

Finansinspektionen's Regulatory Code

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Regulations

amending Finansinspektionen's regulations and general guidelines (FFFS 2009:1) governing measures against money laundering and financing of terrorism;

FFFS 2016:30

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decided on 12 December 2016.

Finansinspektionen prescribes pursuant to section 18 of the Money Laundering and Financing of Terrorism (Prevention) Ordinance (2009:92) that Chapter 1, sections 2 and 3 of Finansinspektionen's regulations and general guidelines (FFFS 2009:1) governing measures against money laundering and financing of terrorism shall have the following wording.

Chapter 1

Section 2 These regulations apply to

1. natural and legal persons conducting such operations as those referred to in Chapter 1, section 2, points 1–7, and 17–21 of the Money Laundering and Financing of Terrorism (Prevention) Act (2009:62), and
2. branches in Sweden of foreign legal persons with head offices abroad which conduct such operations as referred to in point 1.

Provisions applicable to the board of directors or managing director of legal persons shall apply similarly in respect of authorised representatives in types of association in which a board of directors or managing director is not appointed.

Section 3 The definitions in these regulations are the same as those in Chapter 1, section 5 and 5a and Chapter 2, section 7a of the Money Laundering and Financing of Terrorism (Prevention) Act (2009:62).

Furthermore, the following definitions are used:

1. *Undertaking*: a body that conducts business as set out in Chapter 1, section 2, points 1–7 and 17–21 of the Money Laundering and Financing of Terrorism (Prevention) Act.
2. *Internal regulations*: policy and governance documents, guidelines, instructions or other written documents through which an undertaking directs its operations.
3. *Internal control*: a process through which the undertaking's board of directors, managing director, senior management or other personnel create reasonable certainty that the undertaking's goals are achieved in the following areas:
 - that the undertaking organises and manages its operations appropriately and efficiently,

- that information submitted to the Swedish Police is reliable, and
- that the undertaking complies with applicable laws, ordinances and other regulations.

These regulations shall enter into force on 1 January 2017.

ERIK THEDÉEN

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