

TWO-DAY TRAINING PROGRAM ON COUNTERING THE FINANCING OF TERRORISM MOCK TRIAL FOR JUDICIAL OFFICERS, PROSECUTORS AND INVESTIGATORS (FROM 22 – 23 JUNE 2023)



Background Context

❖ The National Counter Terrorism Authority (NACTA) in collaboration with the United Nations Office on Drugs and Crime (UNODC) has been organizing workshops for Judicial Officers, Prosecutors, and Law Enforcement Agencies on Countering Terrorism Financing (CTF) and Mutual Legal Assistance (MLA) to seek financial intelligence from Foreign Intelligence Units (FIUs) in terrorism financing investigations.

❖ These workshops focused on in-depth knowledge of terrorist financing, understanding of criminal justice practitioners on the trial process through hands-on exercises particularly focusing on courtroom skills and techniques as well as understanding the use of MLA as a mechanism for requesting and exchanging information from FIUs of respective countries for use in criminal investigation.

Brief Introduction to Training

❖ In the context above, the Sindh Judicial Academy arranged a Two-Day Training Program on Countering the Financing of Terrorism Mock Trials for Judicial Officers, Prosecutors, and Investigators on 22 - 23 June 2023 at Sindh Judicial Academy. In this interactive/practical training program, a total of 22 participants (04 Judicial Officers, 04 Prosecutors, and 14 Investigators) from Sindh and Balochistan attended the sessions.

Salient Proceedings

❖ In the Inaugural Session, **Mr. Farhan Nawazish Ali** (Representative, UNODC) and **Ms. Sania Rubab** (Representative, UNODC) jointly conducted the registration of participants and delivered the opening remarks. After the introduction participants, they also shared the working methodology and objectives of this workshop. They also conducted the pre-assessment.

❖ The first and second sessions were conducted by **Mr. Khurram Saeed Rana** (Deputy Director, FIA) on the following subjects and topics:



Counter Terrorism Financing

- International Framework (UNSC Resolutions)
- Targeted Financial Sanctions
- FATF Standards
- Expectations from LEAs
- Sources of TF
- Channels for the movement of funds
- Vulnerabilities and inherent risks
- Entities of concern
- Transnational TF
- Domestic Legal Framework
- Terrorism Financing
- Proscription and freezing provisions
- Other important provisions

- Inter-Agency coordination
- Understanding TF Investigation
- Investigation
- Case Study

Anti-Money Laundering

- Stages of Money Laundering
- Initiation of Action
- Relevant Sections of the Anti-Money Identification of property (movable/immovable)
- Provisional attachment, survey, search, seizure, arrest, permanent attachment, forfeiture
- At every stage progress of the investigation is intimated to the Court every month
- At every stage IO submits reports to the head of investigating agency in a sealed envelope
- Burden of proof is on the owner/possessor of the property
- Conviction in Predicate offense not mandatory

❖ Third session was conducted by **Mr. Farhan Nawazish Ali** (Representative, UNODC) on the following subjects and topics:



Financial Monitoring Unit

- The Anti-Money Laundering Act, 2010
- Anti-Money Laundering Law Evolution
- Pakistan’s AML/CFT Regime Promulgation of AMLO, Sep 2007
- The Anti-Money Laundering Ordinance, 2009
- The Anti-Money Laundering Act, 2010
- The Anti-Money Laundering Act, 2015
- Amendments made in AMLA in Feb 2020
- Amendments made in the AMLA in Sept 2020
- Major Amendments
- Financial Monitoring Unit
- Reporting Requirements Under AML Act 2010
- Suspicious Transaction Reports (STRs)
- Currency Transaction Reports (CTRs)
- Reporting Entities as per AML Act 2010
- Classification of Financial Intelligence

- Case study

❖ On Day-02, the First session was conducted by **Mr. Farhan Nawazish Ali** on the following subjects and topics:

Financial Intelligence

- Financial Monitoring Unit
- Reporting Entities
- **STR:** Mismatch with profile, suspicion of offense, attempt, high-risk area
- **CTR:** threshold Rs. 2 million
- **Structuring:** split of transactions to avoid threshold
- **Financial Intelligence:** one or more STRs / CTRs analyzed and disseminated with concerned authorities

International Cooperation

- Types of International Cooperation

❖ The second session was conducted by **Mr. Muhammad Shahid Shafiq** (District & Sessions Judge / Senior Faculty Member, SJA) for preparation of the Mock Trial. In these sessions, he explained:



- Brief mock trial methodology
- Group formations and
- Distribution of documents

❖ In the last session of Day-02, a “Mock Trial” was also arranged by **Mr. Muhammad Shahid Shafiq** with certain Case Scenarios.

Conclusion

❖ The participants were awarded Certificates.



