



AUTHORIZED TRANSLATION.

MINISTRY OF ECONOMY AND FINANCE
SUPERINTENDENT AND REGULATORY BODY OF NON-FINANCIAL SUBJECTS
RESOLUTION No. JD-014-015
of August 14, 2015
OF THE BOARD OF DIRECTORS
IN USE OF ITS LEGAL POWERS:

WHEREAS:

That within the attributions of the Superintendent and Regulatory Body of Non-financial Subjects of non-financial bound subjects in accordance to what is provided in Law 23 of April 27, 2015;

That in accordance to what is provided in Law 23 of April 27, 2015 and Executive Decree No. 361 of August 12, 2015, the Superintendent and Regulatory Body of Non-financial Subjects has the attribution to issue orientation and regulation norms to non-financial bound subjects for the proper obtainment of objects and purposes of the agreed legal norm;

That the present provisions are directed to the activities performed by professionals subject to supervision, in order to provide them with the guidelines and directives in the adoption of measures to identify, assess, and understand the risks intended to the prevention of money laundering, the financing of terrorism and financing of the proliferation of massive destruction weapons;



That in view of the aforementioned, is essential for the development of the present provisions, that the Board of Directors of the Superintendant and Regulatory Body of Non-financial Subjects in use of its legal powers;

RESOLVE:

ARTICLE 1: Environment of Application. To apply the present provisions, on the subject of prevention of money laundering, financing of terrorism and financing of proliferation of massive destruction weapons, to activities performed by the following professionals subject to supervision: Lawyers, certified public accountants and notaries, only when in the exercising of their professional activity they carry out in the name of a client or for a client the following activities:

1. Purchase of real estates;
2. Administration of money or stock securities or other assets of the client;
3. Administration of bank, savings account or securities;
4. Organization of contributions or contributions for the creation, operation or administration of companies;
5. Creation, operation or administration of body corporate or body corporate structures, as private interest foundations, corporations, trust and others;
6. Purchase of body corporate or body corporate structures;
7. Action or arrangement so that an individual, paid by the lawyer or law firm, acts as director attorney of a company or a similar position, in connection with other body corporate;
8. To provide a registered domicile, commercial domicile or physical space, P.O. Box or administrative domicile for a company, corporation or any other body corporate or body corporate which it does not own;



9. Action or arrangement so that an individual paid by the lawyer or law firm acts as a shareholder figurehead for another person;
10. Action or arrangement so that an individual paid by the lawyer or law firm, acts as a participant of an expressed trust or that performs the duty equivalent to another body corporate structure; and
11. That of Resident Agent of legal body corporate incorporated or existing in accordance with the laws of the Republic of Panama.

ARTICLE 2: Regime of Prevention on Money Laundering, financing of terrorism and the financing of the proliferation of massive destruction weapons of the Republic of Panama. The Regime of Prevention comprises the preceding crimes as classified by the Panamanian legislation, the preventive measure established by Law 23 of April 27, 2015, its regulation and other legal provisions in force in the Republic of Panama.

ARTICLE 3: Application of measures of due diligence according to the level of risk. The lawyers, certified public accountant and notaries, shall, at all times, they formalize administrative or legal transactions, in the exercising of the activities stated in Article Number One (1) of the present regulations, to carry out a due basic diligence of the client; and an extended or reinforced due diligence when the client is a foreigner, when a client requires the handling of cash or almost cash for amounts exceeding ten thousand balboas (B/.10,000.00), as well as of those clients who identify themselves as persons exposed politically, as well as aliens proceeding from high risk countries. When a client is identified with a high risk profile, shall apply due or reinforced diligence.



ARTICLE 4: Client's due or reinforced diligence measures in case of natural person. The professional carrying out activities subject to supervision, without damage to the norms in force on the subject, shall request in all commercial relation, involving high risk operations with a natural person the following data:

1. Full name;
2. Physical address;
3. Address for correspondence if different from physical address;
4. Telephone number;
5. Mobile telephone number, if any;
6. Fax number, if any;
7. E-mail address, if any;
8. Main activity to which he dedicates himself;
9. Copy of a national personal identity document or passport;
10. Contact information of a natural person or body corporate who may offer bank and commercial references of the client or of the third party in whose name he is acting, when applicable, or written documentation containing said bank and commercial references and of the third party in whose name he is acting if applicable; and
11. Origin of cash or almost cash.

ARTICLE 5: Extended or reinforced due diligence of the client in case of body corporate. The professionals carrying out activities subject to supervision, without damage to the norms in force on this subject, shall request in all commercial relation, involving high risk operation with body corporate, the following information:



1. Full name;
2. Jurisdiction and inscription or registration data;
3. Physical address;;
4. Address for correspondence if different from physical address;
5. Telephone number;
6. Fax number, if any;
7. Name of its legal representative or person responsible for its administration;
8. E-mail address of its legal representative or person responsible for its administration;
9. Main activity to which it dedicates itself;
10. Copy of a national personal identity document or passport of the person or the persons who are direct or indirect owners of, at least, twenty-five percent (25%) of its capital. This information shall be or not required in case of body corporate registered in an organized stock market;
11. Certificate of Goodstanding of the Public Registry;
12. Contact information of a natural person or body corporate who may offer bank and commercial references of the client or of the third party in whose name he is acting, when applicable, or written documentation containing said bank and commercial references; and
13. Origin of cash or almost cash.

ARTICLE 6: Application of simplified due diligence. Lawyers, certified public accountants and notaries may, apply in consideration of their risk, simplified due diligence regarding the following clients:



1. The Panamanian state entities and of the states members of the Organization for Cooperation and Economic Development;
2. The corporations or other body corporate controlled or participating in majority by entities of public law of the Panamanian state and member states of the Organization for Cooperation and Economic Development;
3. Body corporate listed in stock exchanges established in acknowledged jurisdictions by the Superintendency of Securities;
4. Banks exercising bank business in or from the Republic of Panama, using the relevant information or data obtained by means of reliable sources and
5. Banks established in Panama with Stock Exchange licences, using the relevant information or data obtained by means of reliable sources.

ARTICLE 7: Resident Agents. The resident agents of corporations, body corporate existing in accordance with the laws of the Republic of Panama, shall apply what is provided in Law 2 of 2011.

ARTICLE 8: Reports of Transactions to the Financial Analysis Unit for the Prevention of Crime of Money Laundering and financing of terrorism. Lawyers, certified public accountants, and notaries according to administrative transactions or legal in the exercising of the activities stated in Article One (1) of the present Resolution, shall report in accordance with what is established in Law 23 of April 27, 2015, and norms in force regarding that subject, to report any act in connection with the crime of money laundering, financing of terrorism and financing of proliferation of massive destruction weapons.



ARTICLE 9: Sanctions. Non-compliance with the provisions established in this Resolution, as well of the other norms in force regulating this subject, shall be sanctioned according to what is provided in Law 23 of April 27, 2015, its regulation and other norms in force on this subject, at the time of non compliance.

ARTICLE 10. Grounds of Law. Law 23 of April 27, 2015, Executive Decree No. 361 of August 12, 2015 and Executive Decree 363 of August 13, 2015.

ARTICLE 11. Force. The present Resolution shall begin to govern as of the next day of its enactment.

Done in the city of Panama, on the fourteenth (14th) of the month of August two thousand fifteen (2015).

BE.KNOWN AND PERFORMED

THE PRESIDENT, (sgd.) Illegible

Eyda Varela de Chinchilla

THE SECRETARY, (sgd.) Illegible

Manuel M. Grimaldo C.

(There appears stamped seal of the Ministry of Economy and Finance - General Secretariat)

It is an exact copy of its original.-

Panama, August 18, 2015

(sgd.) Carla Vasquez - Assistant Secretary

THE FOREGOING IS A TRANSLATION INTO ENGLISH OF A DOCUMENT IN SPANISH SUBMITTED TO ME. PANAMA, AUGUST 11, 2016.-

