



MSSB/UNSO_02/2016
28 September 2016

Circular

**Circular to Money Service Operators
Anti-Money Laundering/Counter-Terrorist Financing**

(1) United Nations (Anti-Terrorism Measures) Ordinance

Further to our circular issued on 24 March 2016, an updated list specifying terrorists and terrorist associates designated by the United Nations Security Council (“UNSC”) was published under section 4 of the United Nations (Anti-Terrorism Measures) Ordinance (“the UNATMO”) (Cap.575) in the Gazette on 15 April 2016, 29 April 2016, 8 July 2016, 15 July 2016, 22 July 2016, 5 August 2016, 12 August 2016 and 2 September 2016 (G.N. 2078, 2358, 3765, 3914, 4054, 4415, 4532 and 4941 of 2016).

(2) United Nations Sanctions (Democratic People's Republic of Korea) Regulation

Further to our circular issued on 11 September 2014, an updated list specifying “relevant persons and entities” under section 31 of the United Nations Sanctions (Democratic People's Republic of Korea) Regulation (Cap. 537AE) was published in the Gazette on 18 March 2016 (G.N.1478 of 2016).

(3) United Nations Sanctions (Libya) Regulation 2011

Further to our circular issued on 21 August 2015, an updated list specifying “relevant persons and entities” under section 38 of the United Nations Sanctions (Libya) Regulation 2011 (Cap. 537AW) was published in the Gazette on 15 April 2016 (G.N. 2079 of 2016).

(4) United Nations Sanctions (Libya) Regulation 2011 (Amendment) Regulation 2016

The United Nations Sanctions (Libya) Regulation 2011 (Amendment) Regulation 2016 (“the Libya Amendment Regulation”), made under the United Nations Sanctions Ordinance (Cap. 537)(“UNSO”), was published in the Gazette (L.N. 111 of 2016) on 30 June 2016 with immediate effect.

The Libya Amendment Regulation amends existing sanctions against Libya to implement decisions of the UNSC under Resolution 2278.

We would like to draw Money Service Operators’ (“MSOs”) attention to section 7 of the Amendment Regulation which adds the new sections 7E and 7F to United Nations Sanctions (Libya) Regulation 2011 to provide for the prohibition against engaging in financial transactions related to any crude oil from Libya aboard ships designated by the relevant UNSC Sanctions Committee.

(5) United Nations Sanctions (Central African Republic) Regulation 2016

The United Nations Sanctions (Central African Republic) Regulation 2016 (Cap.537BS) (“the CAR Regulation”), made under the UNSO, was published in the Gazette (L.N. 90 of 2016) on 27 May 2016 with immediate effect.

The CAR Regulation implements sanctions against the Central African Republic imposed by the UNSC under Resolution 2262.

We would like to draw MSOs’ attention to section 5 of the CAR Regulation which provides for prohibition against making available funds or other financial assets or economic resources to relevant persons or entities, or dealing with funds or other financial assets or economic resources of relevant persons or entities, except with a licence.



Customs and Excise Department
香港海關

Further to the gazettal of the CAR Regulation on 27 May 2016, a list specifying “relevant persons and entities” under section 32 of the CAR Regulation was published in the Gazette on 3 June 2016 (G.N. 3106 of 2016).

(6) United Nations Sanctions (Yemen) Regulation 2015 (Amendment) Regulation 2016

The United Nations Sanctions (Yemen) Regulation 2015 (Amendment) Regulation 2016 (“the Yemen Amendment Regulation”), made under the UNSO, was published in the Gazette (L.N. 91 of 2016) on 27 May 2016 with immediate effect.

The Yemen Amendment Regulation implements sanctions against Yemen imposed by the UNSC under Resolution 2266.

We would like to draw MSOs’ attention to section 5 of the Yemen Amendment Regulation which adds the new section 5A to the United Nations Sanctions (Yemen) Regulation 2015 to provide for prohibition against making available funds or other financial assets or economic resources to relevant persons or entities, or dealing with funds or other financial assets or economic resources of relevant persons or entities, except with a licence.

(7) United Nations Sanctions (Afghanistan) Regulation 2012

Further to our circular issued on 29 December 2015, an updated list specifying “relevant persons and entities” under section 29 of the United Nations Sanctions (Afghanistan) Regulation 2012 (Cap. 537AX) was published in the Gazette on 12 August 2016 (G.N. 4533 of 2016).

The aforesaid lists in items (1) to (3), (5) and (7) and regulations in items (4) to (6) can be found on the Government’s website (<http://www.gld.gov.hk/cgi-bin/gld/egazette/index.cgi?lang=e>).

(8) US President’s Executive Order 13224

Further to our circular issued on 24 March 2016, this is to inform you that the US Government has updated the list of designated individuals and entities issued under the US President’s Executive Order 13224 (“the Executive Order”).

As the designated individuals and entities under the Executive Order may be updated by the US Government from time to time, MSOs are reminded to browse the website of the US Treasury regularly for the latest information.

MSOs should check the names in all of the lists above against their records, and report any transactions or relationships they have or have had with the named persons or entities to the Joint Financial Intelligence Unit.

Furthermore, MSOs are reminded to refer to Chapter 6 of the Guideline on Anti-Money Laundering and Counter-Terrorist Financing which contains guidance on the appropriate measures that MSOs should take to ensure compliance with the UNATMO, the regulations made under the UNSO and the Executive Order.

Should you have any queries regarding the contents of this circular, please contact us on 3759 3723.

Money Service Supervision Bureau
Customs and Excise Department

End