



# **Challenges in identifying, tracing and freezing proceeds of corruption, and possible solutions**

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## ***The paradigm of transparency and data on beneficial ownership***

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**UNGASS 2021**

**Second intersessional meeting of the Conference on preparations for the special session of the General Assembly against corruption**

19 – 20. 11. 2020



## *The paradigm of transparency and data on beneficial ownership*

**ERAR**

- **Online application run by the Commission for the Prevention of Corruption since 2011**
- **Insight into transactions of public institutions and state/municipality-owned-companies**
- **Access by the general public, free-of-charge, user-friendly**
- **Increasing the responsibility of public office holders and limiting systemic corruption**
- **United Nations award for excellence of public service in 2013**
- **Containing data on approx. 180 million financial transactions from both government and local agencies dating back to 2003**
- **Oversight of an average of 5 billion EUR of annual public expenditure**



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### **OPEN DATA PORTAL**

- **Access to Public Information Act**
- **Information Commissioner**
- **EU Directive on the re-use of public sector data and legislation on access to public information.**
- **single national website for the publication of open data for the entire public sector**
- **central catalogue of records and databases**
- **single website for publishing data from collections in open and machine-readable formats.**



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**AGENCY FOR PUBLIC  
LEGAL RECORDS AND  
RELATED SERVICES**

- **Registry keeping**
- **Collection, processing and publication of annual reports**
- **Statistical research and data collection**
- **Credit rating operations and other commercial activities**
- **Slovenian Business Register - *central database containing information about all business entities involved in a profit or non-profit activity***
- **Transaction Accounts Register**
- **Large part of data accessible to the public free-of-charge**



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### **BENEFICIAL OWNERSHIP REGISTER**

- **Implementation on ground of the EU 4th Anti Money Laundering Directive, currently upgrade in compliance with the 5th AML Directive**
- **Adoption of a new national Anti Money Laundering Law in November 2016, first entry of data in January 2018**
- **Public awareness raising: importance of transparency of beneficial ownership, especially in case of legal entities with a complex ownership structure including foreign ownership**
- **Obligation to enter accurate and up-to-date data by the business entities**
- **Supervision by the Office for Money Laundering Prevention and the Financial Administration**



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### **BENEFICIAL OWNERSHIP REGISTER**

- **Publicity of data → higher level of legal security, integrity and transparency of the business environment**
- **Publicly accessible: personal name, month and year of birth, country of permanent and temporary residence, nationality, amount of ownership share or form of control of beneficial owners, date of entry and deletion from the register, automatic entry of data, identified inconsistencies in data**
- **Privileged access for obliged entities for CDD measures only**
- **Full access to data for LEAs, judicial authorities, supervisory authorities and the Financial Intelligence Unit**



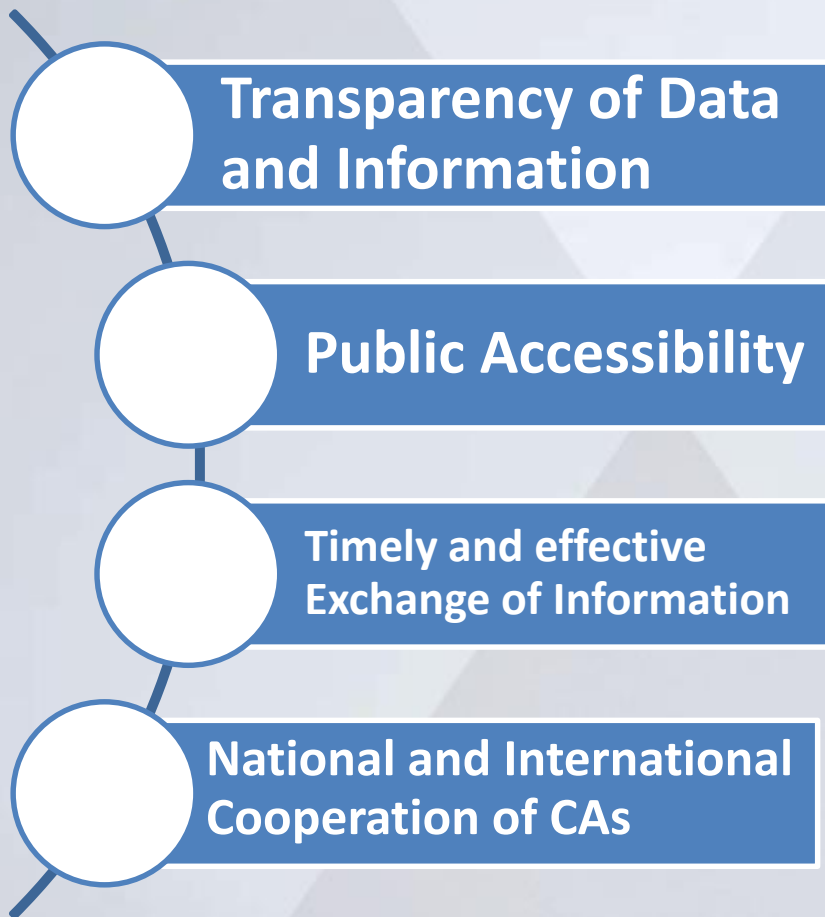
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### The Office for Money Laundering Prevention

- **Slovenian FIU: central national body for analysing reports on suspicious transactions on ML and TF and for submitting the results to the competent authorities**
- **National cooperation**
- **International cooperation**
- **Exchange of data concerning customers, transactions, assets, and property**
- **Substantial accurate data → timely and efficient data exchange → successful search, seizure and confiscation of proceeds from crime**



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