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## Organization of American States

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**XLIII MEETING OF THE GROUP OF EXPERTS  
FOR THE CONTROL OF MONEY LAUNDERING  
September 28-29, 2016  
Punta Cana, Dominican Republic**

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Textual**

### TERMS OF REFERENCE

**Group of Experts and Working Groups:**

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

**Source of the Terms of Reference:**

Secretariat for Multidimensional Security (SMS)

**Organization:**

Organization of the American States (OAS)

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**According to:**

- The recommendations of the Group of Experts in its meeting on October 1-2, 2015 in Lima, Peru (LAVEX XLI); and
- The Work Plan 2015-2016 approved by the Inter-American Drug Abuse Control Commission (CIDAD) in its fifty-eight regular session, held in Trujillo, Peru, November 2015.

**Considering that:**

- As 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;
- GELAVEX will hold two annual meetings; one during the first half of the year exclusively for the Sub Working Groups and another during the second 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 of the lines of action proposed for a new GELAVEX's Strategic Plan for 2015-2017. This proposal was approved;
- According to the approved Working Plan 2015-2016, the Sub-Working Group on International Cooperation and Forfeiture will work on the following lines of action: a) administration of complex assets; and b) promotion of the development of effective forfeiture laws and their effective implementation in Member States. Likewise, according to the Work Plan approved by CICAD, the Sub-Working Group of Financial Intelligence Units and Law Enforcement Agencies will: a) develop a study on Special Investigative Techniques; and b) develop a study on risk analysis associated with ML/TF that would allow for the standardization of concepts regarding risks according to the FTAF recommendations.

#### **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 Latin America (GAFILAT), 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 GELAVEX, the Technical Secretariat kindly requests, if possible, that countries participating in subgroups try to preserve the delegates who have attended previous meetings. Consecutively, for better results at the working sessions, the Technical 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 Technical Secretariat 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.

#### **Financial Support:**

According to article 22, paragraph 2 of the regulation of CICAD “the expert groups and their members shall be responsible for the expenses they incur for their meetings unless other funds are available for this purpose”. For this reason, **given that at the moment the Technical Secretariat does not count on available financial resources, in this case it will not be possible to provide any financial assistance.**