

November 29th 2018

NBFIRA 3/3/5-II (26)

To: AML/CFT Compliance Officers / Principal Officers - Non-Bank Financial Institutions (“NBFIs”)

Dear Sir/Madam,

1. We refer to the captioned subject matter.
2. Botswana has an obligation to support international efforts to prevent, suppress and disrupt money laundering, proliferation of weapons of mass destruction and the financing of terrorism.
3. In furtherance of the above, regulated entities (**referred to as specified parties under the Financial Intelligence Amendment Act 2018**) are required to search their databases for any existence, assets, dealings or relationship with the listed entities from the United Nations Security Council (“UNSC”) sanctions lists and report any **positive matches, near matches or no matches** to the **Financial Intelligence Agency (FIA) without delay**.
4. Kindly note that all regulated entities are therefore required to immediately search their databases upon receipt of this circular. **To make these reporting arrangements, entities are kindly advised to contact FIA at: 3998402.**
5. Attached is an extract **list of individuals/entities subject to UNSC Sanctions as of November 16th, 2018**. The list comprises of a section on;
- Section A on Individuals
6. Kindly note that this list and any that have been disseminated before this one are in full force and effect until the UNSC advises otherwise. Regulated entities are therefore expected to monitor and be on high alert for any future dealings or relationships with the listed entities and/or individuals of all circulars that have been disseminated to date and are responsible to continuously and timeously familiarize themselves with updates made by the UNSC and the Financial Action Task Force (“FATF”) in their respective websites.
7. In addition, kindly view the FATF website at <http://www.fatf-gafi.org/countries/#high-risk> for updates on high risk and non-co-operative jurisdictions. Regulated entities are required to apply enhanced due diligence to business relationships and transactions with individuals from high risk and non-co-operative jurisdictions.
8. Regulated entities that provide products or services to the listed individuals, entities and other groups as a result of failing to implement adequate screening measures **not only commit an offence in accordance with section 9 of the Financial Intelligence (Amendment) Act but also expose**



themselves to an extremely high risk of terrorist financing and/or advancing weapons proliferation objectives.

9. Please find attached an acknowledgement form which must further be filled in by all regulated entities and returned back to NBFIRA on/before December 7th, 2018. Entities may use the email: amlcft@nbfira.org.bw

For any clarity on the above, kindly contact us at 310 2595 or 368 6100.

Yours faithfully

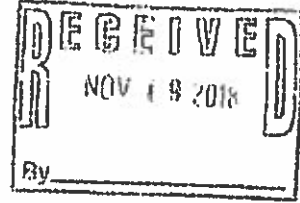


Motsisi Mongati

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REFERENCE: SCA/13/18 (12)

The Chair of the Security Council Committee established pursuant to resolution 1970 (2011) concerning Libya presents his compliments to the Permanent Representatives of Member States and to the Permanent Observers of Non-Member States to the United Nations and wishes to convey the following:

On 16 November 2018, the Committee approved the addition of the entry specified below to the List of individuals and entities subject to the assets freeze and travel ban set out in paragraphs 15 and 17 of Security Council resolution 1970 (2011) and paragraph 19 of resolution 1973 (2011), adopted under Chapter VII of the Charter of the United Nations:

A. Individuals

LYI.28 Name: 1: Salah 2: Badi 3: na 4: na

Title: na **Designation:** Senior commander of the armed anti-GNA Al-Somood front, also known as Fakhr or 'Pride of Libya', and the Misratan Al Marsa Central Shield brigade **DOB:** na **POB:** na **Good quality a.k.a.:** na **Low quality a.k.a.:** na **Nationality:** na **Passport no:** na **National identification no:** na **Address:** na **Listed on:** 16 Nov. 2018 **Other information:** Listed pursuant to paragraphs 15 and 17 of resolution 1970 (Travel Ban, Asset Freeze).

The Committee has made accessible on its website the narrative summary of reasons for listing of the above entry, at the following URL:

<https://www.un.org/sc/suborg/en/sanctions/1970/materials/summaries-0>. A copy of this narrative summary of reasons for listing is attached to this note verbale.

To obtain a fully updated version of the List of individuals and entities subject to the sanctions measures, Member States are encouraged to consult, on a regular basis, the Committee's website at the following URL: <https://www.un.org/sc/suborg/en/sanctions/1970/materials>.

The Libya Sanctions List is available in HTML, PDF and XML format.

The Consolidated United Nations Security Council Sanctions List is also updated following all changes made to the Libya Sanctions List. An updated version of the Consolidated List is accessible via the following URL: <https://www.un.org/sc/suborg/en/sanctions/un-sc-consolidated-list>.

16 November 2018

Narrative summary for reasons for listing

NARRATIVE SUMMARY:

In accordance with Section 5 (g) of its Guidelines, the Security Council Committee established pursuant to resolution 1970 (2011) concerning Libya makes accessible a narrative summary of reasons for the listing for individuals and entities included in the sanctions list.

LY1.28 Salah Badi

Date on which the narrative summary became available on the Committee's website: 16 November 2018

Reason for Listing:

Listed pursuant to paragraph 22 (a) of resolution 1970 (2011), paragraph 4 (a) of resolution 2174 (2014) and paragraph 11 (a) of resolution 2213 (2015).

Additional information:

- Salah Badi has consistently attempted to undermine a political resolution in Libya through his support for armed resistance. Open source evidence confirms Salah Badi is a senior commander of the armed anti-GNA Al-Somood front, also known as Fakhr or 'Pride of Libya', and the Misratan Al Marsa Central Shield brigade.
- He has played a leading role in the recent fighting in Tripoli which began on 27 August 2018, in which at least 115 people were killed, most of which are civilians. Forces under his command were specifically referred to by UNSMIL when it called on all parties to the fighting to cease acts of violence (and reminded them that targeting civilians and civilian installations is prohibited by IHL).
- During late 2016 and 2017, Salah Badi led anti-GNA militias in attacks on Tripoli in repeated attempts to remove power from the GNA and restore the unrecognised 'National Salvation Government' of Khalifa Ghwell. On 21 February 2017, Badi appeared next to tanks in a YouTube video recorded outside the Rixos hotel in Tripoli, and threatened to confront the Unrecognised Government of National Accord. On 26 and 27 May 2017 Fakhr Libya ("Pride of Libya" – فخر ليبيا) forces led by Salah Badi attacked locations in Tripoli including the Abu Sleem area and airport road. Reliable media reports, corroborated by social media, said Badi's forces used tanks and heavy artillery in the attack.