

Statutory Document No. 2018/0103



Terrorism and Other Crime (Financial Restrictions) Act 2014

TERRORISM AND OTHER CRIME (FINANCIAL RESTRICTIONS) ACT 2014 (SECTION 63 DELEGATION) ORDER 2018

Laid before Tynwald: 17 April 2018

Coming into Operation: in accordance with article 2

The Treasury makes the following Order under section 63 of the Terrorism and Other Crime (Financial Restrictions) Act 2014.

1 Title

This Order is the Terrorism and Other Crime (Financial Restrictions) Act 2014 (Section 63 Delegation) Order 2018.

2 Commencement

This Order comes into operation on 1 April 2018¹.

3 Interpretation

In this Order —

“**the Act**” means the Terrorism and Other Crime (Financial Restrictions) Act 2014; and

“**FIU**” means the Financial Intelligence Unit established pursuant to section 4 of the Financial Intelligence Unit Act 2016.

4 Delegation

(1) The Treasury hereby delegates to the FIU its functions under the following sections of the Act —

- (a) section 25 (power to require information);
- (b) section 26 (production of documents);

¹ Section 63(2) of the Act provides that an Order made under section 63 of the Act must be laid before Tynwald as soon as practicable after it is made, and if Tynwald at that sitting, or the next following sitting so resolves, it ceases to have effect.

- (c) section 30 (reporting obligations of relevant institutions);
 - (d) section 31(1) to (3) (general power to disclose information or evidence);
 - (e) section 32 (disclosure and the intelligence services); and
 - (f) section 34 (co-operation with local or international investigations).
- (2) The delegation of the functions in paragraph (1) does not affect the exercise of those functions by the Collector of Customs and Excise and the Collector's staff or such other persons to whom the Treasury may delegate functions.

MADE 28TH MARCH 2018

A L CANNAN
Minister for the Treasury

EXPLANATORY NOTE

(This note is not part of the Order)

Section 63 of the Terrorism and Other Crime (Financial Restrictions) Act 2014 provides that the Treasury may delegate any of its functions under that Act, other than the power to make orders, to any organisation in the Island responsible for the prevention of, or investigation into, financial crime and the financing of terrorism.

This Order is made under section 63 and delegates certain functions of the Treasury contained in Part 3 of the Act to the Financial Intelligence Unit (FIU). The functions involved are those considered by the Board of the FIU to be necessary for its role in respect of financial crime of all types.