



# **AL AYA GOLD**

## **PEP Policy**

**Version Rev 04.05B.2021**



## **1.1 Sanction, PEP and Adverse Media Screening**

All business relationship be its sales or purchases, irrespective of the size of transaction or the method of payment should undergo screening against the Sanction Lists. In doing so, the Al Aya Gold may utilize the off the shelf subscription-based database, publicly available UAE local Terrorist list or UNSCR Consolidated list, and third-party screening tools to identify any adverse information including association with the PEPs or with crimes.

**All our approved customers and suppliers would be listed for ongoing screening on our Screening Tool.**

Al Aya Gold does not conduct any business relationship/transaction that are on the UAE Cabinet blacklist or on Call for Action jurisdictions and Sanctioned jurisdictions. In compliance with UN Security Council resolution No. 1730/2006 and pursuant to UAE Federal Law No. 7 of 2014, the UAE publishes the National Sanctions Blacklist containing the names of individuals and entities identified as terrorist and associated with proliferation of weapons of mass destruction

(We also utilized the list obtained from Overview on UN Consolidated Sanctions List and National List of Terrorists | Committee for goods & material subjected to import & export (uaeiec.gov.ae). Al Aya Gold Strictly does not deal with such Entities or Individuals.

## **1.2 Acceptable Payments; Currency and Cash Equivalent Instruments**

- **Cash Transactions:**  
Al Aya Gold does not accept any form of cash transactions.
- **Wire transfer/Credit Card Payment/Other Mode Cheque:**  
All payment through this mode are subject to the Customer Due-Diligence and Enhanced Due-Diligence requirements based on Risk Categorization and mandatory Transactional Screening.
- **Payment in form of Precious Metal:**  
All payment originating in form of precious Metal or stone or in form or exchange transaction will be subject to the Enhanced Due Diligence Review for CDD and Supply Chain.
- **All mode of payment by third parties:**  
Al Aya Gold does not accept or makes any form of Third-party Payments
- **Payment in form of Digital Assets/Crypto Currencies/NFT**  
Al Aya Gold does not accept any payment in form of the crypto or digital currency.

### 1.3 RISK RATING

Each customer upon completion of the due diligence should be risk rated on the system or records, Al Aya Gold used may utilize a variety of methods, depending on the nature and size of their businesses. For each rating a clear rationale should be included.

#### A. High Risk Rating:

Any customer that fall within the high risks Ensure that the enhanced due diligence is carried on all the high-risk client, as appropriate. Notify the Compliance Officer of any High-risk client for addition to the High-risk register. High-risk register/ratings are reviewed at periodic interval by the Compliance Officer.

#### High-Risk Customers

A high-risk customer for purpose of AML, CFT & Sanction policy could be either of the following:

- Is a foreign pep.
- Is a restricted or sanctioned person on an official authority watch-list.
- Where payment is made in form of precious metal and stones or equivalent form.
- Where business relationship and transaction involve high risk jurisdictions.
- Is resident or operates in a high-risk jurisdiction or country identified as having weak AML regimes.
- Person/country; located in a high-risk country; or is connected to the extraction industry, for instance, the extraction of natural resources such as gas, oil, diamonds, gold (and other precious metal), and wildlife (e.g., ivory trading);
- Has a complex ownership structure, making it difficult to identify the owners and controllers or know where funds are coming from or going to.
- Is a charity or a 'not-for profit' organization (NPO) –terrorists may exploit charities to move funds, provide logistical support, encourage terrorist recruitment, or support other terrorist groups.

Any cases as recommended as High risk by the Compliance as supported by the risk assessment.

A high-risk register is required to be maintained by the Al Aya Gold and/or the Compliance officer.

#### B. Other Rating Category:

Any other customers who is not rated as High-Risk Client should be treated as a Medium Risk or Low Risk. All suspicious activities or transaction cases should follow the reporting protocol in the Section 9.6E.

#### C. Ongoing Screening:

For all higher risk customer categories, a periodically risk-based review is carried out to ensure that customer-related data or information is kept up to date. This required periodic screening of the customers transaction for high risk. In case of any unusual transaction or suspicion transaction or activity please follow the instruction on reporting as prescribed in Policy.

#### **D. High Risk Call for Action and Gray List by FATF**

Al Aya Gold does not deal with the High-Risk Call for Action countries (Refer FATF High-Risk Countries). During the course of business relationship if any transaction is originating from, routed through or destined to high risk jurisdictions “Call for action” as well as any financial or non-financial engagement involving an individual or entity hailing from (by virtue of nationality, residency, place of incorporation) a country classified as a ‘High-Risk Jurisdiction subject to a Call for Action’ by FATF (list available via link on NAMLCFTC’s website -High Risk Countries) should be mandatorily reported as per Reporting requirements. Compliance officer shall determine to report such a transaction to FIU in appropriate form.

The list of Jurisdictions under Increased Monitoring (the Gray List), shall be adopted along with the requirements to implement procedures by DNFBPs that may include enhanced due diligence measures.

Al Aya Gold shall continuously monitor the black list and gray list of FATF and take measure accordingly.

To refer to the Black and Gray list please visit the following National Committee website: <https://www.namlcftc.gov.ae/ar/>.

#### **E. Unusual Transactions, Suspicious Transaction and Suspicious Activity Reporting (SAR/STR)**

Al Aya Gold shall establish indicators through which crimes involving money laundering and terrorist financing can be suspected and appropriate enhanced due diligence and reporting requirement can be dispensed with. Refer Appendix 1 for non- exhaustive Suspicious activity Red Flag.

##### **Internal Reporting**

If any staff come across any suspicion or have reasonable ground to suspect that the transaction or the activity during the screening, the business relationship, counterparty or the customer represent all or some form of proceed or suspicion of their relationship to the crime or that they will be used regardless of the value shall be referred/reported to the Compliance Officer. In case of PEP, High Risk jurisdiction, all relationship should be signed by the Compliance officer and owner of the Al Aya Gold.

##### **External Reporting**

Where it is sufficient that the transaction or the activity is suspicious in nature the Compliance team shall determine reporting of suspicious transactions and activities reports (STR / SAR), and to provide any additional information concerning these reports, and to update such indicators on ongoing basis, in addition to keeping a permanent update on relevant developments related to types, patterns and methods of money laundering and terrorist financing. Post the submission of the stated report, the reporting entity must wait for three working days before executing such transaction(s) unless it receives a feedback from FIU with any advice or objection pertaining to the reported transaction(s).



In the absence of any response from the UAE FIU within three working days, the Compliance Officer based on the risk assessment of the case shall reserve the discretion to approve or deny the case. All business rejection cases by Compliance should be backed by the Al Aya Gold owner. Tipping off is a punishable offence and is not permitted.

Al Aya Gold shall make sure its Compliance Officer is registered to the Go AML Portal for direct reporting of Unusual/STR and SARs.

(Refer Appendix 2 on more info on Go AML Portal).

## **F. Politically Exposed Person (PEP) Screening**

PEP refers to Politically exposed person. Natural persons who are or have been entrusted with prominent public function in the state or any their foreign country such as Head of the Government, Senior Politicians, State Government officials, judicial or military officials, senior executive managers or state owned corporations, and senior officials of political parties and person who are, or have been entrusted with the management of an international Organization or any prominent function within such an Organization including Direct Family members of PEP or Associates known to be close to Associates.

Enhance Due Diligence measures should be applied in case of business relationship, Counterparty or PEP has been identified as PEP Al Aya Gold Owner's/ Compliance Mangers approval is must prior to proceeding based on risk assessment on all PEP cases. In doing so Al Aya Gold should be:

- Implementing (automated) screening systems which screen customer and transaction information for matches with known PEPs;
- Incorporating thorough background searches into their CDD procedures, using tools such as:
- Manual internet search protocols;
- Public or private databases;
- Publicly accessible or subscription information aggregation services;
- Commercially available background investigation services.

### **1.4 Targeted Financial sanction**

Where the customer is positive match to sanctions category for Proliferation of risk or Terrorism financing under UN Security Council or UAE National list of Individual and Entities, Al Aya Gold is expected to freeze the funds or do not honor the transaction and within 24hours of awareness of sanction individual/entity/beneficiary. It is prohibited to make any such funds/precious without the prior consent of the Executive Office of UAEIEC. In such instances, compliance officer shall immediately to notify through UAEIEC and Ministry of Economy through GoAML. In implementing the TFS, Al Aya Gold must do the following;

### **Step-1 Subscribe:**

Subscribe to the Executive Office Notification System to receive automated email notifications on any updates to the Sanctions Lists (Local Terrorist List or UN Consolidated List)

### **Step-2 Screen:**

Al Aya Gold must screen constantly their customers, potential customers, beneficial owners, and transactions to identify possible matches to the Local Terrorist List or UN Consolidated List (Refer [www.uaieic.gov.ae](http://www.uaieic.gov.ae) for the list).

#### **Screening must be undertaken in the following circumstances:**

1. Upon any updates to the Local Terrorist List or UN Consolidated List. In such cases, screening must be conducted immediately and without delay to ensure compliance with implementing freezing measures without delay (within 24 hours).
2. Prior to onboarding new customers/business relationships
3. Upon KYC reviews or changes to a customer's information.
4. Before processing any transaction.

### **Step-3 Apply Targeted Financial Sanctions:**

1. Freezing of all funds: Freeze, without delay (within 24 hours) and without prior notice, all the funds:
  - Owned or controlled, wholly or jointly, directly, or indirectly, by an individual or legal entity designated by the UAE Cabinet or pursuant to a relevant UNSC Resolution.
  - Derived or generated from funds under item (a); or
  - Individuals or legal entities acting on behalf of or at the direction of an individual or legal entity designated by an individual or legal entity designated by the Local Terrorist or pursuant or the United Nations consolidated list.
2. Prohibition of making funds/supply of precious Metal or stones or equivalent: No individual or legal person in the UAE is permitted to provide services related to, whether in whole or in part, directly or indirectly, or for the benefit of any individual or legal entity listed in the Local Terrorist List or the UN Consolidated List pursuant to a relevant UNSC Resolution.

### **Step-4 Report:**

Should report any freezing or suspension measures taken upon identifying confirmed or potential matches through the GoAML platform within five (5) days from taking such measures.  
Refer Appendix 3 for additional obligation on Targeted Financial Sanctions.