



**MINISTRY OF FINANCE OF UKRAINE  
MINISTRY OF JUSTICE OF UKRAINE**

**ORDER**

**31.07.2020 No. 462/2602/5**

**Registered in the Ministry of  
Justice of Ukraine of August  
17, 2020  
No. 794/35077**

**On approving the Procedure for information exchange between the State Financial Monitoring Service of Ukraine and the Ministry of Justice of Ukraine to increase the effectiveness of the supervision over the reporting entities' compliance with the requirements of the legislation in the area of preventing and counteracting to legalization (laundering) of the proceeds from crime, financing of terrorism and financing of proliferation of weapons of mass destruction**

According to parts 4, 5, 6 of Article 18 and paragraph 15 of part 2 of Article 25 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», subparagraph 5 of paragraph 4 of the Regulation on the Ministry of Finance of Ukraine, approved by the Resolution of the Cabinet of Ministers of Ukraine of August 20, 2014 No. 375, and the Regulation on the Ministry of Justice of Ukraine, approved by the Resolution of the Cabinet of Ministers of Ukraine of July 2, 2014 No. 228 in order to increase the effectiveness of the supervision over the reporting entities' compliance with the requirements of the legislation in the area of preventing and counteracting to legalization (laundering) of the proceeds from crime, financing of terrorism and financing of proliferation of weapons of mass destruction **I ORDER:**

1. To approve the Procedure for information exchange between the State Financial Monitoring Service of Ukraine and the Ministry of Justice of Ukraine to increase the effectiveness of the supervision over the reporting entities' compliance with the requirements of the legislation in the area of preventing and counteracting to legalization (laundering) of the proceeds from crime, financing of terrorism and financing of proliferation of weapons of mass destruction, attached.

2. To recognize as having lost force the order of the Ministry of Finance of Ukraine, the Ministry of Justice of Ukraine of May 27, 2015 No. 521/796/5 «On

approving the Procedure for information exchange between the State Financial Monitoring Service of Ukraine and the Ministry of Justice of Ukraine to increase the effectiveness of the supervision over the reporting entities' compliance with the requirements of the legislation in the area of preventing and counteracting to legalization (laundering) of the proceeds from crime, financing of terrorism and financing of proliferation of weapons of mass destruction», registered with the Ministry of Justice of Ukraine on June 11, 2015 No. 689/27134.

3. Department for Provision Coordination and Monitoring Work of the Ministry of Finance of Ukraine and Department for Financial Monitoring System Coordination of the State Financial Monitoring Service of Ukraine to ensure in accordance with the established procedure:

submitting this order for state registration to the Ministry of Justice of Ukraine;  
publishing this order.

4. This order shall enter into force on the day of its official publication.

5. Control over the execution of this order shall be imposed on the First Deputy Head of the State Financial Monitoring Service of Ukraine I. Gaievskyi and the Deputy Minister of Justice of Ukraine on the State Registration O. Onishchuk.

**Minister of Finance of Ukraine**

**S. Marchenko**

**Minister of Justice of Ukraine**

**D. Maliuska**

AGREED:

Head of the State Financial Monitoring Service of  
Ukraine

I. Cherkaskyi

**APPROVED**  
**Order of the Ministry of**  
**Finance of Ukraine, the**  
**Ministry of Justice of Ukraine**  
**July 31, 2020 No. 462/2602/5**

**Registered in the Ministry of**  
**Justice of Ukraine**  
**August 17, 2020**  
**No. 794/35077**

## **PROCEDURE**

**for information exchange between the State Financial Monitoring Service of Ukraine and the Ministry of Justice of Ukraine to increase the effectiveness of the supervision over the reporting entities' compliance with the requirements of the legislation in the area of preventing and counteracting to legalization (laundering) of the proceeds from crime, financing of terrorism and financing of proliferation of weapons of mass destruction**

### **I. General provisions**

1. This Procedure is developed in accordance with parts 4, 5, 6 of Article 18 and paragraph 15 of part 2 of Article 25 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» (hereinafter – the Law).

2. This Procedure determines the scope and procedure for the exchange of information between the SFMS and the Ministry of Justice in order to increase the effectiveness of the supervision over the compliance with the legislation in the area of preventing and counteracting to legalization (laundering) of the proceeds from crime, financing of terrorism and financing of proliferation of weapons of mass destruction by the law firms, bar associations and lawyers who practice law individually; notaries; business entities providing legal services; persons who provide services for the establishment, operation or management of legal entities – reporting entities (hereinafter - Entities), in respect of which the Ministry of Justice performs the functions of state regulation and supervision, to prevent and counteract to legalization (laundering) of the proceeds from crime, financing of terrorism and financing of proliferation of weapons of mass destruction.

## **II. Information provided by the SFMS**

1. The SFMS provides to the Ministry of Justice of Ukraine the information on the effectiveness of measures taken by the Entities supervised by the Ministry of Justice of Ukraine in the area of preventing and counteracting to legalization (laundering) of the proceeds from crime, financing of terrorism and financing of proliferation of weapons of mass destruction, namely:

Statistics on financial transactions which are subject to financial monitoring, other information which can be related to legalization (laundering) of the proceeds from crime, financing of terrorism and financing of proliferation of weapons of mass destruction, received by the SFMS from the Entities;

information on registration of the Entities in the SFMS;

information on the list of the Entities that were deregistered;

information on the signs identified by the SFMS of possible violations by the Entities of the requirements of the legislation in the area of preventing and counteracting to legalization (laundering) of the proceeds from crime, financing of terrorism and financing of proliferation of weapons of mass destruction;

information (at the request) on the signs identified by Ministry of Justice of Ukraine of possible violations by the Entities of the requirements of the legislation in the area of preventing and counteracting to legalization (laundering) of the proceeds from crime, financing of terrorism and financing of proliferation of weapons of mass destruction (considering the restrictions established by the Law).

2. The form for providing the information specified in paragraph 1 of Section II of this Procedure, the method of its submission, the structure and composition of the details shall be determined on the basis of the protocol signed between the SFMS and the Ministry of Justice of Ukraine.

3. The information submission by the SFMS to the Ministry of Justice of Ukraine is used by it exclusively for official purposes when supervising the compliance of the Entities with the requirements of the legislation and may not be disclosed.

## **III. Information provided by the Ministry of Justice of Ukraine**

1. The Ministry of Justice provides the SFMS with the information on increasing the effectiveness of the regulation and supervision of the Entities' compliance with the requirements of the legislation in the area of preventing and counteracting to legalization (laundering) of the proceeds from crime, financing of terrorism and financing of proliferation of weapons of mass destruction, namely:

the information on the identified violations of the legislation in the area of preventing and counteracting to legalization (laundering) of the proceeds from crime, financing of terrorism and financing of proliferation of weapons of mass destruction by the Entities and measures, taken against the Entities and/or their officials for violations of the legislation committed in this area;

the compiled information on the Entities' compliance with the requirements of the legislation in the area of preventing and counteracting to legalization (laundering) of the proceeds from crime, financing of terrorism and financing of proliferation of weapons of mass destruction in respect of which the Ministry of Justice of Ukraine exercises the functions of state regulation and supervision including on the identified violations and measures taken against the Entities and/or their officials, in order to eliminate them and/or prevent them from further activities;

the information (if any) on the termination of the Entities' activities in respect of which the Ministry of Justice of Ukraine exercises the functions of state regulation and supervision, to deregister them.

2. The exchange of information between the Ministry of Justice of Ukraine and the SFMS is carried out in compliance with the provisions of paragraphs 2 and 3 of Section II of this Procedure.

#### **IV. Terms of providing information**

1. The Ministry of Justice of Ukraine shall submit the determined information to the SFMS:

in accordance with subparagraph 2 of paragraph 1 of section III of this Procedure - quarterly until the 20th day of the month following the reporting quarter;

in accordance with subparagraph 3 of paragraph 1 of section III of this Procedure - annually, not later than January 31 of the year following the reporting year;

in accordance with subparagraph 4 of paragraph 1 of section III of this Procedure - quarterly until the 15th day of the month following the reporting quarter.

2. The SFMS provides the Ministry of Justice of Ukraine with the determined information:

in accordance with subparagraphs 2-4 of paragraph 1 of section II of this Procedure - monthly until the 20th day of the month following the reporting month;

in accordance with subparagraph 5 of paragraph 1 of section II of this Procedure – during one month from the date of detection of such signs;

in accordance with subparagraph 6 of paragraph 1 of section II of this Procedure - within 10 calendar days from the date when the request was received.

**Director of Department for Provision Coordination and  
Monitoring Work of the Ministry of Finance of  
Ukraine**

**Y. Koniushenko**

**Director of Department for Private Law of the  
Ministry of Justice of Ukraine**

**O. Ferens**

