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INTER-AMERICAN DRUG ABUSE
CONTROL COMMISSION
CICAD

Secretariat for Multidimensional Security

XXXVI GROUP OF EXPERTS FOR THE CONTROL OF MONEY LAUNDERING
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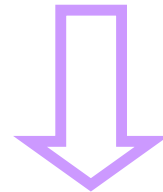
APPLICATION FREEZING MEASURES IN ARGENTINA
MARIANA QUEVEDO, UIF ARGENTINA

Law N° 26.734 (12/28/12)





**Law N° 26.734
(12/28/12)**



- **Classified as an aggravating circumstance for the crime of terrorism**
- **Allows to criminalize the terrorist (individual) , terrorist organization and terrorist act.**
- **Authorize to the FIU to administratively freeze assets related to the TF (impacts the special recommendation I, II and recommendation 36 to 40)**



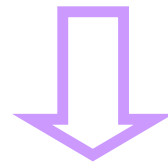
Decree N°918/12

(06/14/12)





**Decree N°918/12
(06/14/12)**



- **Regulates the FIU faculty to administratively freeze assets related to TF according with the RCSNU 1267/99 and 1373/01**
- **Inclusion and exclusion procedure of the UN Security Council list (Impacts in the special recommendation III)**



Administrative Freezing Designated Persons by the UN Security Council

- ADMINISTRATIVE FREEZE

Immobilization of the goods or money, understand as the prohibition of transfer, conversion, disposition or movement of money or any other property.

- ASSETS OR MONEY:

Funds or assets, whatever their nature, source and way of acquisition;

Also the documents or instrument that proof the ownership or the interest under those goods, funds or assets and the interests, dividends or any other value or income accruing or generated by such goods, funds or assets;

as long as joint or together that directly or indirectly remain in the property or under the control, of designated persons or groups by the United Nations Security Council or that may be related to criminal actions under the article 306 of the CRIMINAL CODE.



Administrative Freezing Designated Persons by the UN Security Council

1. DUTTY OF REPORT WITHOUT DELAY ANY SUSPECT OPERATION OF FT (OR ATTEMPT)
2. SUPSPECT OPERATION OF FT:
 - Direct or indirect ownership of goods by a designated person.
 - Persons that carry out the designated operation.
 - Recipient or beneficiary of the operation is a designated person.
3. ADMINISTRATIVE FREEZING: Dual system: Financial sector, securities and insurance: automatically (in the act). Remaining sectors: FIU provision without delay.



Administrative Freezing Designated Persons by the UN Security Council

ADMINISTRATIVE FREEZING:

- Outrageous party.
- Without further delay

NOTIFICATION:

1. Obligated subjects (in electronic form)
2. The regulatory bodies
3. The Ministry of Foreign Affairs
4. The criminal judge.



Administrative Freeze Article 306 of the Criminal Code

RFT or request of the public authority: ADMINISTRATIVE FREEZE:

- Outrageous party.
- Without further delay
- 6 months

NOTIFICATION:

1. Obligated subjects (in electronic form)
2. To the authority that required
3. The regulatory bodies
4. The criminal judge
5. To third countries



Thank you

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