

**UNITED NATIONS**  
United Nations Interim  
Administration Mission  
in Kosovo



**NATIONS UNIES**  
Mission d'Administration  
Intérimaire des Nations Unies  
au Kosovo

UNMIK/REG/2005/9  
23 February 2005

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**REGULATION NO. 2005/9**

**AMENDING UNMIK REGULATION NO. 2004/2, AS AMENDED, ON THE  
DETERRENCE OF MONEY LAUNDERING AND RELATED CRIMINAL  
OFFENCES**

The Special Representative of the Secretary-General,

Pursuant to the authority given to him under United Nations Security Council resolution 1244 (1999) of 10 June 1999,

Taking into account United Nations Interim Administration Mission in Kosovo (UNMIK) Regulation No. 1999/1 of 25 July 1999, as amended, on the Authority of the Interim Administration in Kosovo,

Recognizing that money laundering threatens Kosovo's economic development, rule of law, security, and stability, and contributes to an atmosphere conducive to organized crime, corruption and terrorism,

Having promulgated UNMIK Regulation No. 2004/2 of 5 February 2004, as amended, on the Deterrence of Money Laundering and Related Criminal Offences,

Taking into account UNMIK Regulation No. 2004/11 of 5 May 2004 on the Registration and Operation of Political Parties in Kosovo,

Recalling that the Provisional Criminal Code (UNMIK Regulation No. 2003/25 of 6 July 2003) and the Provisional Criminal Procedure Code (UNMIK Regulation No. 2003/26 of 6 July 2003) entered into force on 6 April 2004,

For the purpose of amending UNMIK Regulation No. 2004/2, as amended, to provide conformity with the Provisional Criminal Code, the Provisional Criminal Procedure Code and UNMIK Regulation No. 2004/11 and extending the period for which UNMIK Regulation No. 2004/2, as amended, remains in force,

Hereby promulgates the following:

Section 1  
Amendments

Effective as of the date on which the present Regulation enters into force, UNMIK Regulation No. 2004/2, as amended, shall be amended as follows:

(a) Section 1.25 shall be revised to read:

““Terrorist activity” means a criminal offence under Article 110 of the Provisional Criminal Code of Kosovo; and”;

(b) In section 2.5(b) the words “an Investigating Judge” shall be replaced by “a Pre-Trial Judge” and the words “The Investigating Judge” shall be replaced by “The Pre-Trial Judge”;

(c) In section 2.7 the words “an Investigative Judge” shall be replaced by “a Pre-Trial Judge”;

(d) In section 2.8 the words “an Investigative Judge” shall be replaced by “a Pre-Trial Judge” and the words “the Investigating Judge” shall be replaced by “the Pre-Trial Judge”;

(e) Section 3.4(c) shall be revised to read:

“Evidence of registration of a political party pursuant to UNMIK Regulation No. 2004/11 of 5 May 2004 on the Registration and Operation of Political Parties in Kosovo; or”;

(f) Section 5.3 shall be revised to read:

“Political parties shall maintain accounting books that record all income by source, amount and manner of payment, such as by currency or payment order and all payments made by the party to any person, the purpose of the payment and the manner in which the payment was made. Accounting books shall be maintained for seven years and shall be available for inspection upon demand to the Centre and the Political Party Registration Office.”;

(g) Section 5.5 shall be revised to read:

“Bi-Annual Financial Reports filed pursuant to section 19 of UNMIK Regulation No. 2004/11, shall include:

(a) A record of all contributions to the registered political party from a single source if the combined value of contributions from that source has exceeded €100 during the period covered by the report which shall indicate:

(i) The value of each contribution made to the political party;

(ii) The date on which each contribution was made; and

(iii) The full name, address and UNMIK civil registration, passport or driver’s licence number of the contributor; and

(b) A statement identifying each payment made to another person during the period covered by the report, if the total value of all payments to that person during the period exceeds €5,000 and indicating the purpose of the payment.”;

(h) In section 5.6 the words “annual report” shall be replaced by “Bi-Annual Financial Report”;

(i) The first sentence of section 5.7 shall be revised to read:

“The Political Party Registration Office may investigate a political party’s compliance with the present section and may suspend the registration of a political party for a violation of any provision of the present section in accordance with section 5 of UNMIK Regulation No. 2004/11. A sanction under the present paragraph shall be without prejudice to any criminal proceedings.”;

(j) In section 5.8 the words “UNMIK Regulation No. 2002/8, Amending UNMIK Regulation 2000/16, As Amended, on the Registration and Operation of Political Parties in Kosovo” shall be replaced by “UNMIK Regulation No. 2004/11”;

(k) In section 10.2 the words “UNMIK Regulation No. 2002/6 of 18 March 2002 on Covert and Technical Measures of Surveillance and Investigation” shall be replaced by “Chapter XXIX of the Provisional Criminal Procedure Code of Kosovo”;

(l) In the first and the second sentences of section 12.2 the words “Investigating Judge” shall be replaced by “Pre-Trial Judge”;

(m) In section 15.1(b) the words “Investigating Judge” shall be replaced by “Pre-Trial Judge”; and

(n) Section 19 shall be revised to read:

“Except where a later effective date is expressly indicated in particular sections, the present Regulation shall enter into force on 1 March 2004 and shall remain in force until 31 August 2005. Upon review this period may be extended by the Special Representative of the Secretary-General.”

Section 2  
Entry into Force

The present Regulation shall enter into force on 1 March 2005.

Søren Jessen-Petersen  
Special Representative of the Secretary-General