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**Department against Transnational Organized Crime (DTOC)  
XLVIII Meeting of the Group of Experts for  
the Control of Money Laundering  
Virtual Regular Meeting of Sub-Working Groups  
June 30, 2020**

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Original: Spanish**

## **TERMS OF REFERENCE**

### **Work groups:**

Group of Experts for the Control of Money Laundering (GELAVEX)  
Sub-Working Group on International Cooperation and Confiscation; and  
Sub-Working Group on Financial Intelligence Units and Criminal Investigation Organizations.

### **Source of the Terms of Reference:**

Department against Transnational Organized Crime (DTOC), Secretariat for Multidimensional Security (SMS).

### **Organization:**

Organization of American States (OAS)

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### **In accordance with:**

The recommendations of the Group of Experts meeting on September 24 to 25, 2019 in Bogotá, Colombia (GELAVEX XLVII); and

The 2019-2020 work plan approved by CICAD, in its Sixty-sixth Regular Session, held in Miami, Florida, United States of America, during the month of November 2019.

### **Considering:**

- That, as a basis for the work of the Group of Experts for the Control of Money Laundering (GELAVEX), the areas of action identified by GELAVEX at its XXIV Plenary Meeting that took place from November 7 to 9, 2007, in Santiago, Chile, namely: confiscation, extinction or loss of ownership, asset recovery agencies, coordination and integration between financial intelligence units (FIU) and prosecution and investigation agencies, and terrorist financing;
- That, GELAVEX will hold two annual meetings: one during the first semester, exclusive to the Sub-Working Groups, and another in the second semester, for the holding of the group plenary and, on the same occasion, another meeting for the Sub-Working Groups;



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- That the plenary of the Group of Experts at its meeting from September 25 to 26, 2017 in Asunción, Paraguay (LAVEX XLIV) recommended approving the proposed lines of action for a new GELAVEX Strategic Plan for the 2018-2020 period; This proposal was duly approved by CICAD, at its Sixty-Second Regular Session, held in Washington D.C., United States, during the month of December 2017.
- That, in accordance with the approved 2019-2020 work plan, the Sub-Working Group on Forfeiture and International Cooperation will work on: a) Study on the applicability of precautionary measures on assets forfeited overseas; and b) the conceptualization and design of a network of seized and decommissioned asset managers. The Sub-Working Group on Financial Intelligence Units and Law Enforcement Agencies will focus on: a) a study of typologies in the matter of Money Laundering derived from Smuggling; and b) a normative study on Politically Exposed Persons (PEP) in the region, with special reference to the Caribbean sub-region. Additionally, the participation of Bolivia, Chile, Colombia, Costa Rica and Guatemala as collaborators to develop the proposed studies was confirmed, in addition to inviting other delegations that wish to contribute in the development of these products.
- That, in the final Report of the XLV Meeting, the Group decided that the delegations of Costa Rica and Chile will coordinate the Sub-Working Groups together with the delegations of Bolivia, Mexico, Panama, Paraguay and Peru.
- That, the global pandemic generated by the outbreak of the COVID-19 reaffirms the importance of the role of the money laundering control agencies. Ensuring that these crimes do not increase during the pandemic will allow States to focus their attention on solving the health and economic crisis.
- That, as part of the Monitoring and Implementation Mechanism of the "Lima Commitment: Democratic Governance against Corruption ", specifically as regards mandates 37 and 44, at the initiative of the Summits of the Americas Secretariat and the Department against Transnational Organized Crime, within the framework of this XLVIII meeting of the GELAVEX, is proposed to hold a "Special Session on cooperation in investigations and procedures related to corruption, tax crimes and associated money laundering", in order to promote cooperation between national authorities to effectively counteract these crimes. This Special Session will be held virtually. GELAVEX Technical Secretariat, exercised by the Department against Transnational Organized Crime, will communicate the session's date soon.



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

1. Be an official representative of an OAS Member State;
2. Desirable qualifications of delegates: expertise in criminal law, international cooperation, investigation and criminal and / or financial intelligence;
3. The following countries, international organizations and / or entities will participate as observers: United Nations Office on Drugs and Crime (UNODC); Global Anti-Money Laundering Program (GPML / UN); Council of Europe; Spain; Financial Action Task Force (FATF); Caribbean International Financial Action Task Force (CFATF); Latin American International Financial Action Task Force (GAFILAT); Inter-American Commission against Terrorism (CICTE / OAS); Inter-American Development Bank (IDB); World Bank; International Monetary Fund (IMF); Egmont Group; Caribbean Asset Recovery Network (ARIN-Carib); GAFILAT Asset Recovery Network (RRAG); and the International Union of Latin Notaries (UINL).

In order to continue the work of the Group of Experts, the Technical Secretariat respectfully requests that, if possible, the countries participating in this **virtual session** nominate the delegates who have attended previous meetings. Likewise, to make best use of the work sessions, we suggests that countries that participate in more than one sub-working group, designate, if possible, an expert for each sub-working group.

## **Structure and Work Method:**

The Technical Secretariat will provide professional and administrative support for the design and development of the Final Report and other working documents, and will facilitate the discussions of the Plenary and the Sub-Working Groups, providing the technical elements requested. Once the agreements are approved, they will be sent to the Member States for review and consideration and must be verified within 30 days. After the stated deadline, the Secretariat will circulate the final document.

## **Funding:**

The costs of the XLVIII Virtual Regular Session of the GELAVEX will be covered by the Department against Transnational Organized Crime.