

PLENARIA VIRTUALE FATF-GAFI

Giurisdizioni soggette ad un monitoraggio rinforzato

24 giugno 2020

Si è chiusa lo scorso 24 giugno, la Plenaria del FATF-GAFI - Financial Action Task Force/ Gruppo d'Azione Finanziaria - l'organismo intergovernativo che ha per obiettivo la lotta al riciclaggio di capitali, al finanziamento del terrorismo e alla proliferazione di armi e di distruzione di massa.

La Plenaria, terza e ultima sotto la presidenza della Repubblica Popolare di Cina di Mr. Xiangmin Liu, è stata per la prima volta condotta virtualmente, visto l'impatto devastante della pandemia da COVID-19.

Nonostante alcuni processi di lavoro siano stati sospesi il 28 aprile u.s. (vedi http://www.dt.mef.gov.it/modules/documenti_it/prevenzione_reati_finanziari/prevenzione_reati_finanziari/FATF_extends_its_assessment_and_follow_28_April_2020.pdf) i punti in discussione sono stati, tra l'altro:

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Tali paesi collaborano attivamente con il FATF-GAFI per colmare le lacune strategiche identificate nei loro regime di prevenzione ai rischi di riciclaggio, di finanziamento del terrorismo e della proliferazione di armi di distruzione di massa. Quando una giurisdizione è aggiunta a questa lista, significa che il paese si è impegnato a colmare rapidamente le lacune strategiche in un periodo di tempo concordato con il FATF-GAFI, ed è, dunque, sottoposto ad un monitoraggio rinforzato (c.d **grey list**)

La menzionata sospensione ha portato ad una estensione di quattro mesi, rispetto alle scadenze indicate nei Piani di Azione, di tutte le giurisdizioni soggette ad un monitoraggio rinforzato, tranne che a Islanda e Mongolia, che hanno proseguito con le originarie scadenze e incontrato virtualmente il FATF.

I progressi sono delineati nella nota che segue (disponibile anche sul sito del FATF: <https://www.fatf-gafi.org/publications/high-risk-and-other-monitored-jurisdictions/documents/increased-monitoring-june-2020.html>)

Per gli altri paesi della lista (Albania, Bahamas, Barbados, Botswana, Cambogia, Ghana, Giamaica, Mauritius, Myanmar, Nicaragua, Pakistan, Panama, Siria, Uganda, Yemen e Zimbabwe) rimane in vigore quando già adottato lo scorso febbraio 2020:

(http://www.dt.mef.gov.it/modules/documenti_it/prevenzione_reati_finanziari/prevenzione_reati_finanziari/FATF_Jurisdictions_under_Increased_Monitoring_Feb_2020.pdf)



Jurisdictions under Increased Monitoring – 30 June 2020

Jurisdictions under increased monitoring are actively working with the FATF to address strategic deficiencies in their regimes to counter money laundering, terrorist financing, and proliferation financing. When the FATF places a jurisdiction under increased monitoring, it means the country has committed to resolve swiftly the identified strategic deficiencies within agreed timeframes and is subject to increased monitoring. This list is often externally referred to as the 'grey list'.

The FATF and FATF-style regional bodies (FSRBs) continue to work with the jurisdictions noted below and to report on the progress made in addressing the identified strategic deficiencies. The FATF calls on these jurisdictions to complete their agreed action plans expeditiously and within the proposed timeframes. The FATF welcomes their commitment and will closely monitor their progress. The FATF does not call for the application of enhanced due diligence to be applied to these jurisdictions, but encourages its members to take into account the information presented below in their risk analysis.

The FATF continues to identify additional jurisdictions, on an on-going basis, that have strategic deficiencies in their regimes to counter money laundering, terrorist financing, and proliferation financing. A number of jurisdictions have not yet been reviewed by the FATF and FSRBs.

On 28 April, the FATF decided on a general pause in the review process for the list of jurisdictions under increased monitoring,

- [FATF extends its assessment and follow-up deadlines in response to COVID-19](#) (28 April 2020)

The FATF granted jurisdictions an additional four months for deadlines, with the exception of Mongolia and Iceland who requested to continue on their original schedule. As a result, the FATF reviewed and virtually met with only these jurisdictions and the result of these discussions is noted below.

Iceland

In October 2019, Iceland made a high-level political commitment to work with the FATF to strengthen the effectiveness of its AML/CFT regime and address any related technical deficiencies. At its June 2020 Plenary, the FATF made the initial determination that Iceland has substantially completed its action plan and warrants an on-site assessment to verify that the implementation of Iceland's AML/CFT reforms has begun and is being sustained, and that the necessary political commitment remains in place to sustain implementation in the future. Specifically, Iceland has made the following key reforms: (1) ensuring the access to accurate basic and beneficial ownership information for legal persons by competent authorities in a timely manner; (2) introducing an automated system for STR filing and enhancing the FIU's capacity in its strategic and operational analysis; (3) ensuring implementation of TFS requirements among FIs and DNFBPs through effective supervision; and (4) enabling effective oversight and monitoring of NPOs with adequate resources and in line with the identified TF risks. The FATF will continue to monitor the COVID-19 situation and conduct an on-site visit at the earliest possible date.

Mongolia

In October 2019, Mongolia made a high-level political commitment to work with the FATF and APG to strengthen the effectiveness of its AML/CFT regime and address any related technical deficiencies. At its June 2020 Plenary, the FATF made the initial determination that Mongolia has substantially completed its action plan and warrants an on-site assessment to verify that the implementation of Mongolia's AML/CFT reforms has begun and is being sustained, and that the necessary political commitment remains in place to sustain implementation in the future. Specifically, Mongolia has made the following key reforms: (1) improving sectoral ML/TF risk understanding by DNFBP supervisors, applying a risk-based approach to supervision and applying proportionate and dissuasive sanctions for breaches of AML/CFT obligations; (2) demonstrating increased investigations and prosecutions of different types of ML activity in line with identified risks; (3) demonstrating further seizure and confiscation of falsely/non-declared currency and applying effective, proportionate and dissuasive sanctions; (4) demonstrating cooperation and coordination between authorities to prevent sanctions evasion; and (5) monitoring compliance by FIs and DNFbps with their PF-related TFS obligations, including the application of proportionate and dissuasive sanctions. The FATF will continue to monitor the COVID-19 situation and conduct an on-site visit at the earliest possible date.

The statement on Jurisdictions under Increased Monitoring, adopted in February 2020 remains in effect for the remaining jurisdictions identified at that time:

- Albania
- The Bahamas
- Barbados
- Botswana
- Cambodia
- Ghana
- Jamaica
- Mauritius
- Myanmar
- Nicaragua
- Pakistan
- Panama
- Syria
- Uganda
- Yemen
- Zimbabwe

Please refer to the statement issued in February 2020 for details concerning each of these jurisdictions. However, please be advised that the statement may not necessarily reflect the most recent status in the jurisdiction's AML/CFT regime.