

RESOLUTION 1/2020

CONSIDERING Articles 48 to 54 and 64.2f) of the Law 14/2017, of 22 June, on prevention and the fight against the laundering of money or assets and terrorist financing (hereafter “Law 14/2017”),

CONSIDERING the list drafted by the United Nations Security Council Committee arising from the Resolutions 751 (1992) and 1907 (2009) and the resolutions of the United Nations Security Council relating to this committee,

CONSIDERING the list drafted by the United Nations Security Council Committee established by virtue of the Resolution 2231 (2015), which includes the Resolutions 1737 (2006), 1747 (2007), 1803 (2008) and 1929 (2010), and the resolutions of the United Nations Security Council relating to this Committee,

CONSIDERING the list drafted by the United Nations Security Council Committee established by virtue of the Resolution 1718 (2006) and the subsequent resolutions of the United Nations Security Council relating to this Committee, including the Resolutions 1874 (2009), 2087 (2013), 2094 (2013), 2270 (2016), 2321 (2016) and 2356 (2017),

CONSIDERING all the lists drafted by the United Nations Security Council Committee and the subsequent resolutions adopted by this Committee,

CONSIDERING the consolidated list of sanctions drafted by the United Nations Security Council,

CONSIDERING the European Union Common Position 2001/931/PESC, on the application of specific measures for fighting terrorism which is periodically updated with a list of persons, groups and entities designated by the European Union, and considering that the last update appears in the annex of the Decision 2020/1132 of the Council, of 30 July 2020, updating the list of persons, groups and entities to which are applied Articles 2, 3, and 4 of the European Union Common Position 2001/931/PESC,

CONSIDERING the Judicial Police and Criminal Investigation Area report in relation to the analysis of the entities included in the consolidated list of sanctions of the European Union contained in the Annex to Council Decision 2020/1132, of July 20, 2020 ,

CONSIDERING other generally applicable provisions,

WHEREAS the Standing Committee on Prevention of Money Laundering and Terrorist Financing (hereafter the “Standing Committee”) has been vested with the function of drafting, modifying, excluding from and publishing the list of persons and entities which it considers to be linked to terrorist activities, the financing of same, or the financing of the proliferation of weapons of mass destruction,

WHEREAS the Standing Committee has been vested with the function of adopting the respective restrictive measures in accordance with the provisions of the aforementioned Law 14/2017,

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WHEREAS the Standing Committee after analysing the aforementioned police report, it concludes that there are sufficient grounds to consider that these entities are linked to terrorist activities, the financing of same, or the financing of the proliferation of weapons of mass destruction.

The Standing Committee

RESOLVES

1.- **to include**, in the list of the persons and entities linked to terrorist activities, the financing of same, and the proliferation of weapons of mass destruction and the financing of same, established in Article 48 of the Law 14/2017 (hereafter the “List”), the persons and entities which appear in the consolidated list of sanctions of the United Nations Security Council, which includes all the persons and entities subject to sanctions imposed by the aforesaid Security Council, as well as the persons and entities which appear there pursuant to future modifications of the list issued by the aforesaid Security Council and its committees.

The persons and entities designated by possible future committees of the United Nations Security Council are understood to be included in the list of Article 48 of the Law 14/2017 as from the moment of their designation by the competent committee of the United Nations Security Council.

2.- **to include**, in the list of the persons and entities linked to terrorist activities, the financing of same, and the proliferation of weapons of mass destruction and the financing of same, the designated persons and entities which appear in the consolidated list of sanctions of the European Union contained in the Annex of the Decision 2020/1132 of the Council, of 20 July 2020, updating the list of persons, groups and entities to which are applicable the Articles 2, 3, and 4 of the Common Position 2001/931/PESC, on the application of specific measures to fight against terrorism, considering that there exist reasonable grounds for suspecting or believing that same are terrorists, finance terrorism or belong to organizations devoted to such end according to the information provided by the Judicial Police and Criminal Investigation Area.

Specifically, the following groups and entities are added to the list:

1. ‘Abu Nidal Organisation’ – ‘ANO’ (a.k.a. ‘Fatah Revolutionary Council’, a.k.a. ‘Arab Revolutionary Brigades’, a.k.a. ‘Black September’, a.k.a. ‘Revolutionary Organisation of Socialist Muslims’).
2. ‘Al-Aqsa Martyrs’ Brigade’.
3. ‘Al-Aqsa e.V’.
4. ‘Babbar Khalsa’.
5. ‘Communist Party of the Philippines’, including ‘New People’s Army’ – ‘NPA’, Philippines.
6. Directorate for Internal Security of the Iranian Ministry for Intelligence and Security. (VEVAK)
7. ‘Gama’a al-Islamiyya’ (a.k.a. ‘Al-Gama’a al-Islamiyya’) (‘Islamic Group’ – ‘IG’).

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8. 'İslami Büyük Doğu Akıncılar Cephesi' – 'IBDA-C' ('Great Islamic Eastern Warriors Front').
9. ' Hamas', including ' Hamas-Izz al-Din al-Qassem'.
10. ' Hizballah Military Wing' (a.k.a. ' Hezbollah Military Wing', a.k.a. ' Hizbullah Military Wing', a.k.a. ' Hezbollah Military Wing', a.k.a. ' Hizbollah Military Wing', a.k.a. ' Hizbu'llah Military Wing' a.k.a. ' Hizb Allah Military Wing', a.k.a. ' Jihad Council' (and all units reporting to it, including the External Security Organisation)).
11. ' Hizbul Mujahideen' – ' HM'.
12. ' Khalistan Zindabad Force' – ' KZF'.
13. ' Kurdistan Workers' Party' – ' PKK' (a.k.a. ' KADEK', a.k.a. ' KONGRA-GEL').
14. ' Liberation Tigers of Tamil Eelam' – ' LTTE'.
15. ' Ejército de Liberación Nacional' (' National Liberation Army').
16. ' Palestinian Islamic Jihad' – ' PIJ'.
17. ' Popular Front for the Liberation of Palestine' – ' PFLP'.
18. ' Popular Front for the Liberation of Palestine – General Command' (a.k.a. ' PFLP – General Command').
19. ' Devrimci Halk Kurtuluş Partisi-Cephesi' – ' DHKP/C' (a.k.a. ' Devrimci Sol' (' Revolutionary Left'), a.k.a. ' Dev Sol') (' Revolutionary People's Liberation Army/Front/Party').
20. ' Sendero Luminoso' – ' SL' (' Shining Path').
21. ' Teyrbazen Azadiya Kurdistan' – ' TAK' (a.k.a. ' Kurdistan Freedom Falcons', a.k.a. ' Kurdistan Freedom Hawks').

The new additions to the consolidated list of sanctions of the European Union not referred to in the Decision 2020/1132 of the Council, of 20 July 2020, will not be included automatically in the List, but rather the Standing Committee will assess the suitability of including same in the List.

Since the Kurdistan Workers' Party (PKK) is included in this list as a designated group or entity, other related organizations such as the People's Protection Units and the Women's Protection Units (YPG and YPJ) are **included** in the Andorran list.

3.- **to adopt** the following restrictive measures on the persons and entities included in the List, in accordance with Article 49 of the Law 14/2017:

a) The freeze of all funds and economic resources which are the property of, which are in the possession of, or which are controlled directly or indirectly, wholly or jointly with third parties, by the persons or entities which appear on the List of Article 48 of the Law 14/2017, including the funds which are derived from or originate from the aforesaid funds and economic resources.

b) The prohibition to make available to the persons and entities on the List, directly or indirectly, any funds, economic resources, financial services or other connected services.

c) Restrictions of business activity, including restrictions on imports and exports and the seizure of weapons.

d) Restrictions on financial activity of any nature, including advice, assistance and provision of services.

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e) Any other restriction, including technical assistance and prohibition of flight, of entrance or of transit.

f) Diplomatic sanctions, suspension of cooperation and boycott of sports events, in the case of countries included in the lists issued by the competent committee of the United Nations.

4.- **to prohibit** the export to and the import from the Democratic People's Republic of Korea, of the articles included in the list of articles forbidden for export to and import from the Democratic People's Republic of Korea issued by the United Nations Security Council Committee established by virtue of the Resolution 1718 (2006).

5.- **to apply** the restrictive measures mentioned in Points 3 and 4 of this Resolution, (i) as well as to the persons and entities included in the List of Article 48, to all entities possessed or controlled directly or indirectly by any person or entity included in the List; (ii) to all persons or entities who act in the name or under the instructions of the persons or entities included in the List; and (iii) to the countries included in the lists issued by the competent committee of the United Nations, relating to diplomatic sanctions, suspension of cooperation, and boycott of sports events.

6.- **to publish** this resolution and the consolidated list of sanctions of the United Nations Security Council and its possible updates, on the website of the Financial Intelligence Unit (www.uifand.ad).

7.- **to update and revise** regularly this list at the meetings of the Standing Committee in the event that there have been any significant modifications making it appropriate to introduce new entities into the list or to exclude entities from it.

8.- that this Resolution will serve, for all purposes, as the **List of the Principality of Andorra** described in Article 48 of the Law 14/2017.

9.- **to repeal** the Resolutions 1/2019, of 23 May 2019, and 2/2019, of 1 October 2019, which are replaced by this Resolution.

Andorra la Vella, on 9 October 2020.

Carles FIÑANA PIFARRÉ

President of the Standing Committee