



SECRETARÍA DE HACIENDA Y CRÉDITO PÚBLICO

COMISIÓN 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., 11 de septiembre de 2003

OFICIO-CIRCULAR SF-49/03

ASUNTO: Se da a conocer nueva lista relacionada con la Orden Ejecutiva sobre Financiamiento al Terrorismo 13224.

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

La Secretaría de Hacienda y Crédito Público, Dirección General de Seguros y Valores mediante Oficio No. 366-III-E-3456 de 28 de agosto pasado, con fundamento en el artículo 32 de su Reglamento Interior, solicita a esta Comisión dé a conocer a esas instituciones y sociedades la nueva lista relacionada con la Orden Ejecutiva sobre Financiamiento al Terrorismo 13224 del 23 de septiembre de 2001, la que incorpora un nuevo nombre a los listados anteriormente, lista que fue remitida por el Departamento del Tesoro de los Estados Unidos de América.

Por lo expuesto, se anexa al presente la lista de que se trata, solicitándoles lo siguiente:

1. Que extremen precauciones con respecto a los negocios y operaciones que pudiesen llevar a cabo con la persona señalada 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 la persona señalada en la lista de referencia.
3. En virtud de que dicha persona pudiese estar vinculada con actividades terroristas, actualizar las hipótesis previstas en nuestra regulación y considerar las operaciones que ésta realice 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.

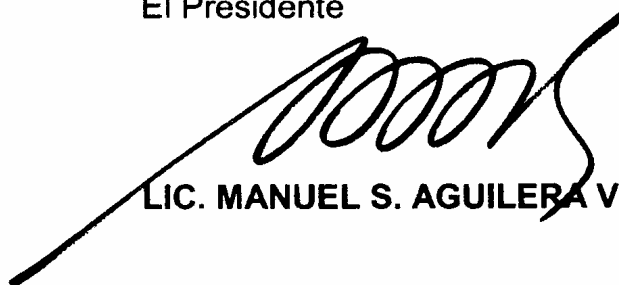
Lo anterior se hace de su conocimiento con fundamento en los artículos 108 fracción IV de la Ley General de Instituciones y Sociedades Mutualistas de Seguros, 68 fracción VI de la Ley Federal de Instituciones de Fianzas y de conformidad con el Acuerdo por el que la Junta de Gobierno de la Comisión Nacional 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 Reección.

COMISION NACIONAL DE SEGUROS Y FIANZAS

El Presidente



LIC. MANUEL S. AGUILERA VERDUZCO



ANEXO



NAME OF INDIVIDUAL TO BE DESIGNATED UNDER E.O. 13224

Shamil Basayev

TALKING POINTS:

-- The U.S. Government is preparing to designate and freeze the assets of Shamil Basayev under U.S. Executive Order 13224 on terrorist financing.

-- A formal public announcement of this designation will be made on August 8, 2003.

-- Once the designation takes place, we will request that the UN 1267 Sanctions Committee include Basayev in its consolidated asset freeze list (maintained pursuant to UNSCRs 1267, 1390, and 1455), as he is associated with Usama Bin Laden and members of the al Qa'ida organization.

-- We ask your government's support for the new U.S. designation. We hope that your government will undertake immediate and effective measures, similar to our own, to freeze the assets of Shamil Basayev on August 8 or shortly thereafter.

-- We urge you to check carefully for offices or financial assets belonging to this individual in your country.

-- We hope that you will share with us any actions or blocking of assets that you undertake. In addition, we would welcome any information that you would like to share with us regarding the activities of this individual in your country.

-- To avoid the flight of assets that might otherwise become subject to freezing, we urge you not to disclose publicly or privately the pending designation of Shamil Basayev and to carefully restrict discussion and management of this issue until your opening of business on Friday, August 8.

-- 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 States.

END TALKING POINTS

BEGIN STATEMENT OF CASE

Shamil Basayev is the leader ("amir") of the Riyadus-Salikhin Reconnaissance and Sabotage Battalion of Chechen Martyrs -- RSRBCM (a.k.a. Riyadus-Salikhin Reconnaissance and Sabotage Battalion, a.k.a. Riyadh-as-Saliheen, a.k.a. the Sabotage and Military Surveillance Group of the Riyadh al-Salihin Martyrs, a.k.a. Riyadus-Salikhin Reconnaissance and Sabotage Battalion of Shahids (Martyrs)). The United States Government has reason to believe that RSRBCM has participated in the perpetration of terrorist acts and is associated with al-Qa'ida, Usama bin Laden, and the Taliban.

Background: Dubrovka Theater Seizure

On the evening of October 23, 2002, members of the RSRBCM, the Special Purpose Islamic Regiment (SPIR) and others operated jointly to seize over 800 hostages at Moscow's Podshipnikov Zavod [Dubrovka] Theater. The attackers demanded that Russian forces pull out of Chechnya. They further threatened that unless the Russian government met their demands they would kill the hostages. They said they were prepared to kill themselves and the hostages by blowing up the theater. One hundred twenty-nine hostages died during the rescue mounted by the Government of the Russian Federation.

Shamil Basayev, the leader of the RSRBCM and then Amir of the International Islamic Brigade (IIB), subsequently publicly attributed the seizure to the RSRBCM, which he headed then and still heads. Basayev's public attribution was confirmed in a videotape broadcast on al-Jazirah during the Dubrovka Theater incident showing one of the perpetrators identifying himself as a member of the "Sabotage and Military Surveillance Group of the Riyadh al-Salikhin Martyrs." In the same statement in which he attributed the Dubrovka Theater seizure to the RSRBCM, Basayev resigned from all other positions he then held, including as Amir of the IIB, and declared that he would henceforth act only as Amir of the RSRBCM.

The IIB, which was founded by Basayev and led by him and the late Saudi national Ibn al-Khattab and includes Chechen as well as Arab, and other Middle Eastern fighters, participated in the Dubrovka Theater seizure through Basayev's leadership, also has committed a number

of other terrorist acts. After al-Khattab's death, Basayev and Abu al-Walid have been key leaders of the IIB.

A website affiliated with Chechen separatist groups - the Kavkaz Tsentr News Agency - also identified one of the leaders of the hostage takers in the Dubrovka Theater to be Movsar Barayev, the then-commander of the SPIR and also a commander of the RSRBCM. (Movsar Barayev died in the Dubrovka Theater incident.) The SPIR, which had been headed by Movsar Barayev and his uncle, the late Arbi Barayev, provided leadership and personnel to the RSRBCM for its takeover of the Dubrovka Theater. In fact, the Dubrovka Theater incident was originally attributed solely to the SPIR, since Movsar Barayev was the first publicly identified leader of that operation.

Additional Information

In addition to its participation in the October 23 terrorist attack on the Dubrovka Theater, the RSRBCM has threatened terrorist attacks, against both civilians and government interests.

On November 20, 2002, Shamil Basayev, as leader of the RSRBCM, publicly warned the member states of the Organization for Security and Cooperation in Europe (OSCE), the Parliamentary Assembly of the Council of Europe (PACE), the European Union (EU), and the North Atlantic Treaty Organization (NATO) that they were now considered targets for future attacks. Basayev wrote that:

"[w]e address you in order not to let you say in the future that we had not warned you about the inevitable outcome . . . Your stance is a hypocritical one based on a policy of double standards, and it is clearly a pro-Russian stance . . . [A]ll military, industrial, and strategic facilities on the Russian territory, to whoever they belong, are a legitimate military target for us."

SUBMISSION TO UN 1267 SANCTIONS COMMITTEE

There is evidence that the RSRBCM and Basayev have been active since the Dubrovka Theater incident. On December 27, 2002, Chechen suicide bombers were able to penetrate the well-fortified Chechen Administration complex in downtown Grozny before detonating their explosives. The blast left over 80 dead and over 150 wounded. Basayev claimed in an interview that not only was he involved in the blast but that

he personally pressed the button of the remote control explosive device.

Ties that link Basayev with al-Qa'ida, Usama bin Laden, and the Taliban:

-- In October 1999, emissaries of Basayev and Khattab traveled to bin Laden's home base in the Afghan province of Kandahar, where bin Laden agreed to provide substantial military assistance and financial aid, including making arrangements to send to Chechnya several hundred fighters to fight against Russian troops and stage acts of terrorism, according to press reports. Later that year, bin Laden sent substantial amounts of money to Basayev, Arbi Barayev and Khattab, which was to be used exclusively for training gunmen, recruiting mercenaries, and buying ammunition. Before his death in December 2002, Abu al-Walid's deputy, Abu Tariq, who was also involved in channeling funds from foreign sources to Chechen extremists, had received several million dollars from international terrorist organizations, including al-Qa'ida, according to published reports.

-- Ties between Basayev and al-Qa'ida in Afghanistan are also extensive and can be traced back at least to the early 1990s.

-- Basayev underwent training in Afghanistan and had close connections with al-Qa'ida. Several hundred Chechens eventually trained in al-Qa'ida camps in Afghanistan.

-- In a May 20, 2002 report, Cairo's Al-Qanat, the web site of a privately owned international company with ties to Egypt's al-Azhar Mosque and University, cited Kuwaiti sources "close to the Islamists" as saying that Islamist organizations in Kuwait had held a meeting to discuss a request made by the al-Qa'ida organization to support Abu al-Walid, who had succeeded Ibn al-Khattab in the leadership of the IIB, as the new Arab Chechen leader. (At the time, Al-Walid and Basayev were leaders of the IIB and Basayev continues to act as leader of RSRBCM.) The sources explained that "the Qa'ida organization requested in its letter that \$2 million be urgently allocated for the support of Abu al-Walid and that despite the apprehensions of the conferees, they decided to hold another meeting to discuss the question of securing this sum of money."

The evidence clearly links Basayev to al-Qa'ida, Usama bin Laden and the Taliban. Accordingly, we believe that based on these intricate and longstanding organizational and personal linkages that Basayev, the leader of the RSRBCM, is clearly associated with al-Qa'ida, Usama bin Laden, and the Taliban.

END STATEMENT OF CASE