

ISO 31022:2020-05 (E)

Risk management - Guidelines for the management of legal risk

Contents		Page
Foreword		iv
Introduction		v
1	Scope	1
2	Normative references	1
3	Terms and definitions	1
4	Principles	2
5	Legal risk management process	4
5.1	General	4
5.2	Establishing the relevant context and criteria	5
5.2.1	General	5
5.2.2	External context of legal risk	5
5.2.3	Internal context of legal risk	5
5.2.4	Defining the legal risk criteria	6
5.3	Assessment of legal risk	7
5.3.1	General	7
5.3.2	Identification of legal risk	7
5.3.3	Analysis of legal risk	10
5.3.4	Evaluation of legal risk	11
5.4	Treatment of legal risk	11
5.4.1	General	11
5.4.2	Choosing options for the treatment of legal risk	11
5.4.3	Evaluation of the current practices for the treatment of legal risk	12
5.4.4	Development and implementation of the risk treatment plan	12
5.5	Communication (internal and external), consultation and reporting mechanisms for the management of legal risk	13
5.5.1	General	13
5.5.2	Communication, consultation and learning	13
5.5.3	Monitoring and review	14
5.5.4	Recording and reporting	14
6	Implementation of the management of legal risk	15
6.1	General	15
6.2	Policy for the management of legal risk	15
6.3	Roles and functions for the management of legal risk	15
6.4	Integrating the management of legal risk	16
6.5	Resource allocation for the management of legal risk	16
6.6	Awareness of legal risk	16
Annex A (informative)	An example of a legal risk identification method — Legal risk identification matrix (LRIM)	17
Annex B (informative)	An example of a legal risk register	19
Annex C (informative)	An example for estimating the likelihood of events related to legal risk	21
Annex D (informative)	An example for estimating the consequences of events related to legal risk	23
Annex E (informative)	Key clauses to consider when reviewing contracts	25
Bibliography		31