



Islamic Republic of Afghanistan  
Attorney General's Office  
General Directorate of Combating  
Crimes Against Internal and External  
Security  
Directorate of Supervision



**Freezing order of funds and assets of Individuals, Entities and Organizations designated under UNSCR 1267, 1988 and successor resolutions issued by the United Nations Security Council acting under Chapter VII of the United Nations Charter.**

**Legal References:**

Articles 2 & 11 of the Law on Combating the Financing of Terrorism

Articles 6 & 7 of the Counter Financing of Terrorism Regulations

Section 12, Article 13 of the Law on Organization and Authority of Attorney General Office

**Place of Issue:**

General Directorate of Combating Crimes against Internal and External Security-AG Office

**Issue Date:**

20<sup>th</sup> July 2016

Letter # 4761 dated 11<sup>th</sup> July 2016 of Office of the Afghanistan National Security Council had been received, which states:

*“Following the letter # 2058/2615 dated 3<sup>rd</sup> July 2016 of the Financial Intelligence Unit (FIU) about the issuance of the standing instruction (freezing order) to UNSCR designations (1267 & 1988), it is hereby written;*

*Issuing of the freezing order without delay for the subjects designated under UN sanctions is a key element. As the UN lists are regularly updated whereas processing of the freezing order individually/per update takes time and doesn't meet the criteria expected by international counterparts, therefore considering the experience of other countries, it is important that the Attorney General Office should issue the single standing instruction (Freezing Order) to the relevant bodies in line with the Law on Combating the Financing of Terrorism and Regulation on Freezing Terrorists Assets, which should be applicable on the current and subsequent designations, to be effective on real time basis and the relevant bodies should be able to freeze the funds and assets of the subjects immediately with the cooperation and coordination of Financial Intelligence Unit and report the frozen funds and assets through their regulators to the Office of the Afghanistan National Security Council as well.”*

**Decision of the Prosecutor:**

Based on the aforementioned legal basis and letter of the Office of the Afghanistan National Security Council, the following freezing order is issued to all relevant persons and bodies;

“As the UNSCR designations (Individuals, Entities & Organizations) lists are updated regularly, being published on UN websites and sent to public domain, therefore it is possible that funds and assets of the designated subjects might be transferred, altered, misplaced, sold or withdrawn, therefore this freezing order is issued as single standing instruction and is applicable on all current designated individuals, entities, organizations and subsequent designations (Future Updates) by UNSCR. All relevant persons and institutions must immediately freeze the funds and assets of the current 1267, 1988 and successor resolutions issued by the United Nations Security Council acting under Chapter VII of the United Nations Charter and future updates. All relevant persons and institutions must continuously comply with this freezing order, avoid any type of transaction and immediately freeze the cash, bank account, movable & immovable assets and any other type of funds, assets and transactions. Frozen funds and assets must be immediately reported to the Office of the Afghanistan National Security Council and Attorney General Office through the relevant regulatory bodies.

With the issuance of this freezing order, all individuals, entities and organizations designated under UNSCR sanctions mentioned above; are included to domestic freezing orders list and is effective for the subsequent updates in the future as well. All relevant bodies mustn't engage in any type of transactions with aforementioned designated subjects and must report immediately.

For the implementation of this freezing order, the following orders are issued as well:

1. To inform all detecting bodies (Ministry of Interior Affairs, National Directorate of Security, Central Bank, Kabul and Provincial Municipalities and other relevant bodies) to distribute this freezing order to all their sub-set entities, follow up and ensure its implementation.
2. All aforesaid bodies must report about their measures to Attorney General's Office.
3. This freezing order should be informed to all related parties and copy should be saved with the previous record.

**Signature of the Relevant Persecutor**

**Signature of General Manager of Supervision of Investigative Departments**

**Signature of Director of Supervision of Investigative Departments**

**Signature of General Director of Combating Crimes Against Internal and External Security**

**Signature of Attorney General**