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CIRCULAR LETTER

To: All Insurance/Reinsurance Companies, Intermediaries, Mutual Benefit Associations, Trusts for Charitable Uses and Pre-need Companies

Subject: Dissemination of AMLC Resolution No. 71-A dated June 30, 2011

The attached AMLC Resolution No. 71-A , dated June 30, 2011 is being circulated to all covered institutions for information and guidance.


VIDA T. CHIONG
Deputy Insurance Commissioner
Officer-in-Charge





Anti-Money Laundering Council

Bangko Sentral ng Pilipinas Complex
Manila, Philippines

RESOLUTION NO. 71 -A Series of 2011

In its Memorandum dated 2 June 2011, the AMLC Secretariat (AMLCS) reported to the Council that:

On 4 May 2011, the United Nations Security Council Al-Qaida and Taliban Sanctions Committee approved the changes in an entry in the Consolidated List ("Consolidated List") of individuals and entities subject to the asset freeze, travel ban and arms embargo set out in paragraph 1¹ of Security Council Resolution 1904 (2009) adopted under Chapter VII of the Charter of the United Nations. The details of the changes in the list are as follows:

C. Individuals associated with Al-Qaida

| | |
|-------------------------------|--|
| Name | : 1: USAMA 2: MUHAMMED 3: AWAD 4: BIN LADEN |
| Name (original script) | : أسامة محمد عوض بن لادن |
| Title | : a) Shaykh b) Hajj |
| Designation | : na |
| DOB | : a) 30 Jul. 1957 b) 28 Jul. 1957 c) 10 Mar. 1957 d) 1 Jan. 1957 e) 1956 f) 1957 |
| POB | : : a) Jeddah, Saudi Arabia b) Yemen Good quality a.k.a.: a) Usama Bin Laden b) Usama Bin Muhammed Bin Awad, Osama Bin Laden c) Ben Laden Osama d) Ben Laden Ossama e) Ben Laden Usama f) Bin Laden Osama Mohamed Awdh g) Bin Laden Usamah Bin Muhammad h) Shaykh Usama Bin Ladin i) Usamah Bin Muhammad Bin Ladin j) Usama bin Ladin k) Osama bin Ladin l) Osama bin |

¹ 1. Decides that all States shall take the measures as previously imposed by paragraph 4 (b) of Resolution 1267 (1999), paragraph 8 (c) of Resolution 1333 (2000), and paragraphs 1 and 2 of Resolution 1390 (2002), with respect to Al-Qaida, Usama bin Laden and the Taliban, and other individuals, groups, undertaking and entities associated with them, as referred to in the list created pursuant to resolutions 1267 (1999) and 1333 (2000) ("the Consolidated List).

Muhammad bin Awad bin Ladin m)
Usama bin Muhammad bin Awad bin Ladin

Good quality a.k.a. :
Low quality a.k.a. : a) Abu Abdallah Abd Al-Hakim b) Al Qaqa
Nationality : na
Passport no. : na
National identification no. : na
Address : na
Listed on : 25 Jan. 2001 (amended on 2 Jul. 2007, 16 Dec. 2010, 4 May 2011)
Other information : Saudi citizenship withdrawn, Afghan nationality given by the Taliban regime. Review pursuant to Security Council resolution 1822 (2008) was concluded on 21 Jun. 2010. Confirmed to have died in Pakistan in May 2011.

On 26 May 2011, the Committee also approved the deletion of two (2) entries in the Consolidated List. The details of the deletion are as follows:

Removed from Al-Qaida individuals Section C

Name : AHMAD 2: FADIL 3: NAZAL 4: AL-KHALAYLEH
Name (original script) : أحمد فضيل نزال الخلايلة
Title : na
Designation : na
DOB : a) 30 Oct. 1966 b) 20 Oct. 1966
POB : a) Al-Zarqaa, Jordan b) Al Zarqa c) Al Zarquaa
Good Quality a.k.a. a) Abu Musab Al-Zarqawi b) Muhannad c) Al-Muhajer d) Garib e) Abou Musaab El Zarquawi f) Ahmed Fad Al Nazzar Khalaylah Said g) Al Zarqawi Abu Musa'ab h) Al Zarqawi Abu Musab i) Al Zarqawi Ahmed Fad Al Nazzar Khalaylah Said Abu Musab j) Alkhalayleh Ahmed k) Azzarkaoui Abou Moussab l) El Zarquawi Abu Musaab m) Zarkaoui Abou Moussaab
Low Quality a.k.a. : a) Abu Ahmad b) Abu Ibrahim
Nationality : na

Passport No. : Jordanian passport number Z 264958 issued in Al Zarqaa, Jordan, issued on 4 Apr. 1999

Nationality identification no. : Jordanian identity card number 1433038, issued in Al Zarqaa, Jordan, issued on 4 Apr. 1999

Address Listed on : na
: 23 Sep. 2003 (amended on 2 Jul. 2007, 18 Jul. 2007, 13 Aug. 2007, 16 May 2011)

Other information : Former operational leader of Al-Qaida in Iraq (QE.J.115.04). Confirmed to have died in Iraq in June 2006. Review pursuant to Security Council resolution 1822 (2008) was concluded on 29 Jul. 2010.

Name : MOHAMED 2: MOUMOU 3: na 4: na

Name (original script) :

Title : na

Designation : na

DOB : a) 30 Jul. 1965 b) 30 Sep. 1965

POB : Fez, Morocco

Good quality a.k.a. : Mohamed Mumu

Low quality a.k.a. a) Abu Shrayda b) Abu Amina c) Abu Abdallah d) Abou Abderrahman e) Abu Qaswarah f) Abu Sara

Nationality a) Moroccan b) Swedish

Passport no. : Swedish passport number 9817619 expires on 14 Dec. 2009

National identification no. : na

Address : a) Storrjetsvagen 92, 7 TR. C/O Drioua, 142 31 Skogas, Sweden b) Jungfruns Gata 413; Postal address Box 3027 13603 Haninge, Sweden c) Dobelnskatan 97, 7 TR C/O LAMRABET, 113 52 Stockholm, Sweden d) Trodheimsgatan 6, 164 32 Kista, Sweden

Listed on : 7 Dec. 2006 (amended on 23 Dec. 2008)

Other information : Reportedly deceased in northern Iraq in Oct. 2008. Review pursuant to Security Council resolution 1822 (2008) was concluded on 29 Jul. 2010.

USAMA MUHAMMED AWAD BIN LADEN and MOHAMED MOUMOU were the subject of AMLC Resolution No. 5 dated 19 January 201), and AMLC Resolution No. 64 dated 10 July 2007, respectively. Both Resolutions directed covered institutions to submit directly to the Council reports of covered or suspicious transactions, if any, on the said persons. AHMAD FADIL NAZAL AL-KHALAYLEH, on the other hand, has not been the subject of any previous Resolutions of the AMLC.

The inclusion of USAMA MUHAMMED AWAD BIN LADEN in the Consolidated List validates his being associated with the Al Qaida, a known terrorist organization.

The United Nations Security Council Resolution (UNSCR) 1373, adopted on 28 September 2001, provides that:

“The Security Council,

x x x

Acting under Chapter VII of the Charter of the United Nations,

1. Decides that all States shall:

- (a) Prevent and suppress the financing of terrorist acts;
- (b) Criminalize the willful provision or collection, by any means, directly or indirectly, of funds by their nationals or in their territories with the intention that the funds should be used, or in the knowledge that they are to be used, in order to carry out terrorist acts;
- (c) Freeze without delay funds and other financial assets or economic resources of persons who commit, or attempt to commit, terrorist acts or participate in or facilitate the commission of terrorist acts; of entities owned or controlled directly or indirectly by such persons; and of persons and entities acting on behalf of, or at the direction of such persons and entities, including funds derived or generated from property owned or controlled directly or indirectly by such persons and associated persons and entities;
- (d) Prohibit their nationals or any persons and entities within their territories from making any funds, financial assets or economic resources or financial or other related services available, directly or indirectly, for the benefit of persons who commit or attempt to commit or facilitate or participate in the commission of terrorist

acts, of entities owned or controlled, directly or indirectly, by such persons and of persons and entities acting on behalf of or at the direction of such persons.”

Section 7(1) of R.A. 9160, as amended, provides:

“SEC. 7. Creation of Anti-Money Laundering Council (AMLC) - The Anti-Money Laundering Council is hereby created and shall be composed of the Governor of the Bangko Sentral ng Pilipinas as chairman, the Commissioner of the Insurance Commission and the Chairman of the Securities and Exchange Commission as members. The AMLC shall act unanimously in the discharge of its functions as defined hereunder:

(1) to require and receive covered or suspicious transaction reports from covered institutions;

x x x.”

Moreover, the Revised Implementing Rules and Regulations of the Anti-Money Laundering Act of 2001, as amended, provide:

“Rule 13.7.2. Authority to Assist the United Nations and other International Organizations and Foreign States. – The AMLC is authorized under Section 7 (8) and 13 (b) and (d) of the AMLA to receive and take action in respect of any request of foreign states for assistance in their own anti-money laundering operations. It is also authorized under Section 7 (7) of the AMLA to cooperate with the National Government and/or take appropriate action in respect of conventions, resolutions and other directives of the United Nations (UN), the UN Security Council, and other international organizations of which the Philippines is a member. However, the AMLC may refuse to comply with any such request, convention, resolution or directive where the action sought therein contravenes the provision of the Constitution or the execution thereof is likely to prejudice the national interest of the Philippines.”

As a charter member of the United Nations and as part of the international coalition against terrorism, the Philippines, through the Anti-Money Laundering Council, must actively support the actions required under the subject UNSC Resolutions.

The Council resolved to:

(1) Inform all covered institutions of the deletion of the name of MOHAMED MOUMOU and AHMAD FADIL NAZAL AL-KHALAYLEH from the Consolidated List of Individuals and Entities subject to Asset Freeze, Travel Ban and Arms Embargo; and

(2) Request the Supervising Authorities to disseminate copies of this Resolution to all covered institutions under their respective jurisdictions.

30 June 2011, Manila, Philippines.



AMANDO M. TETANGCO, JR.
Chairman
(Governor, Bangko Sentral ng Pilipinas)



TERESITA J. HERBOSA
Member
(Chairman, Securities and Exchange Commission)



for: EMMANUEL F. DOOC
Member
(Commissioner, Insurance Commission)