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The Gazette of the Democratic Socialist Republic of Sri Lanka
EXTRAORDINARY

අංක 2015/56 - 2017 අප්‍රේල් මස 21 වැනි සිකුරාදා - 2017.04.21
No. 2015/56 - FRIDAY APRIL 21, 2017

(Published by Authority)

PART I : SECTION (I) — GENERAL

Government Notifications

L.D.B. 3/2006

THE FINANCIAL TRANSACTIONS REPORTING ACT, No. 6 OF 2006

REGULATIONS made by the Minister of Finance under Section 29 read with Section 7 of the Financial Transactions Reporting Act, No. 6 of 2006.

RAVI KARUNANAYAKE,
Minister of Finance.

30th March 2017,
Colombo.

Regulations

1. These regulations may be cited as the Suspicious Transactions (Format) Regulations of 2017.
2. These regulations shall apply to every Institution within the meaning of Section 33 of the Act.
3. (1) Every suspicious transaction report under Section 7(1) of the Act, in respect of Institutions specified in Column I shall, substantially be in the forms specified in the respective Schedules specified in the Column II of this regulations.
(2) Every suspicious transactions report referred to above, in respect of Institutions other than those specified in Column I shall, substantially be in the form specified in Schedule V of this regulation.

Column I

Banks and Finance Companies
Stock Brokers
Insurers
Authorized Money Changing
Companies

Column II

Schedule I
Schedule II
Schedule III
Schedule IV



4. Every Institution shall annex to the report of statement of the grounds on which it holds suspicion, detailed description of circumstances about the transactions and all other relevant documents in support of the suspicion.

5. In these regulations :

“Act” means the Financial Transactions Reporting Act, No. 6 of 2006 (FTRA) ;

“Authorized money changing companies” means a person holding a permit issued by the Controller of Exchange under Section 5(1)(a) of the Exchange Control Act, (No. 24 of 1953) -

(a) to buy and exchange foreign currency notes and to encash traveller’s cheques ; or

(b) for the sale of foreign currency notes to citizens of Sri Lanka and foreign residents in Sri Lanka travelling overseas ;

“Bank” means a commercial bank or a specialised bank licensed under the Banking Act, No. 30 of 1988 ;

“Finance Company” means a company licenced under the Finance Business Act, No. 42 of 2011 to carry on finance business ;

“Stock Broker” means any individual or body corporate engaged in the business of buying or selling of securities on behalf of investors in return for a commission, licenced under the Securities and Exchange Commission of Sri Lanka Act, No. 36 of 1987 ;

“Insurer” means a person registered to carry on insurance business in Sri Lanka under the provisions of the Regulation of Insurance Industry Act, No. 43 of 2000.

CONFIDENTIAL

Note : You should not inform customer of your suspicion

Year :

Reference No :

Name of Bank/Finance Company :

Code :

[illegible]

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I කොටස : (I) ඡේදය - ශ්‍රී ලංකා ප්‍රජාතාන්ත්‍රික සමාජවාදී ජනරජයේ අති විශේෂ ගැසට් පත්‍රය - 2017.04.21
PART I: SEC. (I) - GAZETTE EXTRAORDINARY OF THE DEMOCRATIC SOCIALIST REPUBLIC OF SRI LANKA - 21.04.2017

PART C - SUSPICIOUS TRANSACTION DETAILS	
24	Account Number
25	Date of Account Opening
26	Account Type
27	Branch Name
28	Branch Address
29	Account Status (Active/ Inactive/ Dormant)
30	Current Balance (Rs.)
31	Frequency of Transactions
32	Suspicious Transaction Date
33	Currency Code
34	Total Amount Involved in Suspicious Transaction (Rs.)
35	Amount in Foreign Currency
36	Beneficiary of Transaction, if any
PART D - DESCRIPTION OF SUSPICIOUS TRANSACTION	
37	<p>Selected ground for suspicion</p> <p>(1) Activating of dormant account</p> <p>(2) Large/Unusual cash deposit/withdrawal not consistent with the known pattern of transactions</p> <p>(3) Frequent transactions below the mandatory reporting threshold level (Rs. 1,000,000)</p> <p>(4) Customer suspected of having terrorist links</p> <p>(5) Funds originating from a suspicious organization/individual (known terrorist front organizations, shell companies etc.)</p> <p>(6) Reluctance to divulge identification and other information</p> <p>(7) Regular unusual offshore activity</p> <p>(8) Large/ unusual inward/ outward remittance</p> <p>(9) Transaction without an economic rationale</p> <p>(10) Large unusual inward remittance from a suspicious organization</p> <p>(11) Others (please specify)</p>
38	<p>Ground of Suspicion - Mention summary of suspicion and sequence of events</p> <p>(Could be included as additional attachments)</p>

PART E-DETAILS OF REPORTING OFFICER AND COMPLIANCE OFFICER		
39	Date of Reporting	
40	Name of Reporting Officer	
41	Designation	
42	Address	
43	Contact No.	
44	Name of Compliance Officer	
PART F - FOR FIU - SRI LANKA USE ONLY		
45	Name of Receiving Officer	
46	Date Received	
47	Date of Acknowledgement	
48	STR Number	

The secure e-filing systems is available to file this Suspicious Transaction Report (STR). Please go to <https://lankafin.cbsl.lk> for more information.

In order to comply with the legal requirements of the FTTRA, reporting institutions are also required to submit certified copies of completed STRs to the FIU.

Director
Financial Intelligence Unit
Central Bank of Sri Lanka
P. O. Box 590
Colombo
Sri Lanka

Telephone : +94 11 2477125
Fax : +94 11 2477692
e-mail : fiu@cbsl.lk

FIU ACKNOWLEDGEMENT

Received by the Financial Intelligence Unit of the Central Bank of Sri Lanka

STR Number

From

Date

.....
Director/FIU

CONFIDENTIAL

Year :

Reference No :

Code :

[illegible]

PART C - SUSPICIOUS TRANSACTION DETAILS					
24	Account Number				
25	Date of Account Opening				
26	Account Type	Local Foreign	<input type="checkbox"/> <input type="checkbox"/>	Individual Corporate	<input type="checkbox"/> <input type="checkbox"/>
27	Branch Name				
28	Branch Address				
29	Account Status (Active/ Inactive/ Dormant)				
30	Unutilized Account Balance, if available (Rs.)				
31	Frequency of Transaction				
32	Suspicious Transaction Date				
33	Payment Method (Cash, Cheque, etc.)				
34	Total Amount Involved in Suspicious Transaction (Rs.)				
35	Share Volume				
36	Beneficiary of Transaction, if any				
PART D - DESCRIPTION OF SUSPICIOUS TRANSACTION					
37	Selected Ground for suspicion (1) Client is suspected of using multiple brokers (2) Accounts opened in names of nominees or family members (3) Client holds accounts despite no economic or commercial rationale (4) Accounts used to hold large amounts for extended periods (5) Sudden change to the established pattern of transactions especially if they are unusual in light of the knowledge and experience of the client (6) Client uses funds from stock broking accounts to purchase controlling interests in high cash turnover business (7) Client sells or purchase shares at economically unfavourable times without apparent concern or lack of commercial advantage (8) Client shows unusual interest in internal controls and processes (9) Client requests to sell large amount of stocks on condition of cash payment (10) Client seeks to designate a bank account opened under the name of a third person as payment destination (11) Others (please specify)				
38	Ground of Suspicion - Mention summary of suspicion and sequence of events (Could be included as additional attachments)				

PART E-DETAILS OF REPORTING OFFICER AND COMPLIANCE OFFICER		
39	Date of Reporting	
40	Name of Reporting Officer	
41	Designation	
42	Address	
43	Contact No.	
44	Name of Compliance Officer	
PART F - FOR FIU - SRI LANKA USE ONLY		
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Fax : +94 11 2477692
e-mail : fiu@cbsl.lk

FIU ACKNOWLEDGEMENT

Received by the Financial Intelligence Unit of the Central Bank of Sri Lanka

STR Number

From

Date

.....
Director/FIU

CONFIDENTIAL

Note : You should not inform customer of your suspicion

Year :

Reference No. :

Name of Insurer :

Code :

[illegible]

PART C - SUSPICIOUS TRANSACTION DETAILS	
24	Policy Number
25	Date of Insured
26	Policy Type
27	Branch/Broker Name
28	Branch/Broker Address
29	Policy Status (Active/Inactive)
30	Premium Value (Rs.)
31	Frequency of Payments (Monthly, Quarterly, Annually)
32	Suspicious Transaction Date
33	Mode of Payment (Cash, Cheque etc.)
34	Insured Amount (Rs.)
35	Date of Maturity
36	Beneficiary of Policy, if any
PART D - DESCRIPTION OF SUSPICIOUS TRANSACTION	
37	<p>Selected ground for suspicion</p> <p>(1) Client requests to buy an insurance product and is more interested in cancellation or surrender terms than the long-term performance</p> <p>(2) Premiums paid with funds from various sources or from overseas bank accounts</p> <p>(3) Client purchases an insurance product using a cheque drawn on an account other than their personal account or transfers benefits to an unrelated third party</p> <p>(4) Applicant purchases multiple policies, in cash, but repeatedly cancels during the permitted periods</p> <p>(5) Insurance policy suspected of being applied for in the name of a shell company or under a false name or policy surrender that does not appear to have economic rationale or is unusually early</p> <p>(6) High value goods insured via cash payments, with the policy then cancelled and a refund requested in the form of a cheque</p> <p>(7) Client uses multiple payment methods to have purchased or moves funds between multiple insurance contracts for the same type of insurance</p> <p>(8) Client insists that their application be processed immediately or requests claim payouts to be made into overseas bank account</p> <p>(9) Client insures high value assets or beyond their apparent financial profile which appear inconsistent with their financial profile or normal pattern of business</p> <p>(10) Client accepts unfavourable conditions for their insurance policy, e. g. agreeing to a higher excess value</p> <p>(11) Others (please specify)</p>
38	<p>Ground of Suspicion - Mention summary of suspicion and sequence of events</p> <p>(Could be included as additional attachments)</p>

PART E-DETAILS OF REPORTING OFFICER AND COMPLIANCE OFFICER		
39	Date of Reporting	
40	Name of Reporting Officer	
41	Designation	
42	Address	
43	Contact No.	
44	Name of Compliance Officer	
PART F - FOR FIU - SRI LANKA USE ONLY		
45	Name of Receiving Officer	
46	Date Received	
47	Date of Acknowledgement	
48	STR Number	

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FIU ACKNOWLEDGEMENT

Received by the Financial Intelligence Unit of the Central Bank of Sri Lanka

STR Number

From

Date

.....
Director/FIU

Schedule IV

Note : You should not inform the customer of your suspicions

CONFIDENTIAL

Year :

Reference No. :

Name of Authorized Money Changing Company :

Code :

SUSPICIOUS TRANSACTION REPORT BY AUTHORIZED MONEY CHANGING COMPANIES			
<p>a. This report is made pursuant to the requirement to report suspicious transactions under the Financial Transaction Reporting Act, No. 6 of 2006</p> <p>b. Under Section 12 of the Act, no civil, criminal or disciplinary proceedings shall be brought against a person who makes such report in good faith.</p>			
PART A - DETAILS OF REPORT			
1	Date of Sending Report to the FIU		
2	Is this replacement to an earlier STR ?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
3	If yes, date of previous STR		
PART B - INFORMATION ON AUTHORIZED MONEY CHANGING COMPANY/CUSTOMERS			
(a) Details of Authorized Money Changing Company			
4	Name of Authorized Money Changing Company		
5	Permit No. issued by the Controller of Exchange		
6	Whether branch office or not	Yes <input type="checkbox"/>	No <input type="checkbox"/>
7	Address of the Main Business Place		
8	Telephone Number (s)		
9	Name of the corresponding Bank and Account No.		
(b) Person conducting Suspicious Transaction			
10	Name in Full		
11	National Identity Card (NIC) No.		
12	Passport No.		
13	Gender	Male <input type="checkbox"/>	Female <input type="checkbox"/>
14	Nationality		
15	Citizenship		
16	Country of Residence		
17	Residential Address		
18	Business/Employment Type/ Occupation (where appropriate, principal activity of the person conducting the transaction)		
PART C - SUSPICIOUS TRANSACTION DETAILS			
19	Date of Transaction		
20	Transaction Type	<div> <input type="checkbox"/> (a) Foreign Currency Purchase <input type="checkbox"/> (c) Traveller's Cheques Encashment </div> <div> <input type="checkbox"/> (b) Foreign Currency Exchange <input type="checkbox"/> (d) Sale of Foreign Currency </div>	

21	Details of Purchased Foreign Currency			
	(a) Type of Foreign Currency			
	(b) Amount		(c) Amount in LKR	
	(d) Source of Funds			
	(e) Purpose of purchase			
22	Details of Foreign Currency Exchange			
	(a) Type of Foreign Currency Exchanged			
	(b) Amount		(c) Amount in LKR	
	(d) Purpose of exchange			
	(e) Source of Foreign Currency			
23	Details of Traveller's Cheques Encashment			
	(a) Currency Type of Traveller's Cheques			
	(b) Amount		(c) Amount in LKR	
	(d) Source of Traveller's Cheques			
	(e) Purpose of encashment			
24	Details of Sale of Foreign Currency			
	(a) Type of Foreign Currency			
	(b) Amount		(c) Amount in LKR	
	(d) Source of Foreign Currency			
	(e) Purpose of Sale			
PART D- DESCRIPTION OF SUSPICIOUS TRANSACTION				
	<p>25 Ground for suspicion (Pls. mark ✓ where relevant)</p> <p><input type="checkbox"/> Large/Unusual foreign currency conversion into LKR</p> <p><input type="checkbox"/> Large/Unusual exchange of foreign currency</p> <p><input type="checkbox"/> Large/Unusual Traveller's Cheques encashment</p> <p><input type="checkbox"/> Large/Unusual transactions</p> <p><input type="checkbox"/> Frequent transactions below the mandatory reporting threshold level (Rs. 1,000,000)</p> <p><input type="checkbox"/> Customer suspected of having terrorist links</p> <p><input type="checkbox"/> Funds originating from a suspicious organization/individual (known terrorist front organizations, shell companies etc.)</p> <p><input type="checkbox"/> Reluctance to divulge identification and other information</p> <p><input type="checkbox"/> Regular unusual offshore activity</p> <p><input type="checkbox"/> Transaction without an economic rationale</p> <p><input type="checkbox"/> Other (please specify)</p>			

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PART I: SEC. (I) - GAZETTE EXTRAORDINARY OF THE DEMOCRATIC SOCIALIST REPUBLIC OF SRI LANKA - 21.04.2017

26	Give details of nature and the circumstances surrounding it. (Could be included as additional attachments)	
PART E - DETAILS OF THE COMPLIANCE OFFICER		
27	Date of Reporting to the Compliance Officer	
28	Name	
29	Signature	
PART F - FOR FIU - SRI LANKA USE ONLY		
30	Name of Receiving Officer	
31	Date Received	
32	STR No.	

Schedule V

CONFIDENTIAL

Province :

District :

SUSPICIOUS TRANSACTION REPORT			
<p>a. This report is made pursuant to the requirement to report suspicious transactions under the Financial Transaction Reporting Act, No. 6 of 2006</p> <p>b. Under Section 12 of the Act, no civil, criminal or disciplinary proceedings shall be brought against a person who makes such report in good faith.</p>			
PART A - DETAILS OF REPORT			
1	Date of Sending Report		
2	Is this replacement to an earlier report ?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
PART B - INFORMATION ON SUSPICION			
3	Name in Full (if organization, provide registered business/organization name)		
4	Residential/ Registered Address		
5	NIC No. / Passport No./ Business Registration No.		
6	Gender	Male <input type="checkbox"/>	Female <input type="checkbox"/>
7	Country of Residence and Nationality (if an individual)		
8	Business/ Employment Type		
9	Occupation (where appropriate, principal activity of the person conducting the transaction)		
10	Name of Employer (where applicable)		
11	Contact Details		
PART C - DESCRIPTION OF SUSPICION			
12	Details of Transaction / Activity		
13	Ground / Reasons for Suspicion		

PART D - DETAILS OF REPORTING PERSON		
14	Date of Reporting	
15	Signature	
16	Name of Reporting Person/Agency	
17	NIC Number	
18	Designation / Occupation	
19	Address	
20	Contact Details	

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