

## **Anti-Terrorism Council**

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### **Resolution No. 10 (2020)**

#### **Designation by Adoption of the United Nations' Designations under United Nations Security Council Resolutions 1267 (1999), 1989 (2011), 2253 (2015) and 1988 (2011), and all Successor Resolutions hereof**

**WHEREAS**, it is the declared policy of the State to protect, life, liberty and property from acts of terrorism, to condemn terrorism as inimical and dangerous to the national security of the country and to the welfare of the people, and to make terrorism a crime against the Filipino people, against humanity, and the law of nations;

**WHEREAS**, Section 45 of Republic Act No. 11479, or the Anti-Terrorism Act of 2020 (ATA), created the Anti-Terrorism Council (ATC) to implement the ATA and assume the responsibility for the proper and effective implementation of the policies of the country against terrorism;

**WHEREAS**, Section 46(f)(iii) of the ATA authorizes the ATC to enlist the assistance of and file the appropriate action with the Anti-Money Laundering Council to freeze and forfeit the funds, bank deposits, placements, trust accounts, assets and property of whatever kind and nature of designated persons defined under Section 3(e) of Republic Act No. 10168;

**WHEREAS**, Section 46(i) of the ATA authorizes the ATC to take action on relevant resolutions issued by the United Nations Security Council (UNSC) acting under Chapter VII of the UN Charter;

**WHEREAS**, Section 46(m) of the ATA authorizes the ATC to require other government agencies, offices and entities and officers and employees and non-government organizations, private entities, and individuals to render assistance to the ATC in the performance of its mandate;

**WHEREAS**, under paragraph 1 of Section 25 of the ATA, and pursuant to our obligations under UNSC Resolution (UNSCR) 1373, the ATC shall automatically adopt the UNSC Consolidated List of designated individuals, group of persons, organizations, or associations designated and/or identified as a terrorist, one who finances terrorism, or a terrorist organization or group;

**WHEREAS**, UNSCR 1267/1989, 1988, 2178 and 1373 are among the relevant terrorism-related resolutions, and successor-resolutions issued by the UNSC under Chapter VII of the UN Charter;

**WHEREAS**, UNSCR 1267/1989 and 1988 require all UN Member States to freeze without delay the funds and other financial assets or economic resources of the individuals, groups, undertakings and entities in the "Consolidated List" created under the Resolutions, including funds derived from property owned or controlled directly or indirectly, by them or by persons acting on their behalf or at their direction, and ensure that neither these nor any other funds, financial assets or economic resources are made available, directly or indirectly for such persons' benefit, by their nationals or by persons within their territory;

**WHEREAS**, UNSCR 1373 requires all UN Member States to (a) freeze without delay funds and other financial assets or economic resources of persons who commit, or attempt to commit, terrorist acts or participate in or facilitate the commission of terrorist acts; of entities owned or controlled directly or indirectly by

such persons; and of persons and entities acting on behalf of, or at the direction of such persons and entities, including funds derived or generated from property owned or controlled directly or indirectly by such persons and associated persons and entities; and (b) prohibit their nationals or any persons and entities within their territories from making any funds, financial assets or economic resources or financial or other related services available, directly or indirectly, for the benefit of persons who commit or attempt to commit or facilitate or participate in the commission of terrorist acts, of entities owned or controlled, directly or indirectly, by such persons and of persons and entities acting on behalf of or at the direction of such persons;

**WHEREAS**, the UNSCR 1267 (1999), 1989 (2011) and 2253 (2015), lists and designates the Islamic State in Iraq and the Levant (ISIL) or the Daesh, Al-Qaida (AQ) and associated individuals, groups, undertakings and entities, and requires States to take sanctions measures on those designated in the ISIL (Daesh) and AQ Sanctions List;

**WHEREAS**, the UNSC adopted Resolution 1988 (2011), arising from UNSCR 1267, creating a separate committee for the listing and designation of individuals, groups, undertakings and entities associated with the Taliban, and requiring States to take sanctions measures on those designated in the Taliban List;

**WHEREAS**, the relevant UNSC Committees, on the basis of requests from Member States, updates and publishes on an ongoing basis, the ISIL (Daesh) and AQ Sanctions List, and the Taliban List, and officially notifies Member-States of any changes in the list through diplomatic channels and through its official electronic mailing list, and thereby requires Member-States to respond and impose sanctions measures without delay;



**WHEREAS**, the Philippines, as a UN Member-State, has an obligation to impose sanctions measures with respect to all individuals, groups, undertakings, and entities included in the UNSCR 1267 (1999), 1989 (2011), 2253 (2015) and 1988 (2011), and all successor Resolutions, regardless of the nationality or residence of such individuals, groups, undertakings, or entities;

**NOW, THEREFORE, THE ANTI-TERRORISM COUNCIL**, by virtue of the powers vested under the ATA, do hereby agree and adopt the following:

1. The UN Consolidated List under UNSCR 1267 (1999), 1989 (2011), 2253 (2015) and 1988 (2011), and all successor Resolutions is hereby adopted pursuant to paragraph 1, Section 25 of the ATA. The Consolidated List under UNSCR 1267 (1999), 1989 (2011), 2253 (2015) and 1988 (2011), and all successor Resolutions shall be immediately published in the ATC-Program Management Center (ATC-PMC) website or in the online Official Gazette. Subsequent updates to the Consolidated List shall likewise be automatically adopted and published in the ATC-PMC website or in the online Official Gazette immediately upon receipt of Notice from the relevant UNSC Committee;
2. The concerned agencies are directed to impose and implement the relevant sanctions measures without delay, from the time of designation made by the UNSC and its relevant Sanctions Committee. The concerned agencies shall submit to the ATC, as soon as practicable, reports on the sanctions imposed and implemented;
3. Pursuant to Section 36 of the ATA, the AMLC is directed to issue an ex parte order to freeze without delay any funds and other assets that are

owned or controlled, directly or indirectly, including funds and assets derived or generated therefrom, by the designated individuals, groups, undertakings, and entities included in the aforementioned UN Consolidated List;

4. The ATC-PMC is directed to subscribe to the official electronic mailing list of the relevant UNSC Sanctions Committee, for purposes of receiving the official Notice and updated Consolidated List, and publish the Consolidated List and all its updates in the ATC-PMC website or in the online Official Gazette, within one (1) day from the UNSC's publication of the updated list in its website; and
5. The Member-Agencies of the ATC and relevant government agencies shall implement processes in accordance with the Philippines' obligations as a Member-State to implement sanctions measures and adopt their own publication mechanisms, to complement the UNSC's publication, the publication in the ATC-PMC's website, and the online Official Gazette, of the Consolidated List under UNSCR 1267 (1999), 1989 (2011), 2253 (2015) and 1988 (2011), and all successor Resolutions.

**APPROVED**, this **23<sup>rd</sup>** day of **September 2020** in the City of Manila.

  
**SALVADOR C. MEDIALDEA**  
Executive Secretary  
Chairperson

ATC Resolution No. 10  
Designation by Adoption of the UN's Designations under  
UNSCR 1267 (1999), 1989 (2011), 2253 (2015) and 1988 (2011),  
and all successor Resolutions hereof dated 23 Sept 2020

I hereby approve this Resolution No. 10 and affix my signature in  
accordance with the Protocol for the Signing of Anti-Terrorism Council Resolutions  
during the New Normal.

**APPROVED** this **23<sup>rd</sup>** day of **September 2020** in the City of Manila.

A handwritten signature in blue ink, appearing to read 'H. Esperon', with a long horizontal stroke extending to the right.

**HERMOGENES C. ESPERON, JR**  
National Security Adviser  
Vice-Chairperson