The National Commission on Securities and Stock Market received a letter from The State Financial Monitoring Service of Ukraine informing the subjects of primary financial monitoring about the following.

In connection with the military aggression of the Russian Federation against Ukraine in the current state of martial law and actual hostilities in many cities of Ukraine, at present, an important task for the subjects of primary financial monitoring, who continue to engage in their professional activities remains timely detection of suspicious financial operations (activities) or attempts to carry them out that are sufficiently suspected to be the result of criminal activity or related to the financing of terrorism or the financing of the proliferation of weapons of mass destruction.

Subclause 1 clause 1 of the Law of Ukraine on Protection of Interests of Subjects of Reporting and other Documents during Martial Law or State of War from 03.03.2022 № 2115 - IX establishes that individuals, individuals – entrepreneurs, legal entities submit financial, accounting, settlement, audit reports and any other documents required to be submitted in accordance with applicable law in documentary and / or electronic form, within three months after the cessation or abolition of martial law or war for the entire period of non-reporting or the obligation to submit documents.

In this regard, the subjects of primary financial monitoring are obliged to provide information on financial transactions subject to financial monitoring in accordance with the Law of Ukraine on Prevention and Counteraction to Legalization (Laundering) of Proceeds from Crime, Terrorist Financing and Financing Proliferation of Weapons of Mass Destruction (hereinafter - the Basic Law) no later than three months after the cessation or abolition of martial law or state of war.

At the same time, taking into account the objective and physical possibility, and in order to properly manage the risks of legalization (laundering) of proceeds from crime, terrorist financing and financing the proliferation of weapons of mass destruction, Law № 2115 does not restrict the subjects of primary financial monitoring, the right to apply other requirements of the Basic Law, in particular in the part:

* proper organization and conduct of primary financial monitoring;
* implementation of due diligence measures;
* application of risk-oriented approach;
* detection of suspicious financial transactions, etc.

In addition, in order to identify financial transactions subject to financial monitoring, in particular those involved in the armed aggression of the Russian Federation against Ukraine, it is recommended to use lists of such persons posted on:

* European Commission website: <https://eur-lex.europa.eu/eli/dec/2014/145(1)/>;
* US Treasury Department website (OFAC list): <https://home.treasury.gov/policy-issues/financial-sanctions/faqs/topic/6626>;
* NSDC website: https://www.rnbo.gov.ua/ua/Ukazy/, <https://sanctions-t.rnbo.gov.ua/>;
* the site "Occupier", the information resource of the Office of the National Security and Defense Council of Ukraine: <https://invaders-rf.com/>;
* official websites of state bodies of foreign countries, with lists of sanctioned persons, etc.