

TURKS AND CAICOS ISLANDS
PROCEEDS OF CRIME ORDINANCE
NON-PROFIT ORGANISATIONS (AMENDMENT)
REGULATIONS 2021

(Legal Notice 136 of 2021)

ARRANGEMENT OF REGULATIONS

REGULATION

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MADE by the Acting Governor under sections 174 and 175 of the Proceeds of Crime Ordinance.

Citation and commencement

1. These Regulations may be cited as the Non-Profit Organisations (Amendment) Regulations 2021 and shall come into operation on 25 October 2021.

Interpretation

2. In these Regulations “principal Regulations” means the Non-Profit Organisations Regulations.

Regulation 4 amended

3. Regulation 4 of the principal Regulations is amended by deleting paragraph (d) and substituting the following paragraph—

“(d) to undertake periodic reviews of the non-profit sector in the Islands for the purpose of—

- (i) identifying the features and types of non-profit organisations that are at risk of being used for terrorist financing or money laundering; and
- (ii) identifying the nature of threats posed by terrorist entities to the non-profit organisations which are at risk as well as how terrorists actors abuse those non-profit organisations;”.

Regulation 6 amended

4. Regulation 6 of the principal Regulations is amended in subregulation (8) by deleting “\$50,000” and substituting “\$100,000”.

Regulations 15A and 15B inserted

5. The principal Regulations are amended by inserting after regulation 15 the following regulations—

“Power to require information

15A. The NPO Supervisor may, in writing, require any person to provide the NPO Supervisor with any information that is in the possession of that person, and which—

- (a) relates to any non-profit organisation; and
- (b) is relevant to the discharge of the functions of the NPO Supervisor under these Regulations.

Power to conduct on-site inspections

15B. The NPO Supervisor may, from time to time conduct on-site inspections of the business of a non-profit organisation for the purpose of satisfying itself that the non-profit organisation is in compliance with the provisions of these Regulations.”.

Regulation 16 amended

6. Regulation 16 of the principal Regulations is amended—

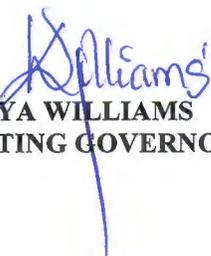
(a) by deleting subregulation (6) and substituting the following subregulation—

“(6) The NPO Supervisor shall not issue a notice under regulation 17 after the end of a period of two years commencing on the date that the NPO Supervisor first became aware of the disciplinary violation.”;

(b) by inserting after subregulation (6) the following subregulation—

“(6A) For the purposes of subregulation (6), the NPO Supervisor is deemed to have become aware of a disciplinary violation if the NPO Supervisor has received information from which the violation can reasonably be inferred.”.

Made this 19th day of October 2021.


ANYA WILLIAMS
ACTING GOVERNOR

