



Secretariat for Multidimensional Security

**XLV MEETING OF THE GROUP OF EXPERTS
FOR THE CONTROL OF MONEY LAUNDERING**
October 4-5, 2018
Santa Cruz de la Sierra, Bolivia

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October 3, 2018
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PRESENTATION
**RELEVANT ASPECTS OF LAW N° 5.876/17 REGARDING ADMINISTRATION OF
SEIZED AND FORFEITED ASSETS – SEVERAL EXPERIENCES**



Secretaría
**NACIONAL DE
ADMINISTRACIÓN DE BIENES
INCAUTADOS Y COMISADOS**

XLV GROUP OF EXPERTS FOR THE CONTROL OF MONEY LAUNDERING SANTA CRUZ DE LA SIERRA-BOLIVIA



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Relevant aspects of Law N° 5.876/17 regarding “Administration of Seized and Forfeited Assets ”

SENABICO

Ley 5.876/2017

- *“Administration of Seized and Forfeited Assets”*
- **Art. 4 - Creation.-** Creates the National Secretariat for the Administration of Seized and Forfeited Assets (SENABICO), as a body dependent on the Presidency of the Republic, **specialized for the administration of assets of economic interest that are seized, abandoned and forfeited**, which will have its own legal personality, autonomy and technical, administrative and financial autarky for the administration and management of the assets that the competent authority puts at their disposal according to this law.

FUNCIÓN INTERINSTITUCIONAL

Decreto N° 8.668/2018

- **Art.16.-** The General Director for the Administration of Seized and Forfeited Assets will have the following functions, among others to be regulated:
... d) Plan and coordinate with the Public Prosecutor Office and the competent authorities, **the analysis and review** of assets of economic interest, before, during, and after the seizures, counting on financial advisors;
- **Art. 43.-** Delivery of assets to SENABICO. The authority that carries out the seizure, confiscation or declaration of abandonment is obliged to immediately inform the SENABICO of said legal act by sending a list of the assets involved, so that it may determine, by resolution of the highest authority, which are the assets of economic interest that must be made available to be administered in accordance with Law No. 5.876 / 2017.-

DESTINATION OF THE ASSETS

50%

- To finance projects for the prevention of crimes, rehabilitation of addicts and social reintegration

25%

- Distributed in equal parts between the Judiciary, Public Prosecution Office or SENAD or National Police.

25%

- SENABICO to cover operation expenses and maintenance of seized and forfeited assets.



MEGA OPERATION “HERMANOS”



ASSETS FROM DRUG TRAFFICKING





SEIZED ASSETS



MESSER- GANADERA CHAI S.A. CASE



ADMINISTRATIVE OFFICES OF CHAI S.A. TRIPLE BORDER ZONE

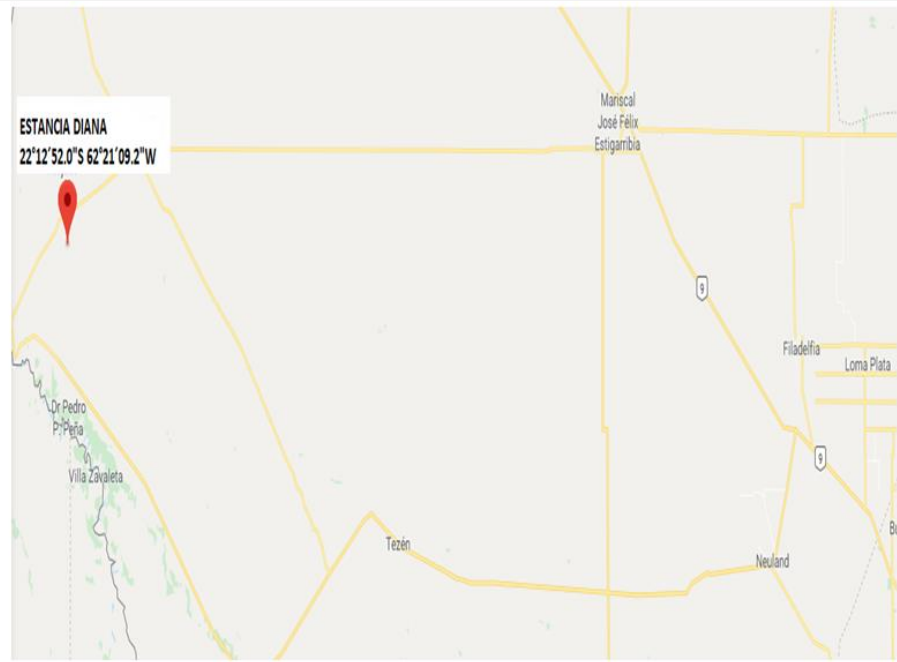
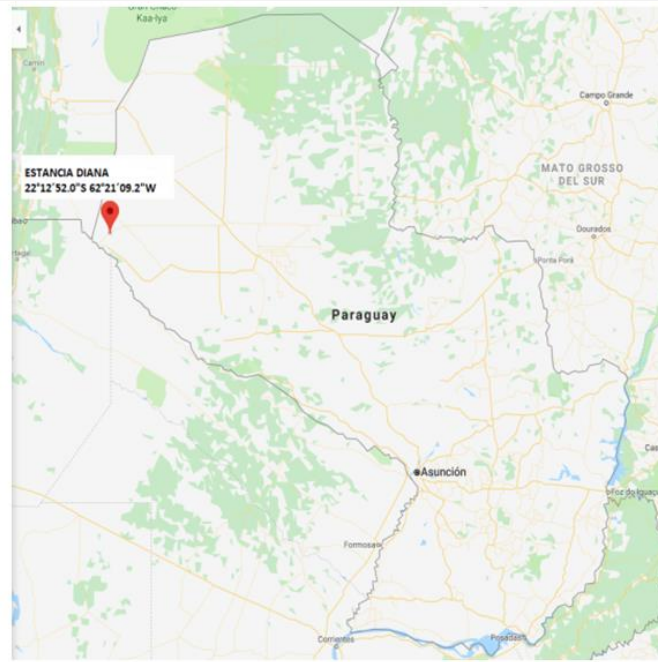


FARM DIANA

Dimensión: 8.700 hectáreas de pasturas

Rubro: Cría

Vacunos: 8.005 animales



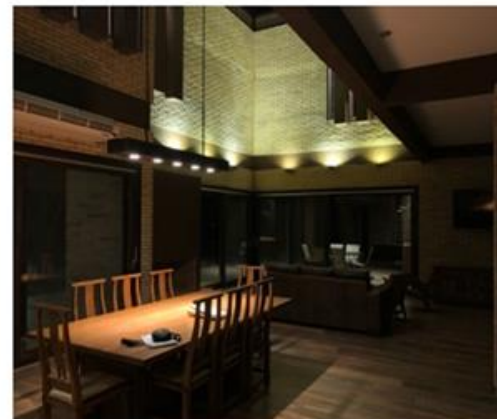
RELEVAMIENTO FOTOGRAFICO



CASA PATRONAL DIANA



QUINCHO DE CASA PATRONAL



INTERIOR CASA PATRONAL



INTERIOR CASA PATRONAL



CASINO Y CASA DE CAPATAZ



TANQUE DE AGUA



PANELES SOLARES DIANA I



GRUPO GENERADOR DIANA I



TRACTOR Y ENFARDADORA



TANQUE AUSTRALIANO DIANA I



TRACTOR AGRICOLA DIANA I

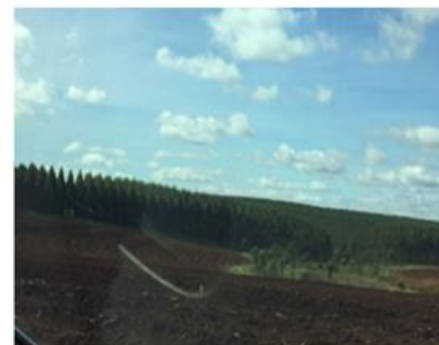
RELEVAMIENTO FOTOGRAFICO



ACCESO A LA ESTANCIA



CAMINO INTERNO



PLANTACION DE EUCALIPTO



TANQUE DE COMBUSTIBLE



TRACTOR AGRICOLA



CODIGO DESARROLLOS Y PASTURAS

Presentación de los representantes de la SENABICO con empleados de la estancia, donde se puso a conocimiento de los mismos la función de la SENABICO dentro de la administración de los establecimientos de la empresa CHAI S.A.

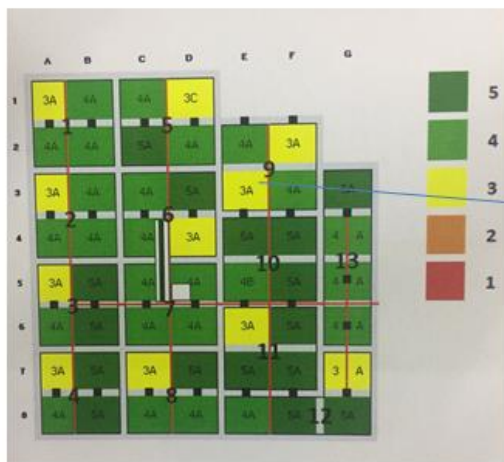


DESARROLLO DE PASTURAS

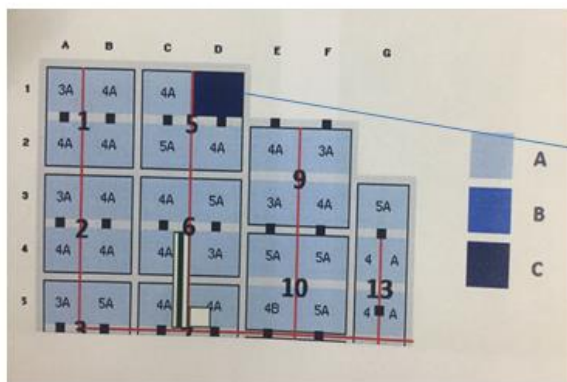
RESERVA FORESTAL

CONTROLS UNDERTAKEN

ROTACION DE PASTURAS



MANEJO DE MALEZAS



CONTROLS UNDERTAKEN



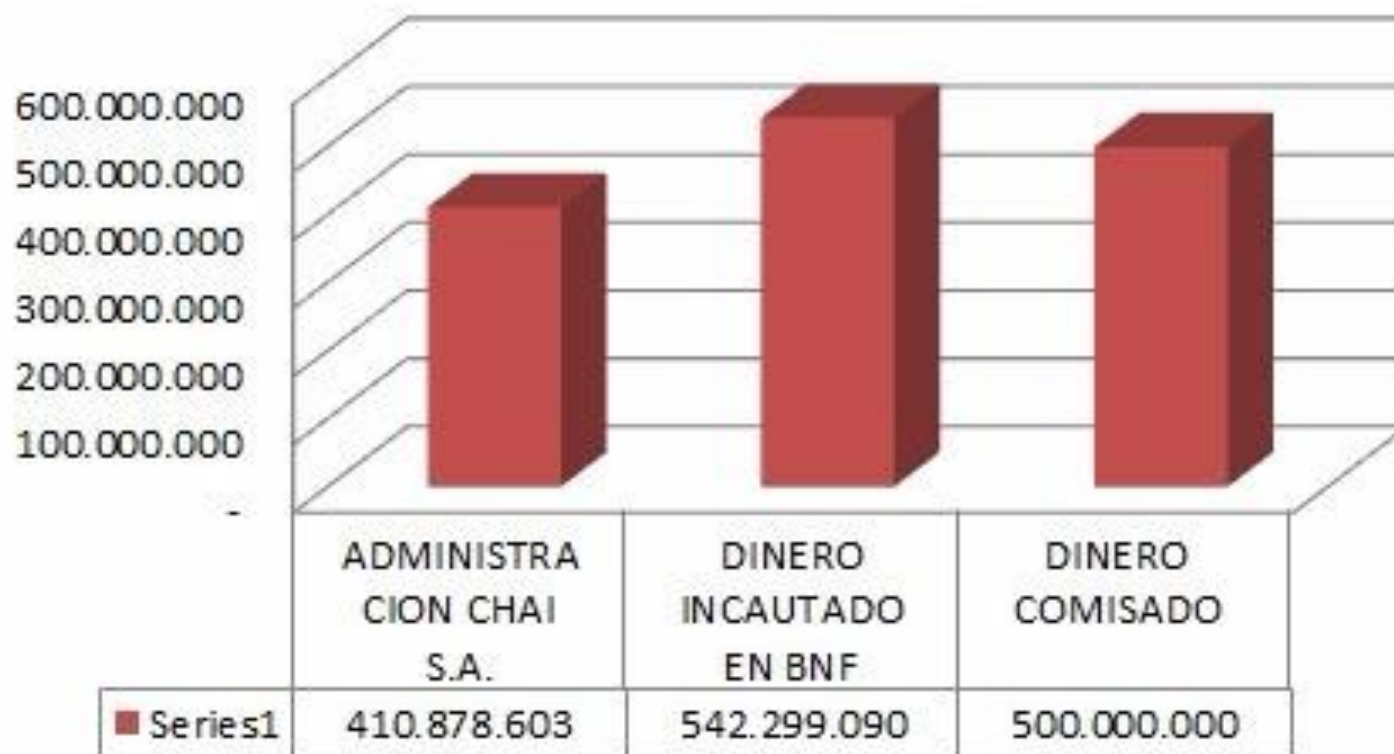
**+11.000
Animals**

MAIN ADMINISTRATIVE ACTIONS

- Compilation documents seized by the Public Prosecutor's Office
- Identification of the structure received in administration.
- Access to accounting and financial documentation.
- Identification of Suppliers and Clients.
- Change of ownership of bank accounts.
- Recover of money for the sale of animals.
- Payment of wages in time
- Preparation of contracts to contractors
- Preparation of contracts for administrative officials
- Payment of suppliers in time
- Identification and inventory of assets
- Traceability of livestock in time.
- Senacsa licenses renewed in time.
- Vaccination against aphtose fever.
- Transfer guides duly identified.
- Traceability of money in open accounts in National Banks.
- Hiring of accounting and livestock external auditors.
- Quantification of livestock with supporting documentation.
- Reports sent to the Fiscal Agent responsible for the case.

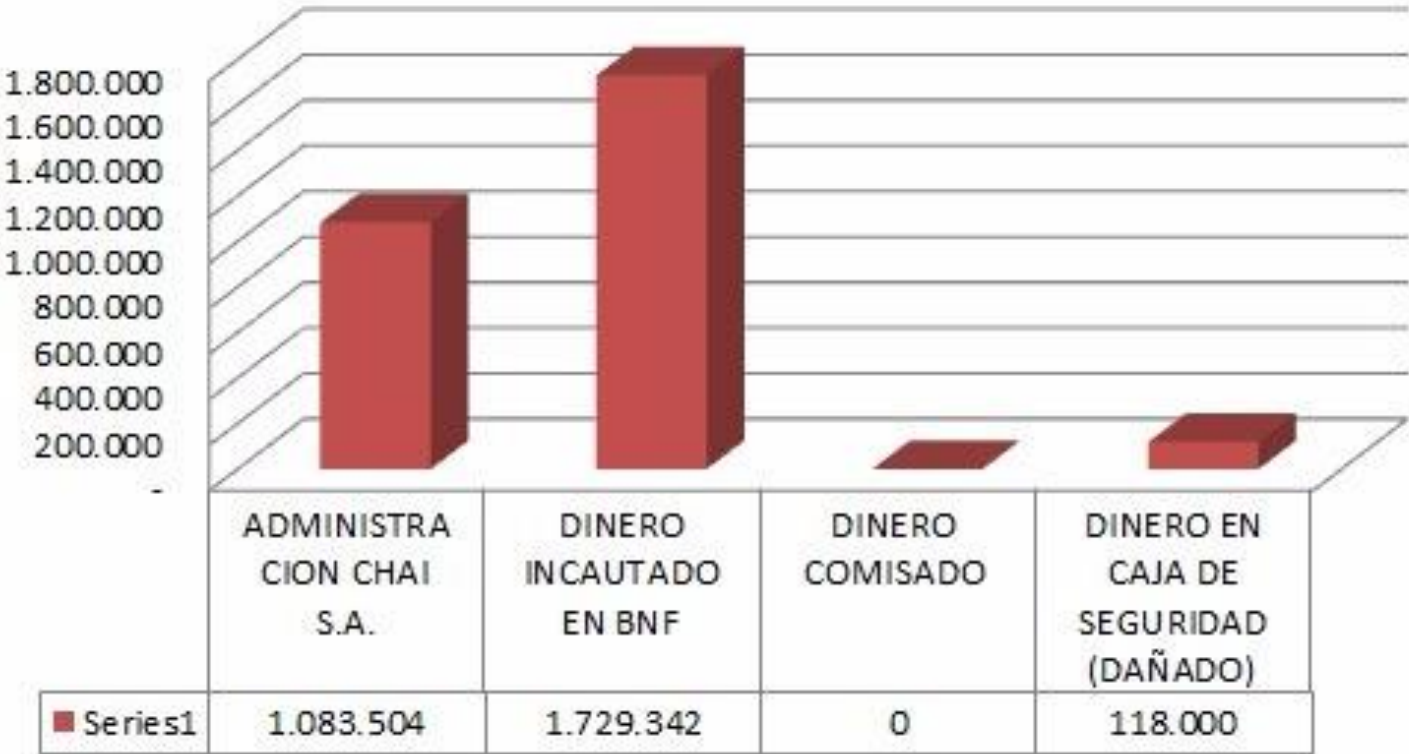
STATISTICAL REPORT OF SEIZED AND FORFEITED MONEY

GUARANIES EN BANCO



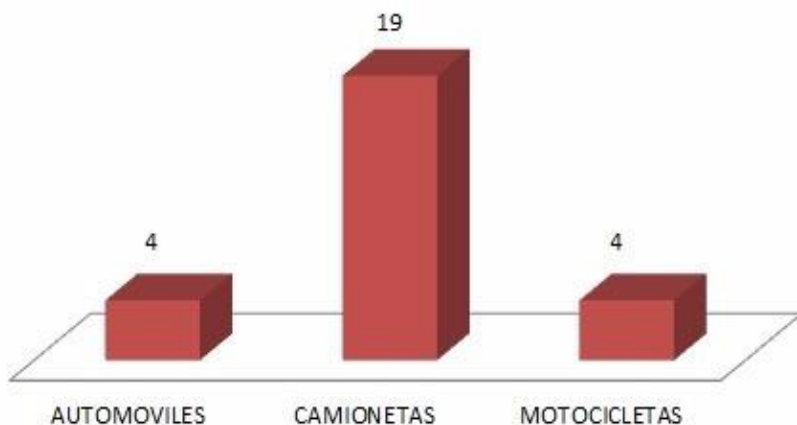
STATISTICAL REPORT OF SEIZED AND FORFEITED MONEY

DOLARES EN BANCO



SITUATION OF SEIZED VEHICLES

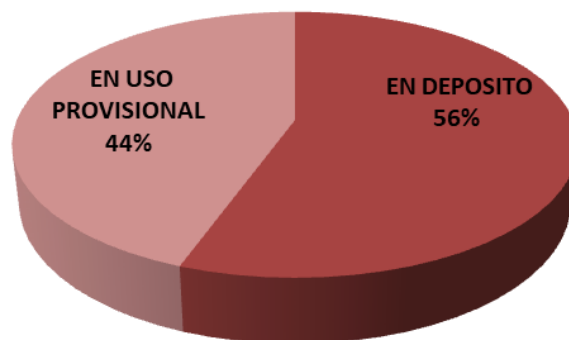
VEHICULOS INCAUTADOS BAJO ADMINISTRACION SENABICO



VEHICULOS CEDIDOS EN USO PROVISIONAL



ESTADO DE LOS VEHICULOS INCAUTADOS





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THANK YOU!!!

Javier Rojas Silva

jrojas@senabico.gov.py