

FINANCIAL INTELLIGENCE CENTRE (FIC)

Circular No. 03 of 2024

Any person, business, entity, item, organisation, Accountable Institutions (AIs) and Reporting Institutions (RIs) that took a freezing action on targeted funds or other assets, pursuant to a resolution of the United Nations Security Council (UNSC), in terms of section 22 (2) of the Prevention and Combating of Terrorist and Proliferation Activities Act, 2014 (Act No.4 of 2014), as amended, (herein referred to as the PACOTPAA) is obligated to, take a delisting and unfreezing action on all funds or other assets so frozen in relation to a deleted individual, group, item, entity, organisation or country.

Introduction

This circular is issued in terms of Section 9(1) (h) of the FIA read with sections 22(2) 23 and 24 of the PACOTPAA.

The FIC, as part of its continued efforts to assist the Government of the Republic of Namibia to reduce the National Money Laundering (ML), Terrorist Financing (TF) and Proliferation Financing (PF) risks will be circulating Lists derived from the United Nations Security Council (UNSC) of designated individuals, entities, and other groups¹, as well as the prohibited items and related materials, as well as their or its delisting. The updates on these lists are communicated in the form of circulars to any person, business, entity, item, organisation, Accountable Institutions (AIs) and Reporting Institutions (RIs).

¹ This is as per mandate by the Prevention and Combating of Terrorist and Proliferation Activities Act, 2014 (Act No. 4 of 2014) (PACOTAPAA) and its complementing regulations.

The said deleted individual, group, entity, item, organisation, or country on delisted lists, can be accessed at:

<https://www.un.org/securitycouncil/sanctions/1970/press-releases>

Kindly take note that the following individual, person, entity, item, organisation, or country no longer meets the criteria for designation and has been deleted from the below Sanctions Lists:

Libya	Sanctions	Committee	-
https://www.un.org/securitycouncil/sanctions/1970/materials			

In terms of PACOTPAA section 22 (2) any Any person, business, entity, organisation, Accountable Institutions (AIs) and Reporting Institutions (RIs) that took a freezing action on targeted funds or other assets, pursuant to a resolution of the UNSC, are now obligated to, without delay, take a delisting and unfreezing action on all funds or other assets so frozen in relation to the deleted individual, group, entity, organisation or country.

AIs and RIs are directly in terms of the FIA, and indirectly in terms of the PACOTPAA, mandated to screen names of all their new and existing clients, as well as all transactions processed by the institution, against the names of the individuals and organisations on all the above Sanctions Lists and the updates thereto.

Whilst the FIC will at all times circulate the updates to the above identified lists to Any person, business, entity, item, organisation, Accountable Institutions (AIs) and Reporting Institutions (RIs), as per applicable legislative provisions contained in the PACOTPAA and its complementing Regulations, Any person, business, entity, organisation, Accountable Institutions (AIs) and Reporting Institutions (RIs) have the responsibility to continuously and timeously familiarize themselves with updates made by the United Nations Security Council to the above lists.

The FIC herewith strongly encourages recipients of this notice to subscribe to the UNSC updates email list.

To subscribe: Send an email to: sc-sanctionslists@un.org and request for subscription. Subscription is free of charge, and available to the public.

Once subscribed you will automatically receive notifications of additions/amendments/deletions to and from the UNSC Sanctions Lists.

Methods of reporting of Suspicious Transaction Reports or Suspicious Activity Reports relating to Financing of Terrorism to the FIC

Als and RIs can report suspicious transactions relating to Financing of Terrorism, by selecting one of the three report types below:

- 1) Sanction Name Match Activity Report (SNMA);**
- 2) Terrorist and Proliferation Financing Activity report (TFPA);**
- 3) Terrorist and Proliferation Financing Transaction Report (TPFT)**

These report types can be filed to the FIC through:

- a) Electronic submission (online/web based or xml by clicking on <https://www.fic.na/goaml/>); or
- b) Completion of manual forms (forms can be send to helpdesk@fic.na)

Non-compliance with the provisions of this Circular

Failure to comply with the guidelines and instructions outlined in this Circular is considered a violation under section 63 of the FIA.

Further information

Enquiries can be directed to the FIC Help Desk by:

Email to helpdesk@fic.na

Tel: + 264 - 61-283-5100

Fax: +264 - 61-283-5259

The information contained in this document is intended only to provide a summary and a general overview on these matters and is not intended to be comprehensive. This

document may contain statements of policy which reflect FIC's administration of the legislation in carrying out its statutory functions.

The guidance provided by the FIC in this circular, even though authoritative, is not intended to replace the FIA or PACOTPAA including Regulations issued thereunder. The circular does vary the existing guidance note on reporting of suspicious transactions regarding Money Laundering as far as adding the obligations pertaining reporting of Financing of Terrorist and Proliferation transactions or activities are concerned. The said guidance note can be accessed at www.fic.na.

The information contained herein is current as at the date of this document.

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Director: Financial Intelligence Centre



Republic of Namibia

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