SAINT CHRISTOPHER AND NEVIS

STATUTORY RULES AND ORDERS

No. 16 of 2026

ANTI PROLIFERATION (FINANCING OF WEAPONS OF MASS DESTRUCTION) (TARGETED FINANCIAL SANCTIONS) REGULATIONS, 2026.

In exercise of the powers conferred by sections 3 and 8 of the Anti-Proliferation (Financing of Weapons of Mass Destruction) Act, Cap. 4.43, the Minister makes the following Regulations:

[Published 22nd June 2026, Official Gazette No. 35 of 2026.]

PART I - PRELIMINARY

1. CITATION.

These Regulations may be cited as the Anti-Proliferation (Financing of Weapons of Mass Destruction) (Targeted Financial Sanctions) Regulations, 2026.

2. INTERPRETATION.

In these Regulations, the expression,"Act" refers to the Anti-Proliferation (Financing of Weapons of Mass Destruction) Act, Cap. 4.43;

"designated person or entity" means a person or entity designated pursuant to a resolution of the United Nations Security Council relating to proliferation financing;

"regulated entity" means a financial institution or a designated non-financial business or profession.

PART II

TARGETED FINANCIAL SANCTIONS RELATING TO PROLIFERATION FINANCING

3. EFFECT OF UNITED NATIONS DESIGNATIONS.

(1) Where, pursuant to section 4 of the Act, a designation is made pursuant to a resolution of the United Nations Security Council relating to proliferation financing and a regulated entity freezes the funds or other assets of a designated person or entity, the regulated entity shall prohibit the dealing in the

(a) funds or other assets owned or controlled directly or indirectly by the designated person or entity; and

(b) funds or other assets derived from or generated by such funds or other assets.

4. PROHIBITION ON MAKING FUNDS AVAILABLE.

(1) In seeking to comply with the provisions of regulation 3 sub-regulation (1), a person shall ensure that no economic resources are made available, directly or indirectly, to or for the benefit of a designated person or entity.

(2) A person shall not participate in any arrangement intended to circumvent these regulations.

5. SCREENING AND IDENTIFICATION.

A regulated entity shall

(a) screen customers, transactions and beneficial owners against applicable sanctions lists;

(b) maintain systems capable of identifying matches; and

(c) conduct ongoing monitoring.

6. INTERNAL CONTROLS.

A regulated entity shall establish and maintain policies, procedures and controls to ensure compliance with this Part.

7. REPORTING OBLIGATIONS.

(1) A regulated entity that freezes funds or other assets shall immediately notify the Financial Intelligence Unit of

(a) the identity of the designated person or entity;

(b) the nature and value of the funds or other assets; and

(c) the action taken.

(2) A regulated entity shall report to the FIU any suspicious transaction relating to proliferation financing.

8. ACCESS TO FROZEN FUNDS.

(1) A designated person may apply to the Competent Authority for access to frozen funds or other assets for

(a) basic expenses such as rent, food, medicines, taxes and public utility bills;

(b) extraordinary expenses; or

(c) legal fees.

(2) The Competent Authority may grant approval for access to the expenses referred to under subsection (1) subject to the applicable United Nations procedures.

9. DELISTING AND REVIEW.

(1) A person or entity that has been listed or designated by the United Nations Security Council may apply to the Competent Authority for delisting.

(2) Where the Competent Authority receives an application for the delisting of a person or entity, the Competent Authority may forward the application to the United Nations Focal Point for delisting to process the application for review of the designation.

(3) An application for the delisting of a designated person or entity pursuant to the provisions of subsection (2), shall, subject to subsections (4) and (5),

(a) be made in writing to the Competent Authority;

(b) set out the reasons why the applicant is of the view that the designated person or entity does not meet or no longer meets the requirements for designation.

(4) Notwithstanding the provisions of subsection (2), a designated person or entity may directly petition the United Nations Focal Point for delisting.

(5) An application for the delisting of a designated person or entity pursuant to the provisions of subsection (4)

(a) may be made directly to the United Nations Focal Point for delisting or submitted directly to the particular Sanctions Committee Chair;

(b) shall set out the reasons why the applicant is of the view that the designated person or entity does not meet or no longer meets the requirements for designation; and

(c) may be copied to the Competent Authority.

10. UNFREEZING IN CASE OF ERROR.

Where the funds or other assets of persons or entities whose names are similar to that of designated persons or entities, have been frozen in error, the Competent Authority shall

(a) notify all regulated entities of the error and order that the frozen funds or other assets be released without delay;

(b) notify the Financial Intelligence Unit, the Financial Services Regulatory Commission, the White Collar Crime Unit and all other relevant agencies of the error and any order issued pursuant to paragraph (a).

(2) Upon receipt of the notification, the Financial Services Regulatory Commission shall ensure that the delisting information is communicated to all regulated entities and that an advisory of that information is published on the websites for both St. Kitts and Nevis branches.

11. COOPERATION.

The Competent Authority, the Financial Intelligence Unit and other relevant authorities shall cooperate to ensure effective implementation of this Part.

12. SUPERVISORY POWERS.

A supervisory authority may monitor compliance with this Part and issue directions or guidance to relevant entities.

13. RECORD KEEPING.

A regulated entity shall keep records of actions taken under this Part for a period of not less than seven years.

14. POWER TO REQUIRE INFORMATION.

The Competent Authority may require any person to provide information for the purposes of this Part.

15. THE PROCEDURES FOR DELISTING OF A PERSON OR ENTITY SHALL BE

(a) published in the Official Gazette;

(b) posted on the website for the Attorney General's Office; and

(c) published on the websites of the Financial Services Regulatory Commission for both St. Kitts and Nevis.

16. OFFENCES.

A person who—

(a) fails to comply with a freezing obligation;

(b) makes funds or assets available contrary to these regulations; or

(c) fails to comply with a reporting requirement,

commits an offence and is liable to the penalties set out under section 5 of the Act.

Made this 22nd day of June, 2026.

TERRANCE DREW
Minister responsible for National Security

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