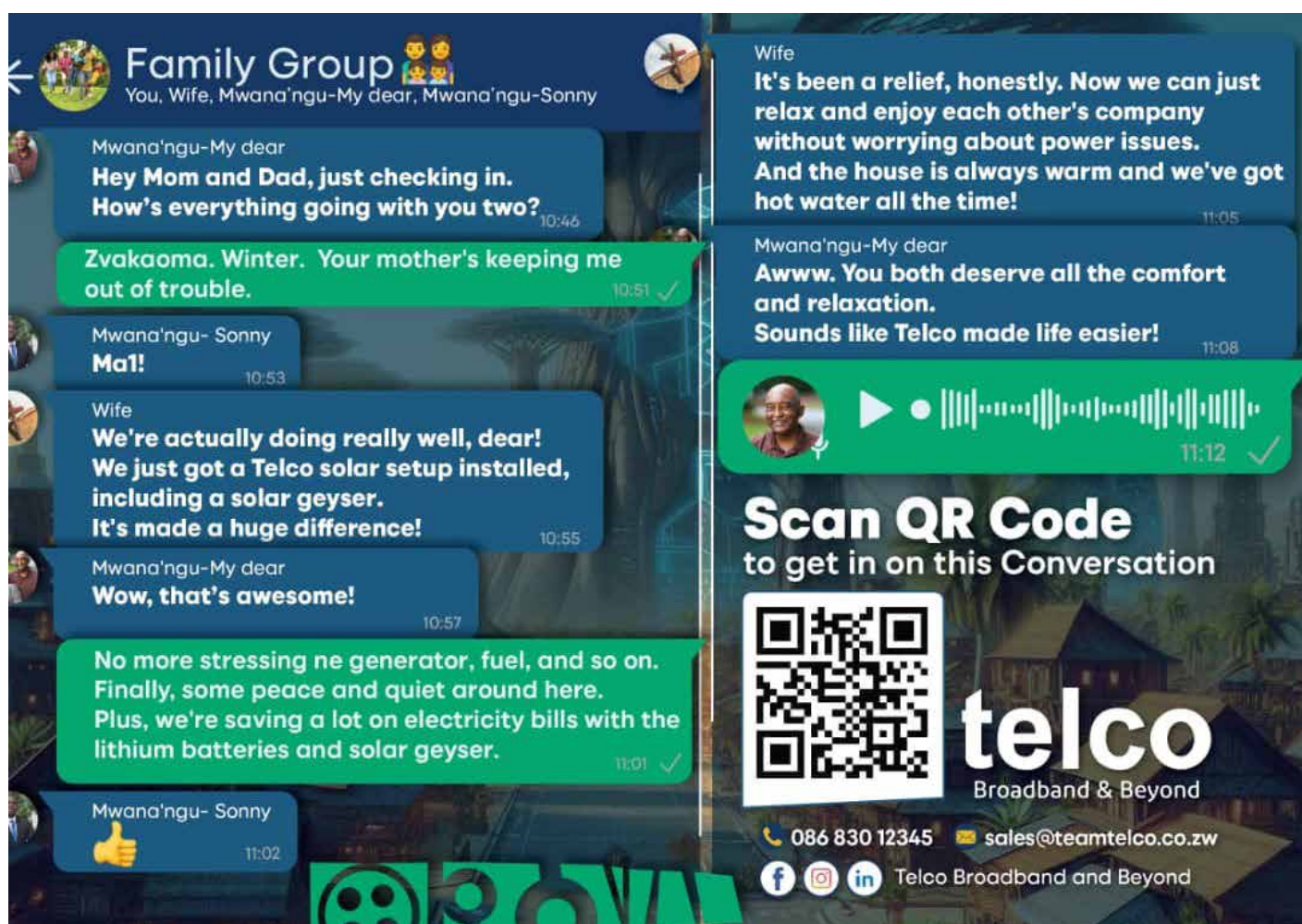
o Implement a comprehensive system for maintaining accurate and up-to-date records of members and beneficiaries.

o Digitize records to facilitate efficient search and retrieval.

o Regularly update records to reflect changes in contact information, beneficiaries, and other relevant details.







## 2. Effective Communication:

- o Establish clear and effective communication channels with members and beneficiaries.
- o Send regular updates and reminders about pension entitlements and the process of claiming benefits.
- o Utilize multiple channels, such as email, SMS and traditional mail, to reach a wider audience.

## 3. Proactive Outreach:

- o Conduct regular outreach campaigns to identify potential claimants, particularly those who may be unaware of their entitlements.
- o Collaborate with relevant organizations, such as employers, government agencies, and social

welfare groups, to disseminate information about unclaimed pensions.

- o Utilize social media and other digital platforms to reach a broader audience.

## 4.Simplified Claim Procedures:

- o Streamline the claims process to minimize bureaucratic hurdles and reduce processing time.
- o Provide clear and concise instructions on how to claim benefits.
- o Offer assistance to beneficiaries who may require support in navigating the claims process.

## 5. Data Analytics:

- o Employ data analytics

techniques to identify trends and patterns in unclaimed funds.

- o Use predictive modeling to forecast future trends and proactively address potential issues.
- o Leverage data insights to optimize outreach and communication strategies.

## 6.Legal and Regulatory Compliance:

- o Adhere to all relevant laws and regulations governing pension funds and unclaimed property.
- o Stay updated on changes in legislation and industry best practices.
- o Implement robust compliance procedures to ensure that nclaimed funds are handled ethically and responsibly.

## The Road Ahead

The task of tracking and distributing unclaimed pensions is undoubtedly challenging, but it is a responsibility that pension funds cannot shirk. By adopting a proactive and systematic approach, pension funds can significantly reduce the number of unclaimed funds and enhance their reputation as trustworthy custodians of members' savings.

In conclusion, the issue of unclaimed pensions is a complex and multifaceted problem that requires a comprehensive solution. By prioritizing robust record-keeping, effective communication, proactive outreach, simplified claim procedures, data analytics, and legal and regulatory compliance, pension funds can make significant strides in addressing this issue and ensuring that the hard-earned savings of members reach their rightful





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# NAVIGATING THE LABYRINTH: SELECTING A FOREIGN LAW FIRM FOR OFFSHORE INVESTMENTS

| Authored By Thandeka Moyo – Research Associate |  
Africa Due Diligence Agency

In an era of globalized finance, pension funds are increasingly venturing beyond domestic borders to diversify portfolios and enhance returns. However, this expansion into foreign markets necessitates careful consideration of legal complexities. The selection of a competent foreign law firm is a pivotal decision, one that can significantly influence the success or failure of offshore investments. This article delves into the key factors to consider when choosing a foreign law firm, offering a roadmap for pension funds to navigate the labyrinth of international legal landscapes.

## Understanding the Unique Needs of Pension Funds

Pension funds, as fiduciaries entrusted with the financial well-being of countless beneficiaries, face distinct challenges when investing abroad. They must balance the pursuit of optimal returns with the imperative of mitigating risks. A foreign law firm must possess a deep understanding of these dual objectives and be equipped to provide tailored legal counsel.



## Key Considerations in Selecting a Foreign Law Firm

### 1. Expertise and Specialization:

- o **Jurisdictional Knowledge:** The firm should have a proven track record in the specific jurisdictions where the pension fund intends to invest. A nuanced understanding of local laws, regulations and customs is paramount.

- o **Investment Expertise:** The firm's lawyers should possess a comprehensive grasp of investment structures, tax implications and regulatory frameworks applicable to pension funds.

- o **Industry-Specific Knowledge:** Familiarity with the unique challenges and opportunities faced by pension funds is essential. The firm should be well-versed in issues such as fiduciary duties, risk management and compliance.

### 2. Global Reach and Network:

- o **International Presence:** A global network of offices allows the firm to provide seamless legal services across multiple jurisdictions. This is particularly crucial for pension funds with diversified portfolios.

- o **Cross-Border Collaboration:** Effective communication and coordination among lawyers in different offices are vital to ensure efficient and consistent legal advice.

### 3. Reputation and Track Record:

- o **Established Reputation:** A strong reputation for legal excellence and integrity is indispensable. The firm should be recognized for its ability to handle complex cross-border transactions.

- o **Successful Track Record:** A history of successful engagements with pension funds and other institutional investors is a positive indicator of the firm's capabilities.

o **Client Testimonials:** Positive feedback from previous clients can provide valuable insights into the firm's performance.

#### **4. Client Service and Responsiveness:**

o **Dedicated Client Teams:** A dedicated team of lawyers should be assigned to the pension fund, ensuring personalized attention and timely responses.

o **Proactive Communication:** The firm should maintain open and transparent communication channels, keeping the pension fund informed of developments and potential risks.

o **Cultural Sensitivity:** Understanding and respecting cultural nuances is essential for effective client relationships.

#### **5. Cost-Effectiveness and Value for Money:**

o **Transparent Fee Structures:** The firm should provide clear and transparent fee structures, avoiding unexpected costs and ensuring value for money.

o **Cost-Effective Strategies:** The firm should be able to identify cost-saving opportunities without compromising quality of service.

### **Due Diligence Process**

To make an informed decision, pension funds should conduct thorough due diligence on potential law firms. This process may involve:

- **Researching the Firm's Reputation:**

Consulting legal directories, industry publications and online reviews.

- **Interviewing Key Personnel:**

Assessing the qualifications, experience and communication skills of lawyers.

- **Reviewing the Firm's Track Record:**

Analyzing past cases and client testimonials.

- **Negotiating Fee Arrangements:**

Ensuring a fair and transparent fee structure.

- **Assessing the Firm's Cultural Fit:**

Evaluating whether the firm's values and approach align with the pension fund's objectives.



### **Conclusion**

selection of a foreign law firm is a critical decision that can have far-reaching implications for pension funds. By carefully considering the factors outlined in this article and conducting thorough due diligence, pension funds can identify and engage with law firms that possess the expertise, global reach and client focus necessary to navigate the complexities of offshore investments. A well-chosen law firm can serve as a trusted partner, helping pension funds to achieve their long-term investment goals while mitigating risks and ensuring compliance with applicable laws and regulations.



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