



## **CABINET OF MINISTERS OF UKRAINE**

### **RESOLUTION**

as of July 22, 2020 No. 622

Kyiv

#### **On approving the Procedure for composing the List of persons related to terrorist activity or persons to whom international sanctions were applied**

Pursuant to Article 24 (5) of the Law of Ukraine “On preventing and counteracting to legalization (laundering) of the proceeds from crime, financing of terrorism and financing of proliferation of weapons of mass destruction”, the Cabinet of Ministers of Ukraine **resolves:**

1. To approve the Procedure for composing the List of persons related to terrorist activity or persons to whom international sanctions were applied (attached).
2. To declare the Resolution of the Cabinet of Ministers of Ukraine “On approving the procedure for composing the list of persons related to terrorist activities or subjected to international sanctions” has been repealed (Official Journal of Ukraine, 2015., No. 96, Art. 3288)

**Prime Minister of Ukraine**

**D. SHMYHAL**

**Ind. 67**

**APPROVED**  
**by the Cabinet of Ministers of Ukraine**  
**Resolution as of July 22, 2020 No. 622**

**PROCEDURE**  
**for composing the List of persons related to terrorist activity or persons to**  
**whom international sanctions were applied**

1. The Procedure determines the mechanism for composing the List of persons related to terrorist activity or persons to whom international sanctions were applied (hereinafter – the List of Persons)

2. In this Procedure the terms are used in the meaning given in the Law of Ukraine “On preventing and counteracting to legalization (laundering) of the proceeds from crime, financing of terrorism and financing of proliferation of weapons of mass destruction”.

3. The List of Persons is composed by the State Financial Monitoring Service of Ukraine (hereinafter – the SFMS).

4. The grounds of listing are:

1) an administrative court decision on listing individuals, legal entities and organizations, that meet the criteria determined by the UN Security Council Resolutions;

2) information generated by international organizations or their authorized authorities on individuals, legal entities and organizations related to terrorist organizations or terrorists, as well as on persons to whom international sanctions were applied.

5. The List of Persons is composed based on the data mentioned in paragraph 4 of this Procedure and contains the following information:

1) regarding citizens of Ukraine – surname (if any), first name and patronymic (if any), date of birth, number and series (if any) of passport or other document identifying a person and which according to the law may be used in the territory of Ukraine for conclusion transactions, date of issue and issuing authority, information on the place of residence and/or place of stay, registration number of the taxpayer’s registration card, number and series (if any) of passport of the citizen of Ukraine, which bears the mark on refusing to accept the registration number of the taxpayer’s registration card or number of passport with a record of refusing to accept the registration number of the taxpayer’s registration card on the electronic contactless media, unique entry number in the Unified State Demographic Register (if any);

2) regarding resident legal entities – full name, location, identification code from the Unified State Register of Enterprises and Organizations of Ukraine;

3) regarding foreigners and stateless individuals – surname (if any), first name and patronymic (if any), citizenship or nationality; date of birth, number and series (if any) of passport or other document identifying a person, date of issue, country of issue and name of issuing authority, information on the place of residence and/or place of permanent or temporary residence, unique entry number in the Unified State Demographic Register (if any);

4) regarding non-resident legal entities – full name, country of establishment, location;

5) regarding organizations, including trusts – full name, country of establishment, location, identification number (if any) used by a non-resident when submitting tax declarations and other tax documents to tax authorities in country of residence.

6. The information provided for in paragraph 5 of this Procedure shall be (as soon as possible during a business day on which the relevant actions shall be taken from the moment of occurrence grounds for their implementation) submitted to the SFMS immediately in electronic form or using the system of electronic interaction of executive authorities of the Security Service of Ukraine (hereinafter – the SSU), if there are grounds specified in subparagraph 1 of paragraph 4 of this Procedure, and the Ministry of Foreign Affairs – grounds specified in subparagraph 2 of paragraph 4 of this Procedure.

In case of situation that makes impossible to submit information to the SFMS in electronic form, the information should be immediately provided in paper form or using government courier communication.

The information specified in paragraph 4 and 5 of this Procedure shall be sent to the SFMS immediately, on the day of receipt of information (documents), which are necessary for listing individuals, legal entities and organizations.

Information provided for in subparagraph 2 of paragraph 4 of this Procedure, is received by the SFMS from the official website of the United Nations and from the Ministry of Foreign Affairs.

7. Composing the List of Persons or amending it is carried out by the SFMS immediately on the basis of the information specified in paragraphs 4 and 5 of this Procedure.

8. The grounds for delisting a person are:

1) an administrative court decision on delisting individuals, legal entities and organizations that do not meet the criteria set out in the UN Security Council Resolutions;

2) exclusion of data on a person or organization from information generated by international organizations or their authorized authorities on individuals, legal

entities and organizations related to terrorist organizations or terrorists, as well as on persons to whom international sanctions were applied.

9. In the presence of information (documents) specified in subparagraph 1 and 2 of paragraph 8 of this Procedure, the Security Service of Ukraine and the Ministry of Foreign Affairs submit to the SFMS the relevant information immediately on the day of receipt of information (documents) necessary for delisting individuals, legal entities and organizations.

10. If received, in particular from the official website of the UN, from the Ministry of Foreign Affairs and from the Security Service of Ukraine, information specified in paragraph 8 of this Procedure, the SFMS immediately takes measures to amend the List of Persons.

11. The List of Persons shall be immediately brought to the attention of the reporting entities by the SFMS in accordance with the procedure established by the Ministry of Finance.

12. At the request of a person (or his/her official representative) included in the List of Persons on the basis of subparagraph 1 of paragraph 4 of this Procedure, on delisting persons, the Security Service of Ukraine considers a possibility of appealing to the administrative court concerning delisting such a person about what it informs such a person.

13. Requests of a person (or his/her official representative) listed on the basis of subparagraph 2 of paragraph 4 of this Procedure on delisting are considered by the Ministry of Foreign Affairs in accordance with the procedures developed by it for filing a petition for delisting individuals, legal entities and organizations properly listed by the UN Security Council.

14. Decision-making on delisting at the requests of persons (or their official representatives) listed on the basis of paragraph 4 of this Procedure is carried out by the Security Service of Ukraine and the Ministry of Foreign Affairs within 30 working days from the date of receipt of the request.