



SECRETARIA DE HACIENDA Y CREDITO PUBLICO
COMISION NACIONAL DE SEGUROS Y FIANZAS

"2003. Año del CCL Aniversario del Natalicio de Don Miguel Hidalgo y Costilla, Padre de la Patria".

México, D. F., 17 de diciembre de 2003

OFICIO-CIRCULAR SF- 69/03

ASUNTO: Se da a conocer lista relacionada con la Resolución 1267 del Consejo de Seguridad de las Naciones Unidas.

**A LAS INSTITUCIONES Y SOCIEDADES
MUTUALISTAS DE SEGUROS E
INSTITUCIONES DE FIANZAS**

La Secretaría de Hacienda y Crédito Público, Subsecretaría de Hacienda y Crédito Público, Dirección General de Seguros y Valores, Dirección General Adjunta de Normatividad y Coordinación Sectorial, mediante Oficio No. 366-III-E-3541 de 1° del mes en curso, con fundamento en el artículo 36 de su Reglamento Interior, solicita a esta Comisión dé a conocer a esas instituciones y sociedades la lista con nombres de personas físicas y morales presuntamente asociadas con la comisión de actos terroristas, las cuales agregó el Gobierno de Italia a la Resolución 1267 del Consejo de Seguridad de las Naciones Unidas, lista que fue remitida por la Embajada de los Estados Unidos de América.

Por lo expuesto, se anexa al presente la lista de que se trata, la cual se da a conocer en su versión original en idioma inglés, solicitándoles lo siguiente:

1. Que extremen precauciones con respecto a los negocios y operaciones que pudiesen llevar a cabo con las personas señaladas en la lista que nos ocupa.
2. Reporten, por conducto de esta Comisión, a la Dirección General Adjunta de Investigación de Operaciones en términos de la regulación aplicable, aquellas transacciones que pudieran estar relacionadas con las personas señaladas en la lista de referencia.

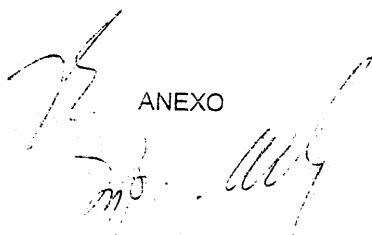
3. En virtud de que dichas personas pudiesen estar vinculadas con actividades terroristas, actualizar las hipótesis previstas en nuestra regulación y considerar las operaciones que éstas realicen como inusuales, en términos de las Disposiciones de Carácter General a que se refieren los artículos 140 de la Ley General de Instituciones y Sociedades Mutualistas de Seguros y 112 de la Ley Federal de Instituciones de Fianzas.
4. Permanezcan atentas a cualquier requerimiento de esta Comisión.

Lo anterior se hace de su conocimiento con fundamento en los artículos 108 fracción IV de la Ley General de Instituciones y Sociedades Mutualistas de Seguros, 68 fracción VI de la Ley Federal de Instituciones de Fianzas y de conformidad con el Acuerdo por el que la Junta de Gobierno de la Comisión Nacional de Seguros y Fianzas delega en el presidente la facultad de emitir las disposiciones necesarias para el ejercicio de las facultades que la ley le otorga a dicha Comisión, y para el eficaz cumplimiento de la misma y de las reglas y reglamentos, emitido el 2 de diciembre de 1998 y publicado en el Diario Oficial de la Federación el 4 de enero de 1999.

Atentamente
SUFRAGIO EFECTIVO. NO REELECCION.
COMISION NACIONAL DE SEGUROS Y FIANZAS
El Presidente



LIC. MANUEL S. AGUILERA VERDUZCO



ANEXO

BEGIN LIST

- EL AYASHI, Radi Abd El Samie Abou El Yazid (POB: Egypt)
- CABDULLAAH, Ciise Maxamed (POB: Somalia)
- HAMMID, Mohammed Tahir (POB: Iraq)
- MOSTAFA, Mohamed Amin (POB: Iraq/Kurdish)
- MOHAMED, Daki (POB: Morocco)
- AL SAADI, Faraj Farj Hassan (POB: Libya)
- SAADI, Nassim (POB: Tunisia)
- BEN ABDELHAKIM, Cherif Said (POB: Tunisia)
- RIHANI, Lotfi (POB: Tunisia) - Wanted by the Italian
authorities
- BOUYAHIA, Hamadi (POB: Morocco)
- ROUINE, Lazher Ben Khalifa Ben Ahmed (POB: Tunisia)
- ZARKAOUI, Imed Ben Mekki (POB: Tunisia)
- TRABELSI, Mourad (POB: Tunisia)
- HAMRAOUI, Kamel Ben Mouldi (POB: Tunisia)
- DRISSI, Noureddine (POB: Tunisia)

END LIST

BEGIN TALKING POINTS

-- On November 10 Italy asked the UN 1267 Sanctions Committee to add the names of fifteen individuals to the Committee's consolidated list, maintained pursuant to UNSCRs 1267, 1390, and 1455. The U.S. supported this action with a letter to the Committee. Persons and entities on the consolidated list are subject to sanctions (travel ban, arms embargo, and asset freeze), which all UN Member States are obligated to implement in accordance with the relevant UNSCRs.

-- The United States has also designated and frozen the assets of these fifteen individuals domestically on November 10.

-- We hope that your government will freeze the assets of these individuals and implement other sanctions as soon as possible.

-- We urge you to check carefully for any funds, financial assets or economic resources, including offices belonging to, or related to, these individuals in your country.

-- We hope that you will share with us any actions or freezing of assets that you undertake. In addition, we would welcome any information that you would like to share with us regarding the activities of these individuals or any other individuals involved in a cell associated with Ahmed Fadhil Nazar Al-Khalayleh (a.k.a. Abu Mussab AL-ZARQAWI, designated on September 19 of this year) in your country.

-- We appreciate the close cooperation between our governments in this effort and your willingness to forego any public announcement or discussions of this action until after it is announced in the United Nations.

END TALKING POINTS

BEGIN U.S. STATEMENT OF CASE

The United States Government is designating 15 individuals because they have acted for or on behalf of al Qa'ida. The U.S. takes this action in support of the Government of Italy and its submission of these names to the United Nations 1267 Committee.

This action is taken under obligations to freeze the assets of individuals brought to the attention of the United States by a foreign government and is consistent with our obligations under UN Security Resolution 1373 and the Financial Action Task Force's Special Recommendation III on Terrorist Financing. These names have been submitted to the UN by for listing as terrorists. A UN listing requires all Member States to freeze the assets of those listed and to bar cross-border travel. UN Security Council Resolutions also require UN Members to freeze assets without delay once they receive credible information from a foreign government.

The Italian government's actions to shut down this terrorist cell in Milan further disrupts the transnational terrorist network of the infamous al Qa'ida operative, al Zargawi, who was added to the UN Sanctions Committee consolidated list on September 19, 2003.

With this action, the U.S. and our international partners have designated 343 individuals and organizations as terrorists and terrorist supporters and have frozen over 136.8 million U.S. dollars in terrorist assets.

Background on the Milan-based Terrorist Cell:
Since 1999, Italian law enforcement agencies have conducted several terrorist related investigations in order to expose terrorist cells linked with al Qa'ida and operating in Italy. The Tribunale Ordinario di Milano has found all fifteen individuals to be involved in al Qa'ida-related criminal activities and with members of terrorist cells located in Milan, Cremona, and Parma. According to information provided by the Italian government, the fifteen individuals have helped illegal immigration to Italy, and have provided financial and material means for terrorist activities in Italy and Europe. Some of those fifteen have also recruited volunteers for military camps in Iraq, organized by Ansar al Islam group (a terrorist organization operating in Northern Iraq, linked to al

Qa'ida, and designated by the United States Government and the UN).

All of the fifteen are charged with participating in crimes such as the following:

- Fabricating, receiving, providing, and hiding forged documents to be used by individuals in order to reach military camps in Iraq and to move throughout Europe in order to maintain contacts with other transnational cells and to assist illegal immigrants in entering Italy and the European Union;
- Recruiting individuals for training in military camps, mainly in Iraq;
- Collecting money for terrorist-related activities;
- Organizing actions to carry out the terrorist cell's plans;
- Planning to commit international terrorist activities in Italy and Europe;
- Providing terrorists living in European and Middle-East countries with forged documents;
- Maintaining contacts throughout Europe, the Middle East, and Western Asia - in Pakistan, Iran, Yemen, Iraq, Malaysia, and Afghanistan, and;
- Providing cell members with weapons and explosives.

As participants of the cells in Italy, each of the 15 individuals has acted for or on behalf of al Qa'ida. Some have acted for or on behalf of Ahmed Fadhil Nazar AL-KHALAYLEH (a.k.a. Abu Mussab AL-ZARQAWI), a terrorist leader with close operational ties to al Qa'ida, who was designated by the United States government on September 23, 2003, and has also been designated by the UN 1267 Sanctions Committee. Some of these individuals have assisted or provided financial, material or other support or services to or in support of Zarqawi's terrorist activities.

The Milan-based terrorist cell was organized and headed by the individual El Ayashi. The cell functioned as an

associative structure within the transnational terrorist organization led by Zargawi. The cell was involved in forging passports, collecting donations, and facilitating the illegal entry and departure of recruits into and out of Italy to combat coalition forces in Iraq. In addition, this cell recruited "brothers" to send to Iraq via Syria to the camps of Ansar al Islam. The Milan cell also had key individuals located in Parma and Cremona.

The cell, which included high-ranking al Qa'ida operatives in direct contact with the organization's leadership in Syria and Iraq, supported itself with criminal activities with ramifications throughout Italy and across Europe. Their key activity was to issue forged identification, transit, and residency documents in order to aid individuals in other European countries, and even East Asia, to reach Western countries freely and securely. The cell was organized according to specific roles, with the firm intention to eventually strike imminently with acts of terrorism in different countries.

Some of the 15 individuals have acted for or on behalf of the following terrorist leaders, designated for their close operational ties to al Qa'ida: Ramzi Mohammed Abdullah BINALSHIBH, a terrorist leader responsible for planning the September 11 attacks and with close operational ties to al Qa'ida, who was designated on September 30, 2002; Sami Ben Khemais ESSID, designated on April 19, 2002; Es Sayed Abdelkader MAHMOUD, designated on April 19, 2002; Tarek MAAROUFI, designated on August 29, 2002; Mokhtar BOUCHOUCHA, designated on April 19, 2002; Abdel RAHMAN, designated on October 12, 2001; Abdelkader Mahmoud ES SAYED, designated on April 19, 2002; Adel Ben SOLTANE, designated on August 29, 2002.

END STATEMENT OF CASE