

COUNCIL OF EUROPE



CONSEIL DE L'EUROPE

Strasbourg, 16 November 2021

MONEYVAL(2021)28
English only

**COMMITTEE OF EXPERTS ON THE EVALUATION
OF ANTI-MONEY LAUNDERING MEASURES
AND THE FINANCING OF TERRORISM**

MONEYVAL

**4th INTERSESSIONAL CONSULTATION
via “silent procedure” in accordance with
paragraph 6, Rule 6 of the MONEYVAL Rules of Procedure**

ADOPTED DECISIONS

CONFIDENTIAL

INTRODUCTION

MONEYVAL carried out its 4th Intersessional Consultation between 8 October and 15 November 2021. MONEYVAL members were proposed to take decisions on 4 (four) Items listed below using the “silent procedure” in accordance with Rule 6, paragraph 6 of the MONEYVAL Rules of Procedure for the 5th Round of Mutual Evaluations. This document contains the list of decisions taken as a result of the Intersessional Consultation.

DECISIONS TAKEN

1. Follow-up reports

1.1 Third Enhanced FUR of Andorra:

MONEYVAL(2021)18rev SR; MONEYVAL(2021)18rev AT

1.2 First Enhanced FUR of Cyprus:

MONEYVAL(2021)20rev SR; MONEYVAL(2021)20rev AT

1.3 Second Enhanced FUR of Czech Republic:

MONEYVAL(2021)16rev SR; MONEYVAL(2021)16rev AT

1.4 First Enhanced FUR of the UK Overseas Territory of Gibraltar:

MONEYVAL(2021)14rev SR; MONEYVAL(2021)14rev AT

1.5 Second Enhanced FUR of Lithuania

MONEYVAL(2021)19rev SR; MONEYVAL(2021)19rev AT

1.6 Fifth Enhanced FUR of Serbia

MONEYVAL(2021)17rev SR; MONEYVAL(2021)17rev AT

Decision taken: adopt the Follow-up Reports Andorra, Czech Republic, Gibraltar, Lithuania and Serbia.

Objections: no objections received.

Comments: substantive comments were received from 1 delegation only (FATF) for the FURs of Andorra, Czech Republic, Gibraltar and Serbia; and from 2 delegations (Cyprus and FATF) on the FUR of Cyprus.

The FURs of Andorra, Czech Republic, Gibraltar and Serbia will proceed to the standard post-adoption Q&C process. Given that no comments were received for the FUR of Lithuania, this report is adopted without any further Q&C procedure. The FUR of Cyprus is not adopted and will be considered at the 62nd Plenary meeting; the description of the key issue will be provided by the Secretariat in advance of the Plenary meeting.

2. Two amendments to the MONEYVAL Rules of Procedure for the 5th Round of Mutual Evaluations concerning Bureau functions and Bureau elections

2.1 Bureau functions

Decision taken: Add paragraph 5 to Rule 3 “Functions of the Chair, Vice-Chairs and Bureau Members”, as follows:

5. The Bureau may invite a representative of the FATF Steering Group, who is at the same time a member of a delegation to MONEYVAL, to be present at, and contribute to, Bureau meetings.

Objections: no objections received.

Comments: no comments received.

2.2 Bureau elections

Decision taken: Add footnote to paragraph 3 of Rule 4 “Replacement of the Chair and the Vice-Chairs”, as follows:

3. If the offices of Chair and Vice-Chair are vacant at the same time, the duties of the Chair shall be carried out for the period until elections can be held by another representative sitting on the Bureau appointed after consultation with the remaining Bureau members and the Executive Secretary. Elections to fill the vacancies should take place as soon as possible.³

[Footnote]³In accordance with Article 6 of CM/Res(2013)3 on the Statute of MONEYVAL the term of office of members of the Bureau is two years, renewable once. Any early election held for the office of Chair, Vice-Chair or Bureau member shall normally be held for a two-year term in accordance with the Statute. An election may be held for the remainder of the term of the resigning official (i.e. less than two years), however it shall not be counted into the total number of terms of the newly elected official, if the period of election (the new office term) is less than 1 year.

Objections: no objections received.

Comments: no comments received.

3. MONEYVAL Report of the Voluntary Tax Compliance Legislation of Ukraine

Decision taken: Adopt the Report.

Objections: no objections received.

Comments: substantive comments were received from the World Bank and Ukraine on different issues. As a result of the comments, some minor amendments were made to the text of the Report in track changes. The report is being re-circulated for information of delegations, with the annexed comments of Ukraine, prior to Plenary discussion of the VTC Programme of Ukraine in the Plenary meeting.

4. Report on the exit from the 4th round follow-up procedure for Romania

Decision taken: Adopt the Follow-up Report and approve the exit of Romania from the 4th Round follow-up procedure, and suspended CEPs procedure.

Objections: no objections received.

Comments: no comments were received.