



REPUBLIC OF VANUATU

ANTI-MONEY LAUNDERING AND COUNTER – TERRORISM FINANCING ACT NO. 13 OF 2014

Anti- Money Laundering and Counter-Terrorism Financing Regulation (Amendment) Order No. 153 of 2015

In exercise of the powers conferred on me by section 53 of the Anti-Money Laundering and Counter-Terrorism Financing Act No. 13 of 2015, I, the Honourable MELTEK SATO KILMAN LIVTUVANU, Prime Minister, make the following Order.

1 Amendments

The Anti-Money Laundering and Counter-Terrorism Financing Regulation Order No. 122 of 2014 is amended as set out in the Schedule.

2 Commencement

This Order commences on the day on which it is made.

Made at Port Vila this 09th day of October, 2015.

Honourable MELTEK SATO KILMAN LIVTUVANU
Prime Minister



SCHEDULE

AMENDMENTS OF THE ANTI-MONEY LAUNDERING AND COUNTER-TERRORISM FINANCING REGULATION NO. 122 OF 2014

1 After clause 1

Insert

“1A Prescribed person

- (1) For the purpose of paragraph (e) of the definition of **customer** under section 1 of the Act, the following persons are prescribed as **customer**:
- (a) in the case of a Charitable Association, a Credit Union or a Cooperative Society - the person who provide funds to these entities;
 - (b) in the case of a Real Estate Agent, a Motor Vehicle Dealer, a Property Dealer under paragraph 2(r)(xii) or a Lawyer, Accountant or Notary under paragraph 2(o) - the purchaser and/or vendor of properties.
- (2) For the purpose of paragraph (f) of the definition of **law enforcement agency** under section 1, **law enforcement agency** also includes a person appointed by a competent authority under relevant laws of Vanuatu to:
- (a) collect information on; or
 - (b) inspect; or
 - (c) investigate; or
 - (d) prosecute,
- an offence under the laws of Vanuatu or laws of another country, if that offence is also an offence under the laws of Vanuatu.”

2 Subparagraph 3(a)(ii)

Repeal the subparagraph, substitute

- “(ii) at a minimum collect the following information:

- (A) the customer's full name; and
 - (B) the customer's date of birth; and
 - (C) the customer's residential address; and
 - (D) the customer's occupation; and
 - (E) the purpose and intended nature of the business relationship with the reporting entity; and
 - (F) authorization of any person purporting to act for or on behalf of the customer, and the identity of the person.
- (iii) have understanding on:
- (A) the purpose and intended nature of the business relationship with the reporting entity; and
 - (B) the customer's beneficial ownership and control structure."

3 Subparagraph 3(b)(ii)

Repeal the subparagraph, substitute

- (ii) at a minimum collect the following information:
- (A) the full registered name of the customer; and
 - (B) if foreign formed, incorporated and registered - the country of registration and full registration detail of the customer; and
 - (C) the legal form, registered address and address of principal place of business (if different) of the customer; and
 - (D) the nature of customer's business; and
 - (E) the full name and address of the directors of the customer and the secretary of the customer or similar positions of the customer; and
 - (F) the full name and address of each beneficial owners and control structure; and

- (G) the provisions regulating the power to bind the customer; and
 - (H) the authorization of any person purporting to act for or on behalf of the customer, and the identity of the persons: and
 - (I) the purpose and intended nature of the business relationship with the reporting entity.
- (iii) have understanding on:
- (A) the purpose and intended nature of the business relationship with the reporting entity; and
 - (B) the customer's beneficial ownership and control structure."

4 Subparagraph 3(c)(ii)

Repeal the subparagraph, substitute

"(ii) at a minimum collect the following information:

- (A) the full business name of the customer; and
- (B) the full business address of the customer; and
- (C) the type of customer; and
- (D) the country in which the customer was established; and
- (E) the full name and address of each of the trustee or similar positions of the customer; and
- (F) the full name and address of each of the settlor or similar position, the protector (if any) or similar position and each beneficiaries (including through a chain of control/ownership) of the customer; and
- (G) the authorization of any person purporting to act for or on behalf of the customer, and the identity of the persons; and
- (H) the purpose and intended nature of the business relationship with the reporting entity.

(iii) have understanding on:

(A) the purpose and intended nature of the business relationship with the reporting entity; and

(B) the customer's beneficial ownership and control structure."

5 Paragraph 4(1)(a)

Delete "Table B of Schedule 2", substitute "subparagraph 3(a)(i), (b)(i) and (c)(i)"

6 After subclause 5(4)

Insert

"(5) A reporting entity must put in place effective risk-based systems and controls to deal with subclauses 7(2) and (3).

(6) The risk-based systems and controls implemented and enforced by the reporting entity must incorporate the risks identified and mitigation measures recommended by the Vanuatu National Risk Assessment and the entity's own risk assessment."

7 Paragraph 6(b)

After "customer", insert "and beneficial owner of the customer"

8 Paragraph 7(3)(a)

Repeal the paragraph, substitute

"(a) whose customer type, designated or service, designated deliver method, foreign jurisdiction it deals with, organisational structure or staff recruitment and retention has been assessed and approved by the Director to have overall low or medium-low ML and TF risk, must verify the identification of its customer with a timeframe specified by the Director."

9 At the end of clause 7

Insert

"(6) A reporting entity may carry out the prescribed identification and verification processes on senior management officials of the customer if it reasonably proved that there is doubt on the identification and verification of the beneficial owners."

10 At the end of clause 8

Insert

- “(3) A reporting entity must carry out its on-going due diligence process regularly not later than 6 months from the last on-going due diligence that have been taken.
- (4) In addition to paragraphs 7(3)(a) and (b), a reporting entity may carry out the on-going due diligence process not later than 12 months from the last on-going due diligence that have been taken.
- (5) In addition to paragraph (1)(c), a reporting entity must carry out its on-going due diligence process on all transactions conducted or attempted and not later than 3 months intervals for customer monitoring.”

11 After clause 15

Insert

“15A Prescribed form

For the purpose of section 35, the prescribed form for Terrorism Financing Risk Assessment is set out in Schedule 9.

15B Prescribed criteria for fitness and suitability

For the purpose of paragraph 48(1)(b), the following are the prescribed fitness and suitability of a person is:

- (a) whether the person has been convicted of any criminal offence particularly dishonesty, fraud, financial crime or offence against legislation relating to banking, financial services, legal person, legal arrangement, insurance and high value property and fund management; and
- (b) whether the person is or has been the subject of any proceedings of a disciplinary or criminal nature, or has been notified of any potential proceedings or of any investigation which might lead to those proceedings; and
- (c) whether the person has been dismissed, or asked to resign and resigned, from employment or from a position trust, fiduciary appointment or similar; and
- (d) whether the person has ever been disqualified from acting as a director or disqualified from acting in any managerial position; and

- (e) whether, in the past 10 years, the person has been honest and truthful in all his dealings with any regulatory body and whether the person demonstrates a readiness and willingness to comply with the requirements and standards of the Vanuatu Financial Intelligence Unit and with other legal, regulatory and professional requirements and standards; and
- (f) whether the person has contravened any of the requirements and standards of the Vanuatu Financial Intelligence Unit or equivalent standards or requirements of other regulatory authorities, professional bodies, or government bodies or agencies; and
- (g) whether the person has actual or potential conflicts of interest that are likely to influence their ability to carry out their role and functions with appropriate probity and competence; and
- (h) whether the person has adequate experience and demonstrated competence and integrity in the conduct of business duties; and
- (i) whether the person is of bad repute with the financial and business community.

15C Prescribed amount

For the purpose of subsection 50A(7), the prescribed amount in respect of an offence committed under a provision of the Act is set out in Columns 3, 4, 5 and 6 of the Table in Schedule 10.”

12 Table A of Schedule 2 (Individual Identification) – paragraph (2)(e)

Repeal the paragraph, substitute

“(e) full name and address of beneficial owners of the customer.”

13 Table A of Schedule 2 (Legal Person) – paragraph (4)(h)

Repeal the paragraph, substitute

“(h) the date upon which the customer was established;

(i) the full name and address of any beneficial owners of the customer.”

14 Table A of Schedule 2 (Legal Person) – paragraph (6)(h)

Repeal the paragraph, substitute

“(h) the objects or similar objects of the customer;

- (i) the full name and address of any beneficial owners of the customer.”

15 Table A of Schedule 2 (Legal Arrangement) – paragraphs (a) and (b)

Repeal the paragraphs, substitute

- “(a) customer’s full name or full business name (if any);

- (b) customer’s full business address or residential address in Vanuatu;”

16 Schedule 3

Repeal the Schedule, substitute

“SCHEDULE 3



VANUATU FINANCIAL INTELLIGENCE UNIT

**SUSPICIOUS TRANSACTION
REPORT (STR)**

PLEASE WRITE IN BLOCK LETTERS

Reporting of suspicious transaction or attempted transaction is required under sections 20, 22, 23, 24 and 25 of the AML&CTF Act No. 13 of 2014. Failure to report or reporting false or misleading information may result in fines of up to VT 25 million or 5 years imprisonment or both; or a fine of up to VT 100 million for a corporate body.

**PART A – IDENTITY OF CUSTOMERS INVOLVED IN THE SUSPICIOUS
TRANSACTION**

Person(s) Conducting the Transaction

SCHEDULE
AMENDMENTS OF THE ANTI-MONEY LAUNDERING AND COUNTER-TERRORISM
FINANCING REGULATION NO. 122 OF 2014

1. Full name (title, given name and surname)			
2. Date of Birth			
3. Occupation, Business or principal activity			
4. Business Address (physical and PO Box)	Country:	Phone:	PO Box:
5. Residential Address (cannot be a PO Box)	Country:	Phone:	
6. Resident of Vanuatu	(Please circle the correct answer) Yes No		
7. Non-Resident- Vanuatu contact address			
8. How was the identity of the person confirmed	a) ID Type:	b) ID Number:	
	c) Issuer		
9. Is a photocopy of ID document attached? (please circle the correct answer)	Yes	No	

PART B – IDENTITY OF PERSON(S) ON WHOSE BEHALF THE TRANSACTION WAS CONDUCTED

10. Full name (title, given name and surname)			
11. Date of Birth			
12. Occupation, Business or principal activity			
13. Business Address (physical and PO Box)	Country:	Phone:	PO Box:
14. Residential Address (cannot be a PO Box)	Country:	Phone:	
15. Resident of Vanuatu	(Please circle the correct answer) Yes No		
16. Non-Resident- Vanuatu contact address			

SCHEDULE
AMENDMENTS OF THE ANTI-MONEY LAUNDERING AND COUNTER-TERRORISM
FINANCING REGULATION NO. 122 OF 2014

PART C – IDENTITY OF BENEFICIARY OF THE TRANSACTION

17. Full name (title, given name and surname)			
18. Date of Birth			
19. Occupation, Business or principal activity			
20. Business Address (physical and PO Box)	Country:	Phone:	PO Box:
21. Residential Address (cannot be a PO Box)	Country:	Phone:	
22. Resident of Vanuatu	(Please circle the correct answer) Yes No		
23. Non-Resident- Vanuatu contact address			
24. Is this Person a signatory to/ an account/service (s) affected by this transaction	(Please circle the correct answer) Yes No		

PART D – DETAIL OF TRANSACTION

12. Transaction Type (eg. Deposit/Withdrawal, Purchase, Sale, Foreign Exchange, Telegraphic Transfer, EFTPOS, etc)	
13. Transaction Date(s)	
14. Currency	
15. Amount	
16. Drawer / Ordering Name	
17. Payee / Beneficiary Name	

Give Details of account, service or relationship affected by this transaction

Account Title / Name		Relationship Name	
Account Number		Relationship Number	
Branch		Branch	
Reporting Entity		Reporting Entity	
Name of Signatories		Name Signatories	

SCHEDULE
AMENDMENTS OF THE ANTI-MONEY LAUNDERING AND COUNTER-TERRORISM
FINANCING REGULATION NO. 122 OF 2014

NOTE: FOR MULTIPLE TRANSACTIONS OR MULTIPLE FACILITIES PLEASE RECORD DETAILS ON A SEPARATE SHEET

PART E – GROUNDS FOR SUSPICION

Give details of the nature of and circumstances surrounding the transaction and the reason for suspicion

If insufficient space, attach supplementary sheet. Number of additional pages

PART F – PERSONAL DESCRIPTION

Please attached a copy of any visual data of the conductor (if available)

Sex: Male / Female	Race	Clothing
Eye Color	Hair Color	
Build	Age	Distinguishing marks/identifying features (tattoos, facial hair, accent, etc.)
Hair Length/Style	Height (cm)	

PART G – REPORTING ENTITY DETAILS AND PLACE OF TRANSACTION

Institution Type: (eg. Bank, Solicitor Insurance Company)	
Institution Name	
Bank Name:	

PART H – CONFIDENTIAL

Your identity will not be disclosed except for law enforcement purposes or by order of a Court.

Details of Staff Member Conducting Transaction

Full Name	
Title/Position	

SCHEDULE
AMENDMENTS OF THE ANTI-MONEY LAUNDERING AND COUNTER-TERRORISM
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(if a Bank, include Bank & Branch No.)		Signature	
Address			Date /
Telephone		Details of Person Making Report	
Fax		Full Name	
		Title/Position	
		Signature	
			Date /
		Telephone	
		Fax	

Please forward to: **The Financial Intelligence Unit**
PMB 9048, Port Vila
Telephone: 23518
Facsimile: 25473
E-mail: rfay@vanuatu.gov.vu Or
vfiu@vanuatu.gov.vu

FIU REFERENCE NUMBER

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17 Schedule 4

Repeal the Schedule, substitute

"SCHEDULE 4



VANUATU FINANCIAL INTELLIGENCE UNIT

**SUSPICIOUS ACTIVITY REPORT
(SAR)**

PLEASE WRITE IN BLOCK LETTERS

Reporting of suspicious activity is required under section 21 of the AML&CTF Act No. 13 of 2014. Failure to report or reporting false or misleading information may result in fines of up to VT 25 million or 5 years imprisonment or both; or a fine of up to VT 100 million for a corporate body.

PART A – IDENTITY OF CUSTOMERS INVOLVED IN THE SUSPICIOUS ACTIVITY

Person(s) Conducting the Activity

2. Full name (title, given name and surname)

2. Date of Birth

3. Occupation, Business or principal activity

4. Business Address (physical and PO Box)

5. Residential Address (cannot be a PO Box)

6. Resident of Vanuatu

Country:	Phone:
Country:	Phone:
(Please circle the correct answer)	
Yes	No

SCHEDULE
AMENDMENTS OF THE ANTI-MONEY LAUNDERING AND COUNTER-TERRORISM
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7. Non-Resident- Vanuatu contact address		
8. How was the identity of the person confirmed	a) ID Type:	b) ID Number:
	c) Issuer	
9. Is a photocopy of ID document attached? (please circle the correct answer)	Yes	No

PART B – IDENTITY OF PERSON(S) ON WHOSE BEHALF THE ACTIVITY WAS CONDUCTED

11. Full name (title, given name and surname)			
11. Date of Birth			
12. Occupation, Business or principal activity			
13. Business Address (physical and PO Box)	Country:	Phone:	PO Box:
14. Residential Address (cannot be a PO Box)	Country:	Phone:	
15. Resident of Vanuatu	(Please circle the correct answer)	Yes	No
16. Non-Resident- Vanuatu contact address			

PART C – IDENTITY OF BENEFICIARY OF THE ACTIVITY

17. Full name (title, given name and surname)			
18. Date of Birth			
19. Occupation, Business or principal			

SCHEDULE
AMENDMENTS OF THE ANTI-MONEY LAUNDERING AND COUNTER-TERRORISM
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activity			
20. Business Address (physical and PO Box)	Country:	Phone:	PO Box:
21. Residential Address (cannot be a PO Box)	Country:	Phone:	
22. Resident of Vanuatu	(Please circle the correct answer) Yes No		
23. Non-Resident- Vanuatu contact address			
24. Is this Person a signatory to/ an account/service (s) affected by this transaction	(Please circle the correct answer) Yes No		

PART D – DETAIL OF ACTIVITY

12. Activity Type (eg. Deposit/Withdrawal, Purchase, Sale, Foreign Exchange, Telegraphic Transfer, EFTPOS, etc)
13. Activity Date(s)
14. Currency
15. Amount
16. Drawer / Ordering Name
17. Payee / Beneficiary Name

Give Details of account, service or relationship affected by this activity

Account Title / Name		Relationship Name	
Account Number		Relationship Number	
Branch		Branch	
Reporting Entity		Reporting Entity	
Name of Signatories		Name Signatories	

NOTE: FOR MULTIPLE TRANSACTIONS OR MULTIPLE FACILITIES PLEASE RECORD DETAILS ON A SEPARATE SHEET

PART E – GROUNDS FOR SUSPICION

Give details of the nature of and circumstances surrounding the activity and the reason for suspicion

If insufficient space, attach supplementary sheet. Number of additional pages

Please attached a copy of any visual data of the conductor (if available)

Sex: Male / Female		Race	Clothing
Eye Color		Hair Color	
Build	Age		Distinguishing marks/identifying features (tattoos, facial hair, accent, etc.)
Hair Length/Style	Height (cm)		

Institution Type: (eg. Bank, Solicitor Insurance Company)	
Institution Name	
Bank Name: (if a Bank, include Bank & Branch No.)	
Address	
Telephone	
Fax	

Your identity will not be disclosed except for law enforcement purposes or by order of a Court.

Full Name	
Title/Position	
Signature	
	Date /

Full Name	
Title/Position	
Signature	

SCHEDULE
AMENDMENTS OF THE ANTI-MONEY LAUNDERING AND COUNTER-TERRORISM
FINANCING REGULATION NO. 122 OF 2014

Please forward to: **The Financial Intelligence Unit**
PMB 9048, Port Vila
Telephone: 23518
Facsimile: 25473
E-mail: rfay@vanuatu.gov.vu Or
vfiu@vanuatu.gov.vu

Telephone

Fax

Date /

FIU REFERENCE NUMBER

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18 Schedule 8

Repeal the Schedule, substitute

“SCHEDULE 8



Vanuatu Financial Intelligence Unit

COMPLIANCE REPORT

Pursuant to section 31 of the Anti-Money Laundering & Counter-Terrorism Financing Act No. 13 of 2014, persons carrying on a business stipulated under section 2 of the said Act are required to complete and submit this report to the Director.

Division 1 – COMPLIANCE DIRECTION

Part A – AML&CTF compliance issue (identified by VFIU):

1.	
2.	

Part B – AML&CTF Compliance Direction (issued by VFIU):

1.	
2.	

Part C – Timeframe by which Compliance Direction be achieved (set by VFIU):

1.	
2.	

Part D – Compliance Direction Implementation – Completion Update

1.
2.

Part E – Compliance Direction Implementation – Action Plan

1.
2.

Part F – Completion Direction Implementation – Anticipated timeframe of completion

1.
2.

Part G – Reporting Entity Sign Off

Name of authorised Person	
Title/Position	
Name of Reporting Entity	
Address	

Date:

Signature:

DIVISION 2 - BUSINESS DETAIL

Part A - OPERATION

Business's legal name and Head Office address:

Type of services offered (bank, casino, CTSP etc...):

Contact information:

Business telephone:

Business fax:

E-mail:

A.1 Does your business have branches, other than the head office, operating in Vanuatu?

A.2 If you answered yes to A1, please list the locations of the branches (include address, town, province, etc.). If there is not enough space below, attach a separate sheet to provide all the relevant information. Make sure to indicate that this information belongs in answer A2

A.3 Does your business have branches outside Vanuatu?

A.4 If you answered yes to question A3, please list the other countries where the branches are located. If there is not enough space below, attach a separate sheet to provide all the relevant information. Make sure to indicate that this information belongs in answer A4

A.5 Does your business have its parent organization outside of Vanuatu?

A.6 If you answered yes to A5, please list the name(s) and location(s) (include address) of the parent body(s) outside of Vanuatu. If there is not enough space below, attach a separate sheet to provide all the relevant information. Make sure to indicate that this information belongs in answer A6.

- A.7** Is your business a subsidiary of any other entity subject to the AML&CTF Act or equivalent AML/CFT laws (if the parent organization is in a foreign jurisdiction)? If so, please provide the title of these AML/CFT laws (foreign jurisdiction)?
- A.8** Does your business own any other entities that are subject to the AML&CTF Act? If so, what are the name and address of these entities? If there is not enough space here, attach a separate sheet to provide all the relevant information. Make sure to indicate that this information belongs in answer A8.
- A.9** Are you an agent of any other business (as captured under section 2 of the AML&CTF Act)?
- A.10** If you answered yes to question A9, please list the name(s) of the business(s) you are an agent for? If there is not enough space below, attach a separate sheet to provide all the relevant information. Make sure to indicate that this information belongs in answer A10.
- A.11** How many employees (staff, contractors, casual, permanent) are there in your business (at time of form completion)?

Part B - TRANSACTIONAL

- B.1** For the previous fiscal year, please indicate the approximate annual value of operational asset, liabilities, owner's equity, profit/turnover the business conducted. Submit with a copy of the audited financial report for the last 3 financial year

- B.2** For the same previous fiscal year, please indicate the approximate value of all deposits received by your business from customers and payouts to customers (in line with each type of service you offered).
- B.3** What is the average size of these transactions – customer deposits and withdrawal?
- B.4** What is your business's primary bank?
- B.5** What is your business's secondary bank?
- B.6** Mode of customer payments (deposit, transfer etc...) made to the business e.g. bank account deposit/transfer, cash/cheque acceptance
- B.7** Mode of business payments made to the customer e.g. cash/cheque, account transfer, transfer of value to other services provided by same business etc...
- B.8** Please provide a copy of your business' Business Name Certificate, Business Licence/Registration Certificate, Annual Returns (for previous 3 financial years) etc...

Part C – REPORTING ENTITY DETAIL

Name of authorised Person	
Title/Position	
Name of Reporting Entity	
Address	

SCHEDULE
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Date:

Signature:

19 After Schedule 8

Insert

“SCHEDULE 9



Vanuatu Financial Intelligence Unit

ML&TF RISK ASSESSMENT REPORT

Pursuant to section 35 of the Anti-Money Laundering & Counter-Terrorism Financing Act No. 13 of 2014, reporting entity must submit its ML & TF Risk Assessment Report to the Director if the Director requests the entity to do so.

PART 1 – PREFACE

Section A – Background:

Section B – Scope:

Section C – Methodology:

Section D – Vanuatu National Risk Assessment:

**PART 2 – IDENTIFICATION AND UNDERSTANDING OF ML & TF
THREATS:**

Section E – Customer Type:

Section F – Designated Products/Services:

Section G – Delivery Method/Channel:

Section H – Jurisdiction/Geography:

Section I – Organisational Structure:

Section J – Staff Structure:

PART 3 – MITIGATIVE MEASURES

Section K – Immediate Priority

Section L – Short-Term Measures

Section M – Long Term Preventive Measures

PART 4 – RECOMMENDATION/WAY FORWARD

PART 5 – SIGN OFF

Name of authorised Person	
Title/Position	
Name of Reporting Entity	
Address	

Date:

Signature:

CUSTOMER - INDIVIDUAL

CUSTOMER TYPE	VOLUME	VALUE	ACCEPTANCE POLICY	IDENTIFICATION	VERIFICATION	ONGOING CDD	THREAT ASSESSMENT
Minor							
Local							
Expart Resident							
Non-resident							
Introduced							
PEP							
High Risk							
Etc...							

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CUSTOMER - LEGAL PERSON

<i>Customer Type</i>	<i>VOLUME</i>	<i>VALUE</i>	<i>ACCEPTANCE POLICY</i>	<i>IDENTIFICATION</i>	<i>VERIFICATION</i>	<i>ONGOING CDD</i>	<i>THREAT ASSESSMENT</i>
Local company							
Int'l Company							
Partnership							
High Risk							
Etc...							

CUSTOMER – LEGAL ARRANGEMENT

<i>CUSTOMER TYPE</i>	<i>VOLUME</i>	<i>VALUE</i>	<i>ACCEPTANCE POLICY</i>	<i>IDENTIFICATION</i>	<i>VERIFICATION</i>	<i>ONGOING CDD</i>	<i>THREAT ASSESSMENT</i>
Trust							
Expressed							
High Risk							
Etc...							

PRODUCT/SERVICES

<i>PRODUCT/SERVICE TYPE</i>	<i>VOLUME</i>	<i>VALUE</i>	<i>ACCESSIBILITY</i>	<i>EASE OF USE</i>	<i>THREAT ASSESSMENT</i>
Lending					
Money Exchange					
Deposit taking					
Etc....					

DELIVERY METHOD

<i>METHOD</i>	<i>VOLUME</i>	<i>VALUE</i>	<i>ACCESSIBILITY</i>	<i>EASE OF USE</i>	<i>LOCATION</i>	<i>THREAT ASSESSMENT</i>
Over-the-counter						
Electronic						
Mobile						
Outpost/rural						
Etc...						

SCHEDULE
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JURISDICTION

<i>ISSUES</i>	<i>FINDINGS</i>	<i>THREAT ASSESSMENT</i>
<i>LAWS/REGULATION</i>		
<i>TAX REGIME</i>		
<i>SECRECY IN BANKING & FINANCE</i>		
<i>SOURCE/TRANSIT COUNTRY FOR ILLICIT COMMODITIES & SERVICES</i>		
<i>PERCEIVED LEVEL OF CORRUPTION</i>		
<i>ABILITY OF LEA & BORDER AGENCIES</i>		
<i>ASSET FORFEITURE & SEIZURE POWERS</i>		

ORGANISATIONAL STRUCTURE

<i>ISSUES</i>	<i>FINDINGS</i>	<i>THREAT ASSESSMENT</i>
<i>ORGANISATIONAL STRUCTURE (E.G BOARD, COMPANY, TRUST)</i>		
<i>CHAIN OF COMMAND/REPORTING STRUCTURE</i>		
<i>KNOWN BENIFICIARY & CLEARED</i>		

SCHEDULE
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SENIOR MANAGEMENT OFFICIAL CLEARED		
SENIOR MANAGEMNT OFFICIAL QUALIFICATION/EXPERIENCE		

STAFFING

ISSUES	FINDINGS	THREAT ASSESSMENT
RECRUITMENT PROCESS (E.G PUBLIC ADVERT; SELECTION PANEL, TRANSPARENT)		
QUALIFICATION/SKILLS		
POLICE/CLEARANCE CLEARED		
ASSOCIATION & CLEARED		

SCHEDULE 10

PENALTY NOTICE TABLE

Column 1 Items	Column 2 Provisions of the AML&CTF Act No. 13 of 2014	Column 3 Prescribed Amount for first offence by individual	Column 4 Prescribed Amount for second offence by individual	Column 5 Prescribed Amount for first offence by body corporate	Column 6 Prescribed Amount for second offence by body corporate
1	9(5) contravenes the registration requirements	VT5,000,000	VT8,300,000	VT20,000,000	VT33,000,000
2	12(4) contravenes the customer identification obligation	VT500,000	VT830,000	VT2,000,000	3,300,000
3	13(3) contravenes the reporting of unsatisfactor y id and verification processes	VT500,000	VT830,000	VT2,000,000	3,300,000
4	14(2) contravenes the maintenance of business relationship under true name	VT500,000	VT830,000	VT2,000,000	3,300,000
5	15(4) contravenes the establisht t of business relationship	VT2,000,000	VT3,300,000	VT10,000,000	VT16,600,000
6	16(2)	VT200,000	VT330,000	VT1,000,000	VT1,600,000

SCHEDULE
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	contravenes the customer verification obligation				
7	17(3) contravenes the regular due diligence obligation	VT200,000	VT330,000	VT1,000,000	VT1,600,000
8	18(3) contravenes the intermediary or third party obligation	VT200,000	VT330,000	VT1,000,000	VT1,600,000
9	19(9) contravenes the record keeping obligation	VT500,000	VT830,000	VT2,000,000	3,300,000
10	20(3) contravenes the suspicious transactions reporting obligation	VT5,000,000	VT8,300,000	VT20,000,000	VT33,000,000
11	21(3) contravenes the suspicious activity reporting obligation	VT5,000,000	VT8,300,000	VT20,000,000	VT33,000,000
12	22(3) contravenes the suspicious transactions reporting obligation by prescribed entity	VT5,000,000	VT8,300,000	VT20,000,000	VT33,000,000
13	23(3) contravenes the suspicious transactions reporting obligation	VT5,000,000	VT8,300,000	VT20,000,000	VT33,000,000

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	involving terrorist property				
14	24(4) contravenes the suspicious transactions reporting obligation	VT5,000,000	VT8,300,000	VT20,000,000	VT33,000,000
15	25(3) contravenes the suspicious transactions reporting obligation	VT5,000,000	VT8,300,000	VT20,000,000	VT33,000,000
16	26(4) contravenes the reporting form requirement	VT500,000	VT830,000	VT2,000,000	3,300,000
17	27(5) contravenes the large cash transaction reporting obligation	VT500,000	VT830,000	VT2,000,000	3,300,000
18	28(3) contravenes the international currency transfer requirement	VT500,000	VT830,000	VT2,000,000	3,300,000
19	29(2) contravenes the currency reporting obligation	VT500,000	VT830,000	VT2,000,000	3,300,000
20	31(3) contravenes the Compliance report submission obligation	VT200,000	VT330,000	VT1,000,000	VT1,600,000

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21	32(2) contravenes the submission of addition information	VT500,000	VT830,000	VT2,000,000	3,300,000
22	33(4) contravenes the procedure manual obligation	VT500,000	VT830,000	VT2,000,000	3,300,000
23	33A(6) contravenes the group- wide AML&CTF program	VT500,000	VT830,000	VT2,000,000	3,300,000
24	34(4) contravenes the compliance office appointment	VT2,000,000	VT3,300,000	VT10,000,000	VT16,600,000
25	35(3) contravenes the risk assessment requirements	VT500,000	VT830,000	VT2,000,000	3,300,000
26	36(4) contravenes the correspondin g banking requirement	VT200,000	VT330,000	VT1,000,000	VT1,600,000
27	37(5) contravenes the originator information requirement	VT200,000	VT330,000	VT1,000,000	VT1,600,000
28	38(5) contravenes the disclosure of information requirement	VT5,000,000	VT8,300,000	VT20,000,000	VT33,000,000

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29	38(6) contravenes the disclosure of information requirement	VT10,000,000	VT16,600,000	VT40,000,000	VT66,000,000
30	39 fails to provide true and leading information	VT500,000	VT830,000	VT2,000,000	3,300,000
31	40A(4) contravenes the protection of persons requirement	VT5,000,000	VT8,300,000	VT20,000,000	VT33,000,000
32	41(4) contravenes the secrecy provision	VT500,000	VT830,000	VT2,000,000	3,300,000
33	45(4) contravenes the collection of information requirement	VT500,000	VT830,000	VT2,000,000	3,300,000
34	46(5) contravenes the power to examine requirement	VT500,000	VT830,000	VT2,000,000	3,300,000
35	48(6) contravenes the power to remove requirement	VT500,000	VT830,000	VT2,000,000	3,300,000
36	49(3) contravenes the disqualified person requirement	VT500,000	VT830,000	VT2,000,000	3,300,000
37	49(4) contravenes the disqualified	VT500,000	VT830,000	VT2,000,000	3,300,000

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	person requirement				
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