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**INTER-AMERICAN DRUG ABUSE
CONTROL COMMISSION
CICAD**

Secretariat for Multidimensional Security

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Guatemala**

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**GROUP OF EXPERTS FOR THE CONTROL OF MONEY LAUNDERING (GELAVEX)
CARLOS DIAZ FRAGA, GENERAL SECRETARY OF THE ANTIMONEY LAUNDERING NATIONAL
SECRETARIAT, URUGUAY**

GROUP OF EXPERTS FOR THE CONTROL OF MONEY LAUNDERING (GELAVEX)

XXXIX Plenary Session

Montevideo, Uruguay

September 25-26, 2014

FIFTY-SIXTH REGULAR SESSION OF CICAD
Ciudad de Guatemala, Guatemala
November 19-21, 2014



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BACKGROUND

- GELAVEX was created in 1990 in accordance with article 22 of the Statute of CICAD and is, therefore, one of the advisory bodies of CICAD
- GELAVEX is formed by two Sub-Working Groups:
 - the Sub-Working Group on **International Cooperation and Forfeiture**; and
 - the Sub-Working Group in **Financial Intelligence Units (FIU) and Law Enforcement Agencies (LEA)**
- Its activities are determined by **strategic plans** that define lines of action and by **work plans** that define concrete actions to be developed in accordance with the lines of action previously defined
- The **Strategic Plan 2012-2014** was **concluded** at the XXXIX GELAVEX Meeting, held in Montevideo, Uruguay (25-26 Sept., 2014)



XXXIX GELAVEX Meeting:

- 55 participants:
 - **21 Member States:** Antigua and Barbuda, Argentina, Bolivia, Brazil, Chile, Colombia, Costa Rica, Ecuador, El Salvador, United States, Guatemala, Haiti, Honduras, Mexico, Nicaragua, Panama, Paraguay, Peru, Dominican Republic, Saint Kitts and Nevis and Uruguay;
 - **1 Permanent Observer:** Spain;
 - **4 International Organizations:** FMI, GAFISUD, CFATF y UNODC;
- Brazil successfully finished its period as president (2013-2014)
- As approved at CICAD LIV ([CICAD/doc.2072/13rev.2](https://www.oas.sam.gov.ar/cicad/doc/2072/13rev.2)), **Uruguay started to hold the presidency and Peru the vice-presidency**



DECISIONS

1. To welcome the **Report of Activities** for 2013-2014 ([CICAD/LAVEX/doc.16/14](#));
2. To approve the **Analysis of systems for the collection of data on seized and forfeited assets of illicit origin in the member states of the OAS** developed in the framework of the BIDAL Project ([CICAD/doc.13/14](#));
3. To approve the **Program Proposal for Technical Assistance Program on International Cooperation in Asset Recovery** ([CICAD/LAVEX/doc.3/14](#));
4. To approve the **Supplementary Study on the Relative Procedures and/or Criteria for International Cooperation in the Sharing of Seized Assets** so that it can be adopted as a reference document and be used as input for the Technical Assistance Program on International Cooperation in Asset Recovery ([CICAD/LAVEX/doc.10/14](#));



5. To approve the **Comparative Report on Work Plans, Products and Contacts of GELAVEX Strategic Partners** ([CICAD/LAVEX/doc.5/14](#));

6. To recognize that the **Guide for the Management of Seized Businesses** ([CICAD/LAVEX/doc.3/14](#)) constitutes an important reference tool so that Member States can improve their asset administration system;

7. Highlight the presentation on **asset investigation** and how it was proposed to continue working on the issue (through a guide on asset investigation as indicated in the Work Plan 2014-2015);

8. To approve the document on the **outcomes of the survey regarding the safety and of members of the AML/CTF system** ([CICAD/LAVEX/doc.12/14](#));



9. To approve the lines of actions proposed by the **GELAVEX Strategic Plan 2015-2017** (CICAD/LAVEX/doc.19/14):


Sub-Working Group on International Cooperation and Forfeiture:

- a) Coordination between the legal and administrative authorities for the management and administration of seized assets;
- b) Processes of alienation of forfeited and seized assets;
- c) Administration of complex assets;
- d) Aid to the ES/CICAD in the theme of the repatriation of assets that will be worked on in the framework of the Technical Assistance Program on International Cooperation in Asset Recovery;
- e) Aid to ES/CICAD in the theme of victims' rights and of the bona fide third parties that will be working in the framework of the Technical Assistance Program on International Cooperation in Asset Recovery; and
- f) Promotion of the development of effective forfeiture laws and their effective implementation in the Member States.



- **Sub-Working Group on Financial Intelligence Units and Criminal Investigation Organizations:**
 - a) Asset Investigation (identification of real sources);
 - b) Risk Analysis of AML/CFT;
 - c) Security of the Officials charged with the prevention and fight against Money Laundering and other crimes;
 - d) Special techniques of investigation;
 - e) Expert evidence (experts); and
 - f) New typologies AML/CFT.

- **Executive Secretary of CICAD (ES/CICAD):**
 - a) BIDAL PROJECT; and
 - b) Technical Assistance Program on International Cooperation in Asset Recovery.

Crosscutting issue  to study the relation between money laundering and precicate crimes in light of current developments of the topic.



10. To approve the **Work Plan 2014-2015** for the Sub-Working Groups:

Sub-Working Group on International Cooperation and Forfeiture:

- a) creating a guideline to support the disposal of assets carried out by the asset management agencies;
- b) supporting the ES/CICAD to study victims' and *bona fide* third party rights in the framework of the Program for Technical Assistance of International Cooperation in Asset Recovery.

Sub-Working Group in FIUs and LEAs:

- a) formulate recommendations for the security and integrity of the officials charged with fighting money laundering and related crimes; and
- b) develop an asset investigation guide.



RECOMMENDATION TO CICAD

- To approve the **final report** of GELAVEX ([CICAD/LAVEX/doc.22/14](#));
- To approve the **Analysis of systems for the collection of data on seized and forfeited assets of illicit origin in the member states of the OAS;**
- To approve the **Program Proposal for Technical Assistance of International Cooperation in Asset Recovery;**
- To approve the **Supplementary Study on the Relative Procedures and/or Criteria for International Cooperation in the Sharing of Seized Assets;**
- To approve the **Comparative Report on Work Plans, Products and Contacts of GELAVEX Strategic Partners;**



RECOMMENDATIONS TO CICAD

- To approve the **Guide for the Management of Seized Businesses**;
- To approve the report on the **outcomes of the survey regarding the safety and integrity of employees tasked with the fight against money laundering and connected crimes**;
- To approve the **Strategic Plan 2015-2017**;
- To approve the **Work Plan 2014-2015**;
- To approve the candidacies of **Peru and Dominican Republic** to the Presidency and Vicepresidency, respectively, for the period **2015-2016**.