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United States of America

INTER-AMERICAN DRUG ABUSE  
CONTROL COMMISSION

**CICAD**

Organization of American States

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Secretariat for Multidimensional Security

**XL GROUP OF EXPERTS FOR THE CONTROL OF MONEY LAUNDERING  
SUB-WORKING GROUPS MEETING  
May 19-20, 2015  
Washington, D.C.**

**OEA/Ser.L/XIV. 4.40  
CICAD/LAVEX/ 1/15  
February 11, 2015  
Original: Spanish**

### TERMS OF REFERENCE

**Working Group:**

Group of Experts for the Control of Money Laundering (LAVEX)  
Sub-Working Group on Forfeiture and International Cooperation, and Sub-Working Group on Financial Intelligence Units and Law Enforcement Agencies

**Source of the Terms of Reference:**

Executive Secretariat of the Inter-American Drug Abuse Control Commission (ES/CICAD)

**Organization:**

Organization of the American States (OAS)

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**According to:**

- The recommendations of the Group of Experts in its meeting on September 25-26, 2014 in Montevideo, Uruguay (LAVEX XXXVII); and
- The Working Plan approved at the Fifty-Sixth Regular Session of CICAD held in Ciudad de Guatemala, Guatemala, November 19-21, 2014.

**Considering that:**

- CICAD, at its forty-second regular session held in Santa Marta, Colombia, agreed on the working basis for the Group of Experts for the Control of Money Laundering (GELAVEX). The areas of action identified by the GELAVEX at its XXIV plenary session held in Santiago, Chile November 7-9, 2007, are as follows: forfeiture, *In-Rem* forfeiture, Asset Recovery Agencies, coordination and integration between Financial Intelligence Units (FIU) and Law Enforcement Agencies (LEA), and terrorism financing;
- CICAD, at its forty-second regular session held in Santa Marta, Colombia, agreed that GELAVEX will hold two annual meetings; one during the first half of the year exclusively for the Sub Working Groups (Subgroup of FIU and Law Enforcement Agencies and Subgroup of Forfeiture), and another

during the latter half of the year which will feature a plenary session as well as an additional meeting for the Sub Working Groups;

- The Plenary of the Group of Experts recommended in its meeting held in Montevideo, Uruguay, September 25-26, 2014 (LAVEX XXXIX) the approval, by the Commission, of the lines of action proposed for a new GELAVEX's Strategic Plan for 2015-2017. This proposal was approved by CICAD in the fifty-sixth regular session of CICAD held in Ciudad de Guatemala, Guatemala, November 19-21, 2014;
- According to the Working Plan 2015-2017 approved by CICAD, the International Cooperation and Forfeiture Subgroup will be dedicated to: 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. Also according to the Working Plan approved by the Commission, the Sub-Working Group of Financial Intelligence Units and Law Enforcement Agencies will be dedicated to: a) formulating recommendations for the security and integrity of the officials charged with combatting money laundering and connected crimes; and b) developing an asset investigation guide.

#### **Profile of the delegates to the Group of Experts:**

1. Be a representative of an OAS Member State.
2. Desirable qualifications of the delegates: experts in criminal law, international cooperation, asset administration agencies and/or financial intelligence.
3. The following countries, international organizations and/or entities participate as observers: United Nations Office on Drugs and Crime (UNODC), Global Program for Money Laundering (GPML/UN), Council of Europe, Spain, Financial Action Task Force (FATF), Caribbean Financial Action Task Force (CFATF), Financial Action Task Force of South America (GAFISUD), Inter-American Committee against Terrorism (CICTE – OAS), Inter-American Development Bank (IADB), The World Bank, International Monetary Fund (IMF), Egmont Group.

In order to keep the work continuity of the Group of Experts Meeting for the Control of Money Laundering (GELAVEX), the Executive Secretariat kindly requests, if possible, that countries participating in subgroups preserve the delegates who have attended previous meetings. Consecutively, for better results at the working sessions, the Executive Secretariat suggests to those countries participating in more than one subgroup, according to its possibilities, designate an expert for each subgroup.

#### **Structure and Working Methodology:**

The Executive Secretariat of CICAD will provide administrative and professional support in the design and development of the final report and other documents, as well as to facilitate the subgroups discussions providing technical support as requested. Once they are agreed upon, these documents will be submitted to Member States for their review and comments in the following 30 days. By the end of the mentioned deadline the Secretary will circulate within 15 days the final document.

**Financial Support:**

In accordance with the decision of the Commission at its twenty-first regular session, the Groups of Experts are open to all Member States of CICAD and financial assistance to the delegates to attend the event may be provided under exceptional circumstances and based upon the existence of funds for this purpose. Those delegations that would like to request financial assistance should do so expressly and not presume that funds will be provided automatically by the Executive Secretariat.