



GOVERNMENT OF THE REPUBLIC OF TRINIDAD AND TOBAGO

**FINANCIAL INTELLIGENCE UNIT**  
MINISTRY OF FINANCE



**FIU REFERENCE: GN/004/2018**

**GUIDANCE TO FINANCIAL INSTITUTIONS AND LISTED BUSINESS ON THE  
REQUIREMENT TO CONSULT WITH THE UNITED NATIONS SECURITY COUNCIL  
RESOLUTION 1988 SANCTIONS LIST IN ACCORDANCE WITH THE ANTI-  
TERRORISM (AMENDMENT) ACT, 2018.**

The **Anti-Terrorism Act, Chap. 12:07** (*“the Act”*) criminalises terrorism and provides for the detection, prevention, prosecution, conviction and punishment of terrorist activities and the confiscation, forfeiture and seizure of terrorists’ assets and of those involved in the financing of terrorism and for related matters. Pursuant to the **Anti-Terrorism (Amendment) Act, 2018** (*“the Amended Act”*) several amendments were made to the principal Act.

This Guidance Note is intended to bring to your attention the amendment to the term *“designated entity”* in **Section 2** of the Amended Act which now includes an individual or entity or their associates listed on the **United Nations Security Council Resolutions 1988 (2011) Sanctions List** (*“UNSCR 1988 Sanctions List”*). This inclusion now extends the meaning of *“designated entity”* beyond the existing United Nations Security Council Resolutions 1267, 1989 and 2253 Lists.

**Please note the following amendments in the Amended Act:**

1. **Section 2** of the Act namely, the Interpretation Section, was amended to include **the United Nations 1988 Committee and UNSCR 1988 Sanctions List** as follows:

- “**1988 Committee**” means the Sanctions Committee established by the United Nations pursuant to Article 30 of United Nations Security Council Resolution 1988 (2011);
- “**1988 List**” means the Sanctions List prepared by the 1988 Committee;
- “**designated entity**” means an individual or entity and their associates designated as terrorist entities by the Security Council of the United Nations, the 1267, 1989 and 2253 Committee or **the 1988 Committee**.

2. The Act was further amended by inserting new **Section 22BD** which provides for the Attorney General of Trinidad and Tobago to propose names to the United Nations Security Council (“the UNSC”). The law now provides for:

- an individual or entity to be placed on the **UNSCR 1988 Sanctions List. (Section 22BD (1))**;
- the removal of the individual or entity from the **UNSCR 1988 Sanctions List. (Section 22BD (3) and (4))**.

Based on the above amendments and pursuant to **Section 22AB (a) and (b)**, a Financial Institution or Listed Business must now also inform the Financial Intelligence Unit of Trinidad and Tobago (“the FIUTT”) where there are reasonable grounds to believe a person or entity on the **UNSCR 1988 Sanctions List** has funds in the Financial Institution or Listed Business in Trinidad and Tobago.

It is further noted that pursuant to **Section 22AB (d)** if a person or entity placed on the **UNSCR 1988 Sanctions List** attempts to enter into a transaction or continue a business relationship, the Financial Institution or Listed Business is required to submit a suspicious activity report to the FIUTT immediately and shall not enter into or continue a business transaction or business relationship with any such person or entity.

The **UNSCR 1988 Sanctions List** can be accessed at:  
<https://www.un.org/sc/suborg/en/sanctions/1988/materials>.

This Guidance Note does not replace the obligation of a Financial Institution or Listed Business to inform themselves of the provisions of the **Anti-Terrorism Act, Chap. 12:07** and all the changes under the **Anti-Terrorism (Amendment) Act, 2018**.

Dated this 08<sup>th</sup> day of October, 2018.

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