

The Alderney eGambling (Proliferation Financing etc.) Regulations, 2024

Made 8th February, 2024

Coming into operation *On being made*

Laid before the States , 2024

THE ALDERNEY GAMBLING CONTROL COMMISSION, in exercise of the powers conferred on it by sections 7(2), 17A, 22(1) and (2), and 27 of the Alderney eGambling Ordinance, 2009^a and all other powers enabling it in that behalf, hereby makes the following Regulations:-

Proliferation financing etc.

1. (1) The provisions of Schedule 4 to the Alderney eGambling Ordinance, 2009 ("**the Ordinance**") have effect as if any reference in those provisions to the risks of money laundering or terrorist financing (howsoever those risks are referred to) include a reference to the risks within paragraph (2); and the provisions of the Ordinance and any other regulation made under it shall be construed accordingly.

(2) The risks within this paragraph are the risks of a breach of any targeted financial sanction that -

(a) is imposed under any international sanctions measure that has been implemented in the Bailiwick, and

^a Alderney Ordinance No. X of 2009; this enactment has been amended.

- (b) relates to the proliferation of weapons of mass destruction and its financing,

and for the avoidance of doubt, the breach of a targeted financial sanction includes the non-implementation, circumvention or evasion of the targeted financial sanction.

(3) For the purposes of this regulation, a reference to the NRA in the Ordinance is deemed to include a reference to any national risk assessment in respect of the proliferation of weapons of mass destruction and its financing published by the States of Guernsey Policy & Resources Committee, as amended from time to time.

(4) A requirement of any provision of Schedule 4 to the Ordinance as given effect by paragraph (1) is a "money laundering offence" for the purposes of section 24(5) of the Ordinance.

(5) Paragraph (4) does not limit the effect of regulation 233(2)(a) of the Alderney eGambling Regulations, 2009^b.

(6) For the avoidance of doubt, and without prejudice to any other functions of the Commission or any action taken by the Commission in relation to those functions, the functions of the Commission include monitoring and enforcing compliance by an eGambling licensee or a certificate holder with any international sanctions measure that has been implemented in the Bailiwick, and references to the functions of the Commission in any enactment shall be construed accordingly.

^b A.S.I. No. 1 of 2010; this enactment has been amended.

Citation and commencement.

2. These Regulations may be cited as the Alderney eGambling (Proliferation Financing etc.) Regulations, 2024 and shall come into force on being made.

Dated this 8th day of *February*, 2024

Lord Faulkner of Worcester

Lord Faulkner of Worcester
Chairman of the Alderney Gambling Control Commission
For and on behalf of the Commission

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations give effect to the provisions of Schedule 4 to the Alderney eGambling Ordinance, 2009 as if a reference in those provisions to the risks of risks of money laundering or terrorist financing include a reference to the risks of breaching any targeted financial sanction imposed under any international sanctions measure implemented in the Bailiwick relating to the proliferation of weapons of mass destruction and its financing.

These Regulations come into force on the 8th February 2024.