



“How the FIU can assist Investigators in Tracing the Proceeds of Crime ”

Proceeds of Crime: Follow the Money Workshop

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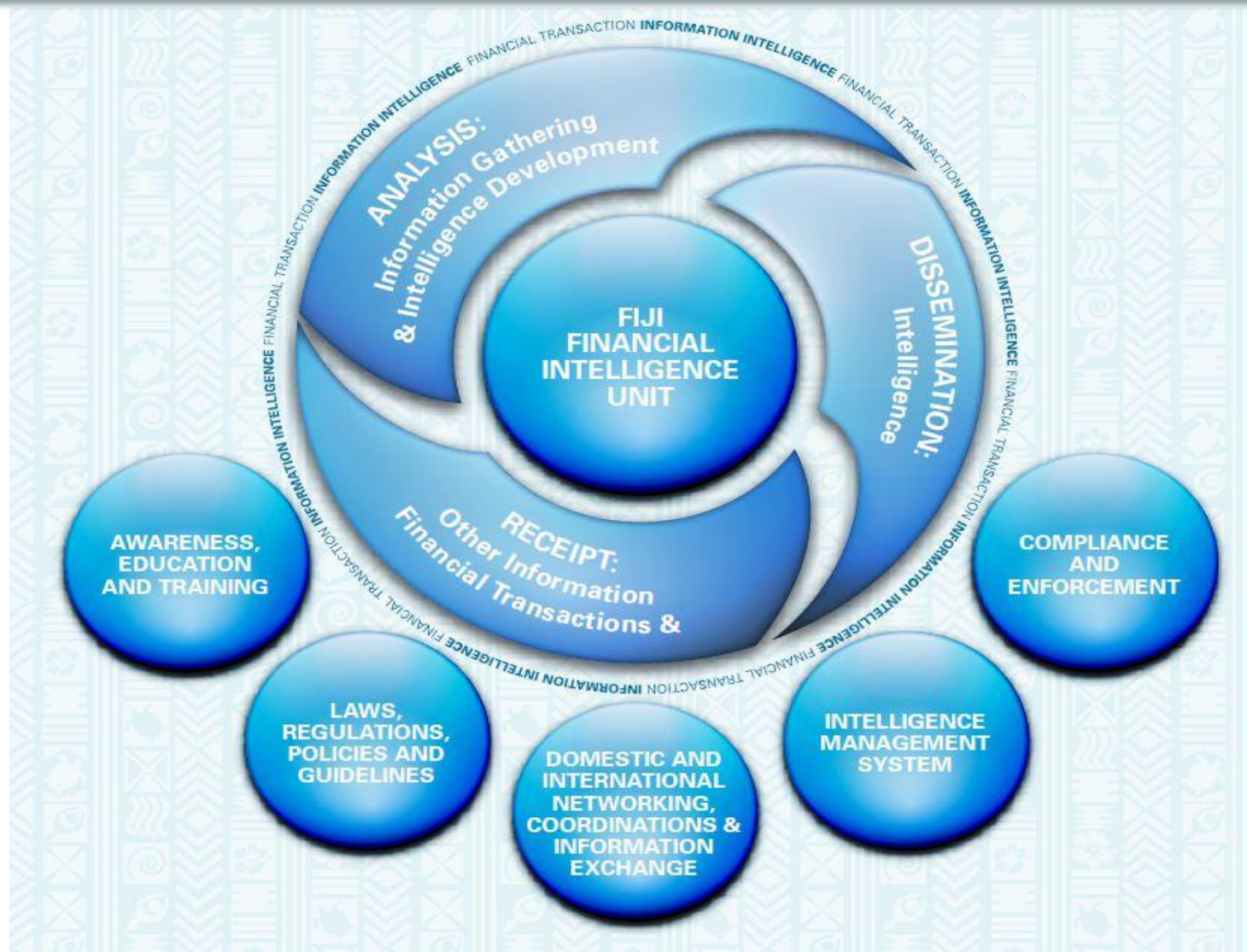
OUTLINE

- ▶ **ROLE OF THE FIU & AML FRAMEWORK IN FIJI;**
- ▶ **FIUs MANDATE TO ASSIST & SHARE INFORMATION;**
- ▶ **INFORMATION COLLECTED BY FIU?;**
- ▶ **THE FIU INTELLIGENCE DEVELOPMENT PROCESS;**
- ▶ **REQUESTS FOR ASSISTANCE FROM LEAs;**
- ▶ **CONCLUSION**



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THE FUNCTIONS OF THE FIU



THE AML FRAMEWORK IN FIJI

**SUPERVISORY/
REGULATORY
AGENCIES**

**FINANCIAL
INSTITUTIONS**

**Financial
Intelligence
Unit**

**LAW
ENFORCEMENT
AGENCIES**

PROSECUTOR

ROLE OF CORE PARTNERS

- Issue & Implement AML/CFT Guidelines:
 - ✓ CDD
 - ✓ STR
 - ✓ Etc
- Consultation with FIU
- AML/CFT Compliance Audit
- Report STRs

- CDD
- Maintain Records
- Monitor Transactions
- Appoint AML Compliance Officer
- Staff training & Awareness
- STR
- CTR & EFT
- Provide Requested Information

- Enforce Compliance
- Receive STR/CTR/EFT
- Analyse STRs & information
- Develop Intelligence
- Send Case Reports to EAs
- Maintain contact with FIs, EAs, etc
- Respond to requests from EAs, FIs, FIUs,

- Open investigations from analysis & Intelligence provided by FIU
- Prepare investigation files
- Request information from FIU to assist current investigation
- NCC = domestic & international liaison and coordination

- Prosecute offenders either on predicate crime or ML
- Monitoring, restraining, confiscation & forfeiture orders (POC & MACM Acts)

MANDATE OF FIU TO ASSIST & SHARE INFORMATION

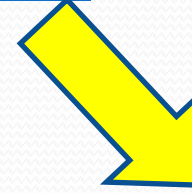
- **Section 25(1)(f) of the FTR Act:**

“may refer any matter or any information.....to the appropriate law enforcement, both domestic and foreign.....relevant to the investigation or prosecution of a money laundering offence.....or a serious offence”.

- **Section 25(1)(h) of the FTR Act:**

“may instruct any financial institution to take such steps.....including requesting further information.....to facilitate any investigation anticipated by the Unit or a law enforcement agency”.

WHAT INFORMATION DOES FIU COLLECT??



Key Personal Information:

- Names
- Date of Birth
- ID Numbers

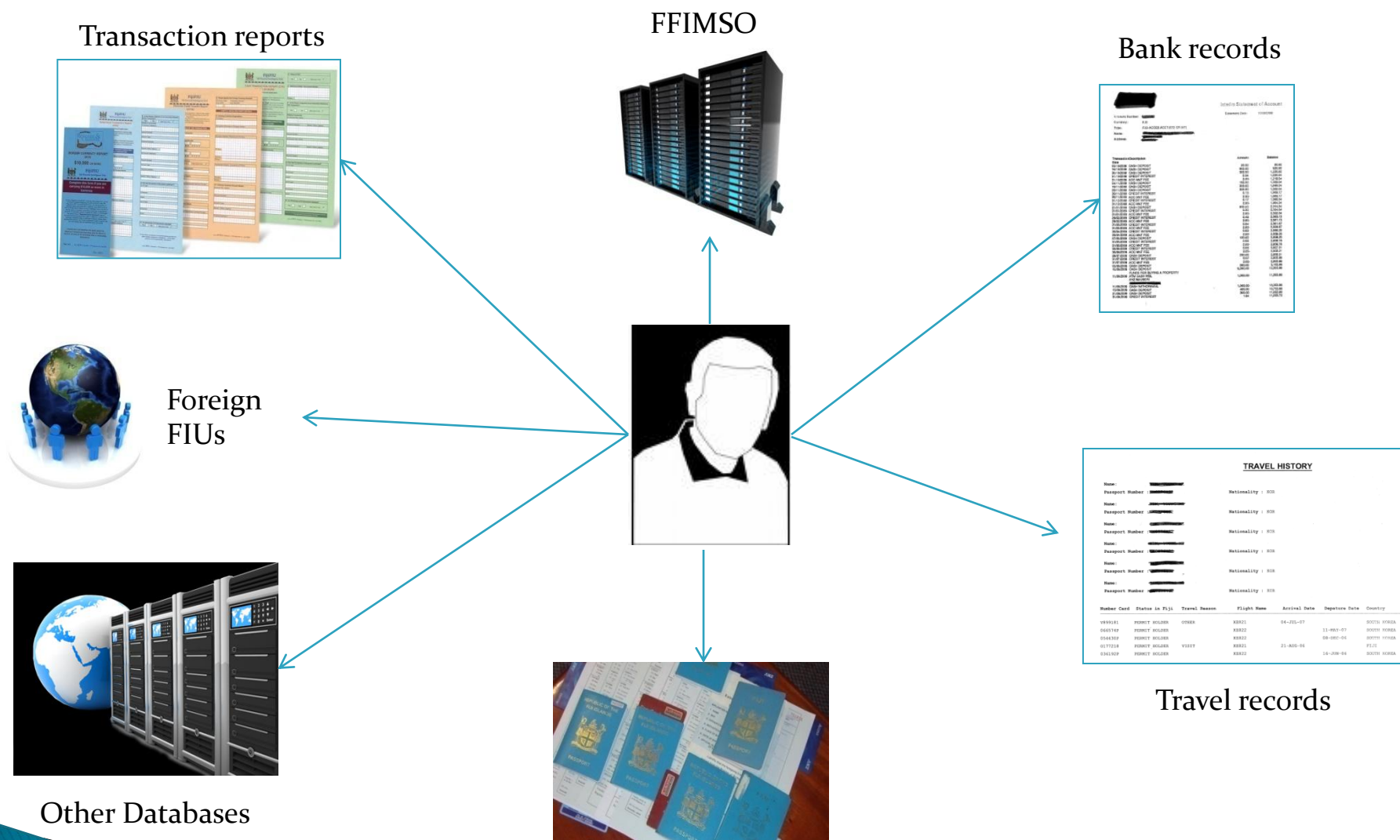
Key Linking Information:

- Addresses
- Telephone Numbers
- Names of employers

Key Financial Information:

- Account Numbers
- Remittances – associates overseas

FIUs INTELLIGENCE DEVELOPMENT FRAMEWORK



Government databases
(BDM/Tax/Custom/Company
/ITA/ etc)

DISSEMINATE INTELLIGENCE TO LEAs

Law Enforcement Agency	2008	2009	2010	2011	2012 (Jan – Sep)
FRCA- Inland Revenue Services	131	143	125	195	154
Fiji Police Force	25	37	44	89	57
Immigration Department	7	3	1	6	3
FRCA-Customs Division	4	2	0	4	0
Transnational Crime Unit	26	7	83	15	7
Others	9	4	14	9	5
Total	202	196	267	318	226



REQUESTS FOR ASSISTANCE FROM LEAs

Nature of requests include:

- identifying bank accounts;
- analysis of bank statements;
- analysing payment instruments (cash, cheques, etc);
- establishing financial transactions, such as:
 - ✓ International remittance transactions;
 - ✓ border currency declarations;



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REQUESTS FOR ASSISTANCE FROM LEAs

Nature of requests include:

- identifying immediate relatives of suspects;
- person profiling (address, occupation, travel, ID, etc);
- identifying assets of suspects;
- link charts (financial transactions, associated parties, personal particulars, etc).

EXTERNAL AGENCY REQUESTS 2011 & 2012

Requesting Agency	2011			2012		
	No. of Requests	No. of Checks on Entities	No. of Checks on Individuals	No. of Requests	No. of Checks on Entities	No. of Checks on Individuals
Department of Immigration	5	1	5	6	0	8
FICAC	13	10	26	12	32	57
Fiji Police Force	112	75	288	63	20	125
Foreign FIUs	16	16	461	4	1	28
FRCA	34	73	58	17	24	15
Reserve Bank of Fiji	8	49	5	3	1	5
Others	6	3	7	5	1	16
Total	194	227	850	110	79	254



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REQUESTS FOR ASSISTANCE FROM LEAs

“please check...all accounts....or any other associated businesses...any previous STRs reported on the suspect.”

“....request if you could provide a profile of.....”

“....money held in the account of.....be frozen.....”

“....check and urgently advise balance in bank account”

“....personal profile....marital status of foreign national....”

“....request information... large cash, remittance”

“....we are currently investigating...request information relating to.....”



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HOW TO CONTACT THE FIU FOR INFORMATION REQUESTS

Investigators can send a written request to the FIU through the Divisional Crime Officer Western Office.

Important issues to note:

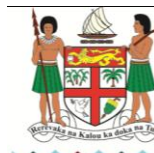
- a) Letter must be signed by DCO Western or Crime Officer;
- b) Letter must contain FPF letterhead;



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HOW TO CONTACT THE FIU FOR INFORMATION REQUESTS

- c) The content of the letter should address the urgency of the request, file or reference number, contact person and contain as much details on the alleged suspect to help profile the case;**
- d) Also please specify (if possible) the alleged offence that is being investigated;**
- e) The FIU will conduct checks first on high priority cases;**
- f) the FIU will liaise with the contact person if needed.**



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CAVEAT ON DISCLOSURE OF INTELLIGENCE

- ▶ Please note that this information is provided to you on a strictly confidential basis and is to be used for your intelligence and internal investigation purposes only and is **NOT** to be disseminated to any outside or third party without the written approval of the FIU.
- ▶ You are also prohibited from disclosing to any outside or third party the source of this information in particular the FIU or any other agency the FIU has consulted in preparing this information.



CONCLUSION

The need to work closely together (Fiji Police Force & FIU);

The need to safeguard Fiji, our citizens and our financial system from money laundering and organised crimes;



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Vinaka Vakalevu
THANK YOU