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| Division: | Fellowship Engagement | Ref. No. | POL-3151 |
| Department: | RACS Global Health | | |
| Title: | Counter Terrorism Financing and Anti-Money Laundering Policy | | |

1. PURPOSE

The Royal Australasian College of Surgeons (RACS) recognises that terrorism threatens poverty reduction and stability in the Asia-Pacific region and impacts on Australia's security and prosperity. RACS recognises the risks associated with conducting the Global Health Program in countries across the Asia-Pacific region, and that it may be vulnerable to misuse by individuals or other organisations to finance or support terrorist activity.

This policy is intended to promote the awareness and prevention of support being provided to terrorism and money laundering through the Global Health Program. RACS seeks to prevent, detect and deter the deliberate or unknowing facilitation or support of terrorist groups or organisations, or individuals associated with terrorism and/or organisational crime. The current practices, risk assessments and financial safeguards described in this policy are designed to minimise such risks.

RACS acknowledges its obligations under both Australian laws and the laws in other countries in which it operates, and is committed to ensuring that the people within scope of this policy are aware of their obligations and that there are sound procedures in place to minimise the risk of support for individuals and organisations associated with terrorism or money laundering.

2. SCOPE

The prevention and awareness of counter-terrorism financing and anti-money laundering is the responsibility of all **people** who contribute to RACS Global Health activities, including:

- Council Members;
- staff;
- volunteers
- consultants;
- program partners; and
- suppliers.

3. DEFINITIONS

The following terms used throughout this policy are defined as follows:

All reasonable efforts refers to the need for positive action and a common-sense approach, based on the level of risk, to meet legal obligations and avoid inadvertently funding terrorist activity.

Anti-Money Laundering (AML) refers to a set of laws, regulations, and procedures intended to prevent criminals from disguising illegally obtained funds to appear to have been legitimately obtained.

Counter-Terrorism refers to the measures put in place to ensure assets used or provided do not provide direct or indirect support or resources to organisations and/or individuals associated with terrorism.

Prescribed Lists refers to the lists of suspected terrorists or supporters of terrorists.

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4. GUIDING PRINCIPLES

The following principles guide the implementation of this policy:

- (a) RACS will make all reasonable efforts to ensure that funds for its international activities are not being directed to terrorist activities or to individuals or organisations linked with terrorism by:
 - complying with the relevant Commonwealth, State and Territory anti-terrorism laws, including: Part 5.3 of the Criminal Code Act 1995 (Cth); and Part 4 of the Charter of the United Nations Act 1945 (Cth); and
 - complying with all relevant anti-terrorism laws in the foreign countries in which it operates and/or conducts its Global Health Program activities.
- (b) RACS has a zero tolerance approach towards any association with terrorism and money laundering.
- (c) RACS will ensure that this policy is discussed with those outlined in the scope of this policy and made available on the RACS website.
- (d) RACS will periodically check all those outlined in the scope of this policy against the proscribed terrorist lists:
 - **Department of Foreign Affairs & Trade ‘Consolidated List’** of persons and entities subject to a targeted financial sanction imposed by resolution of the United Nations Security Council: <http://dfat.gov.au/international-relations/security/sanctions/Pages/consolidated-list.aspx>;
 - **The Attorney-General’s Department ‘List of Terrorist Organisations’** which includes all organisations listed by the Australian Government as terrorist organisations under the Criminal code because they advocate the undertaking of a terrorist act: <http://www.nationalsecurity.gov.au/Listedterroristorganisations/Pages/default.aspx>;
 - **The World Banks Listing of Ineligible Firms and Individuals:** <https://www.worldbank.org/en/projects-operations/procurement/debarred-firms>;
 - **The Asian Development Bank’s Sanctions List:** <https://www.adb.org/site/integrity/sanctions>
- (e) RACS Global Health staff will exercise due diligence in selecting and enabling funding for Global Health projects and partners. This will include checking that program partners receiving funding or support through RACS are not identified terrorist individuals or organisations, or associated or affiliated with terrorist individuals or organisations. In order to do this, RACS Global Health will consult the ‘proscribed lists’ from the relevant sources above for individuals or organisations receiving funding or support.
- (f) Where funds are provided to program partners, contracted to work or volunteer for the College and/or any of its projects, RACS Global Health will:
 - use its best endeavours to confirm their identity, credentials and good standing, including, where appropriate, obtaining police and reference checks;
 - require assurances from the program partner that it will not provide funding or make assets available to a terrorist organisation; and

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- use its best endeavours to ensure that the program partner is aware of, and seek assurance that the partner will comply with, all applicable laws (whether within Australia or overseas) in respect of counter terrorism and anti-money laundering, as well as relevant RACS policies.
- (g) In the event that a RACS council member, staff member, consultant, volunteer or RACS partner discovers or suspects any link whatsoever with any organisation or individual associated with terrorism or money laundering, they should immediately report their concerns in writing to the Head of Global Health at global.health@surgeons.org.
- (h) With respect to RACS Global Health and other overseas engagements, RACS will continue to deploy best practices in the financing and management of resources, and will:
- conduct financial transactions where possible through regulated financial institutions;
 - maintain oversight of all the Global Health Program and keep records of assistance provided to program partners and any third parties;
 - conduct follow-up checks (including in-country reports, internal and external audits) to ensure assistance is delivered as intended and financial records are accurate;
 - provide periodic counter-terrorism financing and anti-money laundering awareness raising and training to staff and program partners, based on the level of risk; and
 - report suspicious activity to the relevant funding body and/or the Australian Federal Police, as required.
- (i) This policy is reviewed every three years, but may be amended more frequently as necessary to respond to newly identified risks and legal requirements. RACS Global Health management is responsible for periodically assessing the implementation of this policy and for proposing necessary changes the relevant Committee and Council.

5. ASSOCIATED DOCUMENTS

Finance Manual

Program Manual

Volunteer Manual

Risk Management Policy

Risk Management Procedures

Approver International Engagement Committee
Authoriser Council

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