

# FINANCIAL REPORTING AUTHORITY

(CAYFIN)



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**Financial Sanctions Notice**

**24/12/2018**

## Burma

### Introduction

1. Council Regulation (EU) 401/2013 (“the Regulation”) imposing financial sanctions in relation to Burma has been amended.

### Notice summary (Full details are provided in the Annex to this Notice)

2. The entries detailed in the Annex to this Notice have been added to the consolidated list and are now subject to an asset freeze.

### What you must do

3. You must:
  - i. check whether you maintain any accounts or hold any funds or economic resources for the persons set out in the Annex to this Notice;
  - ii. freeze such accounts, and other funds or economic resources;

- iii. refrain from dealing with the funds or assets or making them available (directly or indirectly) to such persons unless licensed by the Governor;
  - iv. report any findings to the FRA at [financialreportingauthority@gov.ky](mailto:financialreportingauthority@gov.ky), together with any additional information that would facilitate compliance with the Regulation;
  - v. provide any information concerning the frozen assets of designated persons to the FRA at [financialreportingauthority@gov.ky](mailto:financialreportingauthority@gov.ky) by completing and submitting a TF/PF Asset Freeze Report Form. Information reported to FRA may be passed on to other regulatory authorities or law enforcement.
4. Failure to comply with financial sanctions legislation or to seek to circumvent its provisions is a criminal offence.

### **Legislative Details**

5. On 21 December 2018 Council Implementing Regulation (EU) 2018/2053 (“the Amending Regulation”) was published in the Official Journal of the European Union (O.J. L 327 I, 21.12.2018, p.1) by the Council of the European Union.
6. The Amending Regulation amended Annex IV to the Regulation with effect from 21 December 2018.

### **Further Information**

7. A copy of the Amending Regulation can be obtained from the website of the Official Journal of the European Union:  
  
<https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32018R2053&from=EN>
8. Copies of recent Notices, certain EU Regulations and UK legislation can be obtained from the Burma financial sanctions page on the GOV.UK website:  
  
<https://www.gov.uk/government/collections/financial-sanctions-regime-specific-consolidated-lists-and-releases>
9. Please note there are also import and export restrictions on Burma. Further guidance on export and trade sanctions is available from the GOV.UK website:  
  
<https://www.gov.uk/sanctions-embargoes-and-restrictions>.
10. For more information please see OFSI’s guide to financial sanctions:  
  
<https://www.gov.uk/government/publications/financial-sanctions-faqs>

## **Enquiries**

11. Enquiries regarding this Financial Sanctions Notice should be addressed to:

The Sanctions Coordinator  
Financial Reporting Authority  
P.O. BOX 1052  
Grand Cayman KY1-1102  
Cayman Islands  
[financialreportingauthority@gov.ky](mailto:financialreportingauthority@gov.ky)

**ANNEX TO NOTICE**

**FINANCIAL SANCTIONS: BURMA**

**COUNCIL IMPLEMENTING REGULATION (EU) No 2018/2053**

**AMENDING ANNEX IV TO COUNCIL REGULATION (EU) No 401/2013**

**ADDITIONS**

**Individuals**

1. **KYAW Ba**

**Title:** Staff Sergeant **Other Information:** Ba Kyaw is a Staff Sergeant in the 564th Light Infantry Battalion (LIB) of the Myanmar Armed Forces (Tatmadaw). **Listed on:** 24/12/2018 **Last Updated:** 24/12/2018 **Group ID:** 13733.

2. **NAING Tun**

**Other Information:** Tun Naing is the Commanding Officer of the Border Guard Police (BGP) base in Taung Bazar. **Listed on:** 24/12/2018 **Last Updated:** 24/12/2018 **Group ID:** 13734.

3. **HLAING Khin**

**Title:** Brigadier General **DOB:** 02/05/1968. **Other Information:** Brigadier General Khin HLaing is the former Commander of the 99th Light Infantry Division (LID) and the current Commander of the North-eastern Command of the Myanmar Armed Forces (Tatmadaw). **Listed on:** 24/12/2018 **Last Updated:** 24/12/2018 **Group ID:** 13735.

4. **THU Aung Myo**

**Title:** Major **Other Information:** Major Aung Myo Thu is the Field Unit Commander of 33rd Light Infantry Division (LID) of the Myanmar Armed Forces (Tatmadaw). **Listed on:** 24/12/2018 **Last Updated:** 24/12/2018 **Group ID:** 13736.

5. **WIN Thant Zaw**

**Title:** Major **Other Information:** Thant Zaw Win is a Major in the 564th Light Infantry Battalion (LIB) of the Myanmar Armed Forces (Tatmadaw). **Listed on:** 24/12/2018 **Last Updated:** 24/12/2018 **Group ID:** 13737.

6. **CHAY Kyaw**

**Title:** Corporal **Other Information:** Kyaw Chay is a Corporal in the Border Guard Police (BGP). He was formerly based in Zay Di Pyin and was the Commanding Officer of the BGP base in Zay Di Pyin in the period around 25 August 2017. **Listed on:** 24/12/2018 **Last Updated:** 24/12/2018 **Group ID:** 13738.

7. **SWE Nyi Nyi**

**Title:** Major General **Position:** Commander of the South-western Command of the Myanmar Armed Services **Other Information:** Major General Nyi Nyi Swe is the former Commander of the Northern Command of the Myanmar Armed Forces (Tatmadaw). In that capacity, he is responsible for the atrocities and serious human rights violations committed in Kachin State from May 2016 to April 2018 (until his appointment as Commander of the South-western Command). **Listed on:** 24/12/2018 **Last Updated:** 24/12/2018 **Group ID:** 13739

Financial Reporting Authority

Portfolio of Legal Affairs

24/12/2018