

COMPLIANCE REPORTING FORM

- ✓ This form should be used to report all compliance related information to the Ministry of Legal Affairs' Financial Sanctions Implementation Unit (FSIU), including information regarding suspected designated persons (Part B); assets you have frozen (Part C); and suspected breaches of financial sanctions (Part D).
- ✓ Please note that the information you provide may be shared for the purpose of facilitating or ensuring compliance with financial sanctions regulations, in accordance with the Ministry's information sharing powers.
- ✓ Annexes B and C to this form provide key terms and information to assist you in completing your report.
- ✓ Your financial sanctions reporting and compliance obligations are described in FSIU's General guidance. You should consult this guidance prior to completing this form. You should note that for some businesses there is a legal obligation to report, and that not doing so is a criminal offence.
- ✓ Please ensure that when you complete this form, you believe that the facts and information provided in this form are accurate and true to the best of your knowledge, information and belief.
- ✓ You should note that a criminal offence may be committed if you contravene any of the prohibitions in respect of the financial sanctions regime(s) detailed in part 12 below, or you intentionally participate in activities knowing that the object or effect of them is to circumvent any of those prohibitions or enables or facilitates the contravention of any of those prohibitions.
- ✓ Please email completed forms, including any associated documents to fsiu@gov.bm with "SUSPECTED DESIGNATED PERSON", "FROZEN ASSETS", or "SUSPECTED BREACH" as applicable in the subject line.
- ✓ Alternatively, completed forms can be posted to:

The Minister of Legal Affairs and Constitutional Reform
Global House
43 Church Street
Hamilton HM 12
Bermuda

If you are unsure of your compliance or reporting obligations under financial sanctions, you should seek independent legal advice.

Part A- General Information

Please complete this part of the form and indicate what you are reporting on.

1. Person Submitting this Report	
Name (including title)	
Job title	
Company/organisation	
Address	
Contact number(s)	
Email address	

2. Date submitted
(dd/mm/yyyy)

3. Are you submitting this form on behalf of a third party? Tick Box	Yes	
	No	
If yes, please provide the third party's contact details, including their Group ID if they are a designated person.		

4. What are you reporting? Tick all applicable	
Suspected designated person [please complete Part B of this form]	
Frozen Assets [please complete Part C of this form]	
Suspected breach [please complete Part D of this form]	

Part B- Reporting a Suspected Designated Person

This part should be used to report your knowledge or suspicion that an individual, business or organisation is a designated person and therefore subject to financial sanctions. Please complete a separate form for each designated person on whom you are reporting.

Your report should include information by which a designated person can be identified. For example, aliases or alternative identities that could be used to evade sanctions.

If you are also reporting that you have frozen the assets of a designated person, please complete Part C of this form. If you are also reporting a suspected breach of financial sanctions, please complete Part D of this form.

5. Suspected designated person (including persons owned or controlled by them)	
a. Group ID from the consolidated list	
b. Name of the designated person as given on the consolidated list	
c. Name of the person/entity if owned/controlled by a designated person	

6. Information on which your knowledge or suspicion is based	
a. What has caused you to know or suspect that the person you are reporting on is a designated (or is owned/controlled by one)?	<i>Please provide as much detail as possible, including your relationship with the person, what information you hold and how it came to you.</i>
b. Please provide any information not already on the consolidated list by which the designated person can be identified.	<i>e.g. new aliases, dates of birth, addresses, passport numbers, additional trading names, etc.</i>

Part C- Information on Frozen Assets

This person should be used to report that you have frozen the assets of a designated person. Please complete a separate form for each designated person whose assets you have frozen.

If you know or suspect that a person is a designated person, please complete Part B of this form. If you are also reporting a beach of financial sanctions, please complete Part D of this form.

7. Designated Person	
d. Group ID from the consolidated list	
e. Name of the designated person as given on the consolidated list	
f. Name of the person/entity if owned/controlled by a designated person	

8. Please provide information on all funds and economic resources you have frozen. (For definitions and guidance on what to include please see Annexes B & C.)

Attempted (<i>including blocked or rejected activity</i>)	
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12. Financial sanctions regime(s) under which the suspected breach has occurred.

The list of all financial sanctions regimes in effect in the UK, and by extension Bermuda can be found on OFSI's web page:

<https://www.gov.uk/government/collections/financial-sanctions-regime-specific-consolidated-lists-and-releases>

Additionally, the list of all financial sanctions regimes in effect in Bermuda can be found on the International Sanctions Measures page:

<https://www.gov.bm/international-sanctions-measures>

Financial sanctions regime(s)	
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Act/Regulation(s) (<i>if known</i>)	
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Relevant section(s), article(s), regulation(s) suspected of having been breached (<i>if known</i>)	
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Details of Suspected Breach

See Annex B for a description of what can constitute funds, economic resources, and financial services.

13. What does the suspected breach involve? Tick all applicable

Funds	
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Describe, in full, the type(s) of funds involved	
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Economic Resources	
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Describe, in full, the type(s) of funds involved	
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Financial Services	
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Describe, in full, the type(s) of funds involved	
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Licence conditions	
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Give the licence condition(s) and describe, in full, how you suspect it has been breached. Please include the licence number.	
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Reporting obligations	
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Give the reporting obligation and describe, in full, how you suspect it has been breached. Please include the licence number where relevant.	
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14.Total value of the suspected breach (actual or estimated) Please provide this information in the currency that was used at the time of the transfer (or provide an estimated value in BMD if unknown)
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15.Method(s) of payment and/or transfer <i>e.g. bank transfer, cash, cheque, money order, internet/electronic, or physical asset transfer</i>

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16. Remitter/sender information

Please provide full information on the remitter/sender of the funds and/or economic resources, including: dates, goods involved, amount(s), currencies, account names, account numbers, bank details, and nationalities of payers, dates of birth, where known.

If more space is required, please complete Annex A (A1), or attach supporting documents with your submission.

17. Intermediary information

Please provide any information you have on intermediaries involved in the activity, including: role in transfer, name(s), date of birth, company registration information, country of operation/nationality, address/location, account name, account number and bank details, where known.

If more space is required, please complete Annex A (A2), or attach supporting documents with your submissions.

18. Ultimate beneficiary information

Please provide any information you have on intermediaries involved in the activity, including: role in transfer, name(s), date of birth, company registration information, country of operation/nationality, address/location, account name, account number and bank details, where known.

If more space is required, please complete Annex A (A3), or attach supporting documents with your submissions.

19. Please list all external parties who have been made aware that this information is being passed to FSIU, including any designated persons

20. Has this matter been reported to any other authority?

If so, please provide their contact details.

21. Other relevant information

Please provide any other information you think will help us understand what has happened.

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22. Are you providing any supporting documents? Please include any documents that supports the information provided, such as bank statements, transaction reports, copies of licences, paperwork, contracts, etc. including those from other jurisdictions.	Yes	
	No	
Please list the supporting documents you are providing.		

Compliance Reporting Form Annex A

Additional remittances (section 15 Remitting information)

A1. Additional remittance information

Additional intermediaries involved (Section 16 Intermediary information)

A2. Additional intermediaries

Additional beneficiaries involved (Section 17 Ultimate beneficiary(ies) information)

A3. Additional beneficiaries

Compliance Reporting Form Annex B

This Annex will describe some of the common terms use in financial sanctions legislation.

- **Designated persons**

A designated person is an individual, entity or body, listed under UK legislation as being subject to financial sanctions.

The list of designated persons can be found on the Office of Financial Sanctions Implementation consolidated list of asset freeze targets here:

<https://www.gov.uk/government/publications/financial-sanctions-consolidated-list-of-targets/consolidated-list-of-targets>

Note that the financial sanctions also apply to persons and entities that are owned or controlled, directly or indirectly, by a designated person. Those persons or entities may not be designated in their own right, so their name may not appear on the consolidated list. However, those persons or entities are similarly the subject of the financial sanctions. For more information on ownership and control see FSIU's Guidance on Financial Sanctions.

- **Funds**

Funds means financial assets and benefits of every kinds, including but not limited to:

- ❖ Cash, cheques, claims on money, drafts, money orders and other payment instruments;
- ❖ Deposits with financial institutions or other entities, balances on accounts, debts and debt obligations,
- ❖ Loans and mortgages;
- ❖ Publicly and privately traded securities and debt instruments, including stocks and shares, certificates representing securities, bonds, notes, warrants, debentures and derivatives contracts;
- ❖ Interest, dividends or other income on or value accruing from or generated by assets;
- ❖ Credit, right of set-off, guarantees, performance bonds or other financial commitments;
- ❖ Letters of credit, bills of lading, bills of sale;
- ❖ Documents evidencing an interest in funds or financial resources;
- ❖ Any other instrument of export-financing.

- **Economic Resources**

Economic resources mean assets of every kind, whether tangible or intangible, movable or immovable, (such as goods, property or rights) which are not funds themselves but which can be used to obtain funds, goods or services.

- **Group ID**

All reports to FSIU involving a designated person should include their "Group ID" reference number. The Group ID is a unique identifier for a designated person which can be found in their entry on the consolidated list.

- **Financial Services**

Financial services mean any services of a financial nature, including, but not limited to:

- ❖ Insurance- related services consisting of:
 - Direct life insurance;
 - Direct insurance other than life assurance;
 - Reinsurance and retrocession;
 - Insurance intermediation, such as brokerage agency;
 - Services auxiliary to insurance, such as consultancy, actuarial, risk assessment and claim services.
- ❖ Banking and other financial services consisting of:
 - accepting deposits and other repayable funds;
 - lending (including consumer credit, mortgage credit, factoring and financing of commercial transactions);
 - financial leasing;
 - payment and money transmission services (including credit, charge and debit cards, travellers' cheques and bankers' drafts);
 - providing guarantees or commitments;
 - financial trading (as defined below);
 - participating in issues of any kind of securities (including underwriting and placement as an agent, whether publicly or privately) and providing services related to such issues;
 - money brokering;
 - asset management, such as cash or portfolio management, all forms of collective investment management, pension fund management, custodial, depository and trust services;
 - settlement and clearing services for financial assets (including securities, derivative products and other negotiable instruments);
 - providing or transferring financial information, and financial data processing or related software (but only by suppliers of other financial services);
 - providing advisory and other auxiliary financial services in respect of any activity listed in sub-paragraphs (i) to (xi) (including credit reference and analysis, investment and portfolio research and advice, advice on acquisitions and on corporate restructuring and strategy).
- ❖ "Financial trading" means trading for own account or for account of customers, whether on an investment exchange, in an over-the- counter market or otherwise, in:
 - money market instruments (including cheques, bills and certificates of deposit);
 - foreign exchange;
 - derivative products (including futures and options);
 - exchange rate and interest rate instruments (including products such as swaps and forward rate agreements);
 - transferable securities;
 - other negotiable instruments and financial assets (including bullion).

Compliance Reporting Form Annex C

Frozen accounts

All reports of frozen accounts should include the following information:

- Name of financial institution holding the account
- Account name
- Details of the account holder
- Date account frozen
- Type of account
- Account number
- Sort code (where relevant)
- Credit balance
- Debit balance
- Currency
- Date account opened
- Any other relevant information relevant to the freezing of the account

Frozen payments / transactions

All reports of frozen payments or transactions should include the following information:

- Details of the institution/person who has frozen the transaction
- Details of their role in the transaction
- Date of transaction (Inc. amount and currency)
- Date transaction frozen
- All relevant account details (originator, intermediaries, beneficiary)
- Details of the originator of the transaction (name, address, etc.)
- Details of the originating financial institution (name, address, etc.)
- Details of any intermediary financial institutions (name, address, etc.)
- Details of the beneficiary of the transaction (name, address, etc.)
- Details of the beneficiary financial institution (name, address, etc.)
- Any additional information found in the originator-to-beneficiary or bank-to-bank information
- Any other additional information relevant to the freezing of the transaction, including the payment instruction where available