



**Lao People's Democratic Republic**  
**Peace Independence Democracy Unity Prosperity**

# Memorandum of Understanding

between

**Anti Money Laundering Intelligence Unit**  
**Bank of Lao PDR**

and

**Economic Police Department**  
**Ministry of Public Security**

on access to and exchange of

**Financial Intelligence**  
and

**Information relating to**  
**Suspected Money Laundering**

**April 2015**

**Memorandum of Understanding**  
**Between**  
**the Anti Money Laundering Intelligence Unit, Bank of the Lao PDR**  
**and**  
**the Economic Police Department, Ministry of Security**

This Memorandum of Understanding (MOU) constitutes an agreement between the Anti Money Laundering Intelligence Unit, Bank of the Lao PDR has its headquarter in Xiengyeun Village, Chanthabouly District, Vientiane Capital City, Yonnet Street P.O Box 19, Tel 021-264624, Fax 021-265320, hereinafter referred as “AMLIU” and the Economic Police Department, Ministry of Security, has its headquarter in Watnak Village, Sisatanak District, Vientiane Capital City, Thadeua Street, Tel 021-312401, Fax 021-312401, hereinafter refereed as "EPD".

**Article 1 Objective**

The objective of the memorandum of understanding was created to engage each other between AMLIU and EDP in effective of the implementation of the Money Laundering in Lao PDR which following:

- To expand on the Law on Anti-money Laundering and Counter-Financing Terrorism No. 50/NA, date 21 July 2014;
- Set of the principles, methods and referral to Implementation to access and use information, financial, exchange information and use information relating to money laundering by both parties;
- To create relations, coordination and collaboration system, ensure prompt and timely situation;
- Making society secure, orderly in the in the prevention of money laundering.

**Article 2 Cooperate scope**

Memorandum of understanding was created to establish rights and duties with efficiency and effectiveness between AMLIU and EDP as defined in the law on Anti-money Laundering and Counter-Financing Terrorism No. 50/NA, dated 21 July 2014 and other relevant law in Lao PDR.

**Article 3 Cooperate content**

AMLIU and EDP will cooperate in the implementation of the contents below:

1. Exchange information and evidence about money laundering is needed for task of both parties;
2. Requested information and evidence;
3. Use of information;
4. Confidentiality and security of information and evidence;

5. Responsibility;
6. Training.

#### **Article 4 Exchange of key information of parties**

AMLIU will send report on financial intelligence "FIRs" to EDP as a report below:

- Suspicious Transaction Report on money laundering "STRs";
- Cross Border Report "CBRs";
- Other relevant Suspicious Transaction Report.

#### **Article 5 Request of information**

AMLIU must research and consider in request financial intelligence about money laundering domestic and overseas from EDP to provide the information request data, the report lists based on fact.

EDP provide information related to money laundering as AMLIU has been request to support the analysis of information are effective and responses such information to AMLIU is not to exceed 30 days in business day.

#### **Article 6 Using the information and investigation**

The report financial intelligence and other information that AMLIU has been provide to EDP is primary data to a report conducted investigation, finding evidence, information and more perpetrators to trial by law.

EDP used information contained in the report data and more financial information from AMLIU to conduct the investigation person, entities or organization as below:

If the movement of suspected that money laundering, but the evidence is not strong enough, could not ordered the investigation. the EDP must report summarizes to AMLIU within 30 days in business day.

In case of through investigation if information evidence is not strong enough, could not ordered the investigation into the case or person, then summary the case to General prosecutor to continue the process of law.

#### **Article 7 Confidentiality and Security of information .**

Financial Intelligence Report that AMLIU was sent to EDP is a completely confidential, must be kept in a safe place and a copy of every edition. EDP must have special staff who has responsibility on Financial Intelligence Report or other information in particular in which the need to prevent data loss and data access, using or disclosure without permission that have in Financial Intelligence Report abuse.

EDP shall keep all information that AMLIU was provided as defined in Article 4, 5 and 6 of this Memorandum of understanding this is confidential and must not disclose that they got Financial intelligence Report or other information relating from AMLIU to other is not concerned known, however, including the data as evidence and references for conducting an investigation was revealed that the information that has come from AMLIU.

## **Article 8 Responsible**

AMLIU and EDP has agreed on implementation its responsible as following;

- EDP shall inform back to AMLIU about quality, content and format of the financial intelligence report all data copies;
- AMLIU will get inform from EDP as defined in paragraph 1 of this Article to conduct an update Financial Intelligence Report to completely and accordance with the actual situation in each period;
- EDP shall inform back about continuing on Financial intelligence Report and other information of EDP that AMLIU has been sent or provided including result of investigation, the prosecution, seizing, freezing and confiscation of funds or assets;
- AMLIU must be informed from EDP as defined in paragraph 2 of this Article to bring the case studies and research form, method or trend of money laundering in Lao PDR;

In the case is a necessary EDP shall be coordinator with other investigation organizations and coordination with international organizations, relevant ministries to provide information needed in the investigation.

## **Article 9 Content of the request**

Requests for information by both parties must be made in writing and signed by the Director of the AMLU or the Director of the EDP.

Every request is written to the storage and records revealed the information provided in each of which must be sent directly to AMLIU or EDP included in the following grounds:

- Reasons for the request;
- Objective of the request;
- Identification information of a person, entity or organization to request detailed to assist in monitoring data of AMLIU or EDP such as background of suspect
- Other contents as necessary.

## **Article 10 Training**

EDP and AMLIU are pleased to provide training for staff of both to assist them understand the content of Financial Intelligence Report and basic on the investigation is needed to develop skills to use financial information in the investigation of EDP and to be effective of analyze financial information of AMLIU.

## **Article 11 Variation**

Any changes of this Memorandum of understanding must be agreed by both offered and issued Memorandum of understanding new version to replace the old version and signed by the Director of AMLIU and EDP.

## **Article 12 Termination**

A memorandum of understanding with force until a memorandum of understanding new replacement basis objectives same memorandum of understanding to terminate anytime basis agreement is written of both.

**Article 13 Effectiveness**

This memorandum of understanding is effective from the date of signature.

**Director of AMLIU**

Dated 10/04/2015

*[Signature]*

*Phanthaboun SAYAPHET*

**Director of EPD**

Dated 10/04/2015

*[Signature]*

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