

LEMBAGA PERKHIDMATAN KEWANGAN LABUAN
(LABUAN FINANCIAL SERVICES AUTHORITY)

Our Reference: LFSA.500-05/RI/L(5)/2016

Date: 9 September 2016

Chairman

Association of Labuan Banks

Level 8(D), Main Office Tower
Financial Park Labuan, Jalan Merdeka
87000 Labuan

Chairman

Association of Labuan Trust Companies

Noblehouse International Trust Ltd,
Level 1, Lot 7, Block F,
Saguking Commercial Building
Jalan Patau-Patau
87000 Labuan

Chairman

Labuan International Insurance Association

c/o Brighton Management Limited
Brighton Place, Ground Floor
No: U0215, Jalan Bahasa, P.O Box 80431
87014 Labuan

Chairman

Labuan Investment Banks Group

All Fund Managers
All Money Brokers

Labuan Financial Institution

(As defined under the Labuan Financial Services Authority Act 1996) **BY FAX/EMAIL**

Dear Sirs,

**THE ANTI-MONEY LAUNDERING, ANTI-TERRORISM FINANCING AND
PROCEEDS OF UNLAWFUL ACTIVITIES (DECLARATION OF SPECIFIED
ENTITIES AND REPORTING REQUIREMENTS) (AMENDMENT) ORDER 2016
DATED 5 SEPTEMBER 2016 (P.U. (A) 234)**

Reference is made to our letter dated 17 April 2014 with (ref: LFSA.500-05/RI/L (1))
in relation to the following Orders:

- a) Anti-Money Laundering and Anti-Terrorism Financing (Declaration of Specified Entities And Reporting Requirements) Order 2014 (P.U.(A) 93) dated 7 April 2014 (The Principal Order); and
- b) Anti-Money Laundering, Anti-Terrorism Financing and Proceeds Of Unlawful Activities (Declaration of Specified Entities And Reporting Requirements) (Amendment) Order 2014 (P.U.(A) 301) dated 12 November 2014.

2. Labuan FSA wishes to inform that the Ministry Of Home Affairs (MOHA) has recently gazetted the Anti-Money Laundering, Anti-Terrorism Financing and Proceeds Of Unlawful Activities (Declaration of Specified Entities And Reporting Requirements) (Amendment) Order 2016 on 5 September 2016 (P.U.(A) 234) which declares six (6) new individuals and two (2) groups as the Specified Entities. A copy of each Orders are attached herewith for your reference.

3. In relation to these Orders, Labuan FSA wishes to reiterate the following requirements:

- a) That Labuan reporting institutions shall within thirty (30) days from the effective date of the Order 2016, **determine** that they are in possession/control or not ,of any of the property owned or controlled by or on behalf of the Specified Entities under the First Schedule;
- b) That all Labuan reporting institutions shall **report the determination** under subparagraph (1) to Labuan FSA within thirty (30) days after the determination is completed; and
- c) The requirements in sub-paragraphs 3(a) and (b) shall be **repeated in every six months** interval.

4. Further, Labuan FSA wishes to remind all Labuan reporting institutions on the requirements as stated in the Anti-Money Laundering, Anti-Terrorism Financing and Proceeds of Unlawful Activities Act 2001 (AMLATFA PUA 2001) as follows:

- a) Section 66B(3), to **immediately freeze** any assets owned or controlled by any of the specified entities; and
- b) Section 66B (3) (d), to **immediately report** (without any delay) to the Inspector-General of Police regarding any transactions that associated with any assets that owned and controlled by the Specified Entity.

5. Any non-compliance of the Orders is an offence and shall on conviction be liable and punishable under any relevant laws. A copy of Order 2016 is also available at Attorney General Chamber's website <http://www.federalgazette.agc.gov.my>

Please be guided and inform your members accordingly.

Yours sincerely,
For and on behalf of Labuan FSA,



ISKANDAR MOHD NURY
Senior Director
Legal and AML Department