

MEMORANDUM OF UNDERSTANDING

BETWEEN

*THE FINANCIAL INTELLIGENCE UNIT
OF LIECHTENSTEIN*

AND

*THE FINANCIAL ANALYSIS UNIT
OF THE REPUBLIC OF CHILE*

CONCERNING THE EXCHANGE OF FINANCIAL INTELLIGENCE RELATED TO MONEY LAUNDERING AND TERRORIST FINANCING

The Financial Intelligence Unit of Liechtenstein and the Financial Analysis Unit of the Republic of Chile (each hereinafter referred to as an “Authority” or collectively as “the Authorities”) desire, in a spirit of cooperation and mutual interest, and within the framework of each Authority’s national legislation, to facilitate the exchange of information in support of the investigation or prosecution of money laundering or terrorist financing.

To that end, the Authorities, without the intent to create a legally binding document, but with the purpose of fostering said information exchange to the fullest extent possible, have reached the following understanding:

Objective

1. To set out a framework whereby the Authorities, to the full extent allowed by the laws of their respective countries, will provide to each other information they have reasonable grounds to suspect would be relevant to the investigation or prosecution of money laundering or terrorist financing.

Information Exchange

2. To the extent authorized by the laws of its country, and consistent with its own policies and procedures, each Authority will provide, spontaneously or upon request from the other, any available information that may be relevant to the investigation or prosecution of money laundering or terrorist financing. Information provided to an Authority may only be used for purposes relevant to the investigation or prosecution of money laundering or terrorist financing.



Justification of Request

3. A requesting Authority will, to the extent possible, provide a brief statement of the underlying facts justifying any request for information.

Disclosure of Information

4. A receiving Authority shall not disclose (including disclosure in an administrative, prosecutorial or judicial proceeding) the information (except as set forth in a request for information) without the express prior consent of the providing Authority.

Use and Disclosure of Information Contained in a Request

- 5(a). Information contained in a request will only be used for purposes relevant to investigating or prosecuting a money laundering or terrorist financing offence.
- 5(b). The requested Authority may not, without the express prior consent of the requesting Authority, disclose information contained in the request for any purpose other than to obtain information in order to respond to the request.

Notice

6. If an Authority decides not to respond to a request, the Authority that received the request for information will notify the requesting Authority of its decision.

Communication Procedures

7. The Authorities will jointly arrange, consistent with the legislation of their respective countries, for acceptable procedures of communication and will consult each other with the purpose of implementing this Memorandum. Communication between the Parties shall as far as possible take place in English, using the Egmont Secure Web or more secure means, if required.

Confidentiality

8. All information exchanged by the Authorities will be subjected to strict controls and safeguards to ensure that the information is used only in an authorized manner and treated in a confidential manner. Exchanged information will be protected by the same confidentiality as provided by the legislation of the country of the receiving Authority for similar information received from domestic source.



Further Cooperation

9. The Authorities will discuss other avenues of cooperation between them in the prevention, detection and deterrence of money laundering and terrorist financing.

Amendments

10. This Memorandum may be amended at any time by mutual consent.

Term and Termination

11. This Memorandum will become effective upon signature by the Authorities.
12. This Memorandum is revocable at any time. The termination will become effective as of the receipt by an Authority of the written notification from the other Authority. The terms and conditions of this Memorandum dealing with the confidentiality of information received prior to the termination of this Memorandum will remain in effect after the termination of this Memorandum.

Signed in duplicate at Warsaw, on this 8th day of November 2006

For the Financial Intelligence Unit
of Liechtenstein



René Bruehart
Director

For the Financial Analysis Unit
of the Republic of Chile



Victor Ossa
Director