

CMF to file charges before the Public Prosecutor's Office for infringement of non-disclosure duty during sanctioning procedure

Despite a clear legal ban existing, background information and activities within the sanctioning procedure concerning the Structured Capital I investment fund were published in media outlets.

October 25, 2024 – The Financial Market Commission (CMF) filed charges today before the Public Prosecutor's Office against any responsible parties for disclosing background information and activities carried out during the sanctioning procedure conducted by the Investigation Unit about the Structured Capital I investment fund managed by Larraín Vial Activos Administradora General de Fondos.

On October 21, the Board of the Commission made use of its legal powers to make this sanctioning procedure public with the aim of safeguarding public trust and the interests of shareholders. As stated back then, information gathered by the Investigation Unit and the official statement of charges remained confidential.

Pursuant to Decree with Force of Law No. 3,538 (the CMF Act), sanctioning procedures are reserved, and all involved parties are mandated to respect their duty of not disclosing any information they access during the procedure's timeframe to prevent its dissemination. However, two press articles containing background information and activities carried out by the Investigation Unit were published in media outlets. Such actions may constitute a criminal offense.

The Public Prosecutor's Office is now in charge of investigating and clarify the facts reported by the CMF.

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