Appendix 3.1: Full table on AML/CTF reporting systems in the EU[[1]](#footnote-1)

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|  | **Type of report** | **Substantive threshold for reporting: level of knowledge** | **Time of reporting** | **Objective threshold for reporting** | **Definition of a transaction** | **Attempted transactions to be reported?** | **Data collection** | **Additional information** |  |
|  | STR | Knowledge (insurance brokers only), suspicion or reasonable grounds to suspect | Immediately or promptly | n.a. |  |  | One STR may contain several individual transactions |  |  |
| **AT** | (C)TR | n.a. | Immediately (Article 41(1a) Banking Act) | Only for credit institutions:  \* the requests are submitted after 30 June 2002;  \* the customer’s identity has not yet been ascertained for the savings deposit (i.e. savings accounts opened before 2002);  \* the payment is from a savings account which shows a balance of at least 1,000 E (Article 41(1a) Banking Act) | No definition in AML legislation | Yes, but different expressions used in the different Acts | One (C)TR contains one transaction |  |  |
| **BE** | STR | Knowledge or suspicion, reasonable grounds to suspect | Before transaction takes place, or immediately thereafter | Only for casinos: purchase of chips amount to 10,000 EUR or more; or 2,500 EUR (when foreign currency) | No definition in AML Act | Yes | One STR may contain several individual transactions |  |  |
|  | STR | Suspicion (Article 11(1) AML Act) | Before transaction takes places, or immediately thereafter (Article 11(1) and 11(2) AML Act) | n.a. |  | Yes | One STR may contain several individual transactions |  |  |
| **BG** | CTR | n.a. | On a monthly basis not later than the 15th day of the month following the month of the information supplied (Article 16 RILMML) | 30,000 BGN (approx. 15,000 EUR) (cash transactions) (Article 11a(1) AML Act) | No definition in AML Act | n.a. | One CTR contains one individual transaction |  |  |
| **CY** | SAR | Knowledge and suspicion("proves this fact or creates such a suspicion" - Article 69 AML Act) | Before transaction takes place, or immediately thereafter (Article 70 AML Act) | n.a. | No definition in AML Act | Yes (Article 69 AML Act) | One SAR may contain several individual transactions | \* The information should come to the attention in the course of that person’s trade, profession, business or employment \* Two reporting bases with different legal regimes: Article 27 and Article 69 |  |
| **CZ** | STR | Suspicion (Article 6 and 18 AML Act) | Without undue delay, but no later than 5 days after the transaction (Article 18 AML Act) | n.a. | Any interaction of the obliged entity with another person should such interaction lead to handling of the other person’s property or providing services to such other person | Yes | One STR may contain several individual transactions | Legislation lists transactions that are in any case considered to be suspicious (Article 6 AML Act) |  |
| **DK** | STR | Suspicion (but only reporting in case of suspicion of a criminal offence punishable by 1 year or more) | Immediately (Article 7(1) AML Act) | n.a. | No definition in AML Act | Yes, indirectly | One STR may contain several individual transactions |  |  |
|  | STR | Knowledge, suspicion or reasonable grounds to suspect (Article 32 AML Act) | Immediately, but no later than two working days after the transaction (Article 32 (1) AML Act) | n.a. |  | Yes (Article 32(2) in conjunction with Article 27(6)(1–2) AML Act) | One STR may contain several individual transactions |  | The obligation to  disclose CTR does  not apply to credit  institutions except |
| **EE** | CTR | n.a. | No time frame indicated in AML Act (Article 32(3) AML Act) | 32,000 EUR (cash transactions) | No definition in AML Act | n.a. | One CTR contains one transaction | CTR is not mentioned as a different type of report in Estonian AML/CTF legislation. In its annual reports, the Estonian FIU makes a distinction between STRs and CTRs | in the case of  currency exchange  transactions  exceeding the amount stipulated with persons with whom the institution does not have a business relationship |
| **FI** | SAR | Suspicion. For pawnshops: ‘if a transaction involves a pledge of a significant financial value’ (Article 23 AML Act) | Immediately (Article 23 AML Act) | Customers related to a State whose AML/CTF system does not meet the international obligations in specific circumstances (Article 24 AML Act) | No definition in AML Act | Yes, indirectly. (Article 2 Government Decree 616/2008) | One SAR may contain several individual transactions |  |  |
|  | STR (suspicion reporting) | Knowledge, suspicion or reasonable grounds to suspect (Article L.561-15 Monetary and Financial Code) | Prior to the transaction, otherwise without delay (L. 561-15, VI MFC) | n.a. |  | Yes | One STR may contain several individual transactions |  |  |
| **FR** | STR (syste matic reporting) | n.a. | As soon as one of the statutory criteria is established | \* The identity of the customer or the beneficial owner (…) remains doubtful (L.561-15, IV MFC)  \* Customers from (…) jurisdictions where inadequate legislation (…) hinders the fight against ML and TF (L. 561-15, VI MFC)  \* After a strengthened review where operations are particularly complex or unusually large or appear to have no economic justification or lawful purpose (L. 561-15, III MFC);  \* Information to rebut, reinforce or modify the information contained in the declaration of suspicion transmitted (L. 561-15, V MFC) | No definition in AML legislation | n.a. | One STR may contain several individual transactions |  |  |
| **DE** | STR | Knowledge (‘having established facts which permit the conclusion’) | Immediately(Article 11(1) AML Act) | n.a. | Any act aimed at or resulting in a transfer of money or a similar movement of assets | Yes (Article 11(1) AML Act) | One STR may contain several individual transactions |  |  |
| **EL** | STR | Knowledge, suspicion, reasonable grounds | Promptly. However in case of high-risk transactions, the FIU must be notified before the performance of the transactions or simultaneously (Art.26/27 AML Act) | n.a. | No definition in AML Act | Yes (Article 26 AML Act) | One STR may contain several individual transactions |  |  |
| **HU** | STR | Suspicion, reasonable grounds to suspect | Without delay (Article 23(2) AML Act) | n.a. | No definition in AML Act; but in practice every fact or circumstance that may give rise to a suspicion of money laundering or terrorist financing | No | One STR may contain several individual transactions |  |  |
| **IE** | STR | Knowledge, suspicion, reasonable grounds(Article 42(1) AML Act) | ‘As soon as practicable after acquiring that knowledge or forming that suspicion’ (Article 42(2) AML Act) | n.a. | No general definition. There are specific definitions of transactions for professional and legal service providers, casinos and private members’ clubs (Article 24 AML Act) | Yes (Article 7(2) AML Act in conjunction with Article 42 AML Act) | One STR may contain several transactions |  |  |
| **IT** | STR | Knowledge, suspicion, reasonable grounds to suspect(Article 41(1) AML Decree) | Where possible before transaction, otherwise without delay(Article 41(4-5) AML Decree) | n.a. | The transmission or movement of means of payment; for (legal and fiscal service providers), it shall mean a specified or specifiable activity directed towards an objective of a financial or patrimonial nature modifying the existing legal situation, to be carried out by way of a professional service (Article 1(2)(l) AML Decree) | Yes (Article 41(1) AML Decree) | One STR may contain several transactions |  |  |
|  | UTR | n.a. | In principle before the transaction, otherwise without delay | Depends on each category of obliged entities (CoM Regulation No. 1071 ) |  | n.a. | One UTR may contain several individual transactions | UTRs are partially CTRs and based on different thresholds (CoM Regulation No. 1071) |  |
| **LV** | STR | Suspicion | (Article 30 and 32  AML Act) | n.a. | No definition in AML Act | Yes | One STR may contain several individual transactions |  |  |
|  | STR | Suspicion and Unusual | Transactions must be suspended and a notification must be made to the FIU no later than within 3 working hours, irrespective of the amount involved | n.a. | AML Act speaks about ‘monetary operations and transactions’, but no definition in AML Act | Yes | One STR may contain several individual transactions |  |  |
| **LT** | CTR | n.a. | Immediately and not later than within 7 working days following its completion (Article 17 AML Act) | 15,000 EUR (cash transactions) |  | n.a. | One CTR contains one transaction |  |  |
| **LU** | STR | Knowledge, suspicion, or reasonable grounds to suspect (Article 5(1)(a) AML Act) | Prior to the transaction; otherwise without delay (Article 17 AML Act) | n.a. | No definition in AML Act | Yes (Article 5(1)(a) AML Act) | One STR may contain several individual transactions |  |  |
| **MT** | STR | Knowledge, suspicion or reasonable grounds to suspect (Regulation 15(6) ) | As soon as is reasonably practicable, but not later than 5 working days from when the suspicion first arose (Regulation 15(6)) | n.a. | No definition in AML Act | Yes (Regulation 15(6)) | One STR may contain several individual transactions |  |  |
| **NL** | UTR | Unusual | Within 14 days of establishing the unusual nature of the transaction (Article 16(1) AML Act) | Depends on each category of obliged entities (Annex to Implementing Decree of Dutch AML Act) | Operation or combination of operations by or on behalf of a customer in connection with the procurement or provision of services | Yes | One UTR may contain several individual transactions | UTRs are forwarded to the FIU. The FIU actually decides whether a reported transaction is suspicious. There is a separate database for UTRs and STRs | The definition of transaction was dealt with by the Administrative High Court for Trade and Industry (CBB 23 november 2009, nr. A WB 08/288, LJN BK 4209) |
|  | STR | Suspicion, reasonable grounds to suspect | Immediately | n.a. | The performing – on someone’s own or on someone else’s behalf, on someone’s own or someone else’s account: a) deposits and withdrawals (…) | Yes | One STR contains one transaction | The distinction between STR and SAR reporting is not made in the AML Act as such |  |
|  | SAR |  |  |  | b) buying and selling foreign currency, c) transfer of the ownership or asset values, (…) d) a claim for shares or a claim for stock swap |  | One SAR may contain several individual transactions |  |  |
| **PL** | CTR | n.a. | Within 14 days after the end of each calendar month (Article 12(2) AML Act) | 15,000 EUR (all transactions) |  | n.a. | One CTR may contain several individual transactions | Some groups of obliged institutions are exempted (e.g. lawyers, real estate agents) |  |
| **PT** | STR | Knowledge, suspicion or reasonable grounds to suspect (Article 16 AML Act) | Before transaction takes place (Article 16 AML Act), or promptly thereafter (Article 17 AML Act) | In the case of transactions related to a jurisdiction subject to EU countermeasures, the supervisors may determine that transactions exceeding 5,000 EUR or more must be reported (Article 27 AML Act) | No definition in AML Act | Yes (Article 16 AML Act) | One STR may contain several individual transactions | With the 2008 AML Act the reports are sent to the FIU and the Attorney-General of the Portuguese Republic at the same time. Both authorities perform an initial analysis of the submitted reports | According to the latest information none of the competent supervisors has applied Article 27 AML Act (Annual Report FIU shows no evidence) |
|  | STR | Suspicion(Article 3 AML Act) | Before the transaction or immediately thereafter, but no later than 24 hours after the transaction (Articles 3 and 4 AML Act) | n.a. |  | Yes (Article 3 AML Act) | One STR may contain several individual transactions |  |  |
|  | CTR | n.a. | Within 10 working days from the performing of the transactions subject to the reporting obligation (Article 3(6) AML Act) | 15,000 EUR (cash transactions) (Article 3(6) AML Act) | No definition in AML Act | n.a. | One CTR is one transaction |  |  |
| **RO** | ETR (external transactions reporting) | n.a. | Within 10 working days from the performing of the transactions subject to the reporting obligation (Article 3(7) AML Act) | 15,000 EUR (not limited to cash; coming from or going to accounts outside Romania) | No definition in AML Act | n.a. | One ETR is one transaction | External Transactions are defined in Romanian AML legislation as: ‘external transfers in and from accounts means cross-border transfers, (...), as well as payment and receipt operations carried out between resident and non-resident persons on the Romanian territory’ |  |
| **SK** | UTR | Unusual | Before the transaction takes place (Article 16 AML Act), otherwise without undue delay (Article 17 AML Act) | n.a. | No definition in AML Act | Yes (Article 17 AML Act) | One UTR may contain several individual transactions | EUROSTAT categorized Slovakia’s reporting system as an STR system. UTRs are forwarded to the FIU. It is the FIU that decides whether a reported transaction is suspicious | AML Act lists on a non-exhaustive basis transactions that can be considered unusual (Article 4 AML Act) |
|  | STR | Suspicion | Before the transaction takes place, or as soon as is practicable thereafter or immediately when the suspicion raises (Article 38(3) and 38(6) AML Act) | n.a. | Any receipt, handover, exchange, safekeeping, disposal or other handling of monies or other property by a person liable | Yes (Article 38(4) AML Act) | One STR may contain several individual transactions |  |  |
| **SI** | CTR | n.a. | Immediately after the transaction is completed and not later than within 3 working days following its completion (Article 38(1) AML Act) | 30.000 EUR (cash transactions) | (Article 3(19) AML Act) | n.a. | One CTR may contain several individual transactions | The reporting obligation concerning cash transactions does not apply to auditing firms, independent auditors, and legal entities and natural persons performing accounting or tax advisory services |  |
|  | STR (suspicion reporting) | Knowledge, suspicion, reasonable grounds to suspect | Before the transaction takes place (Article 19 AML Act), otherwise without delay (Article 18(2) AML Act) | n.a. |  | Yes(Article 18(1) AML Act) | One STR may contain several individual transactions |  |  |
| **ES** | CTR (systematic reporting) | n.a. | On a monthly basis (Article 7 of RD 925/1995) | Depends on each category of obliged entities. Financial institutions (30,000 EUR, Article 7.2. of Royal Decree 925/1995); money remittance and foreign exchange offices (3,000 EUR). | No definition in AML Act | n.a. | One CTR may contain several individual transactions | Certain categories of institutions and persons covered by the AML Act may be exempted from the obligation to systematically report on transactions |  |
| **SE** | STR | Suspicion, reasonable grounds to suspect (Chap. 3, Article 1(A) AML Act) | Before the transaction takes place, otherwise without delay (Chap. 3, Article 1(A) AML Act) | n.a. | No definition in AML Act | Yes | One STR may contain several individual transactions |  |  |
|  | SAR on the basis of 327–9 POCA 2002 | Knowledge, suspicion or reasonable grounds to suspect (*Shah v HSBC* [2012] EWHC 1283 (QB)) | Before any action is taken; as appropriate consent is required | n.a. | No definition in AML legislation. In practice, transactions are included in the notion of ‘activity’ | Yes | One consent SAR may contain a number of activities including a transaction | The consent regime in the UK follows from the reporting possibility pursuant to Articles 327–9 POCA. It is not an obligation, but a voluntary regime. It is not the result of the implementation of the international norms or European Directives | Approximately 5.5% of the total number of SARs concerns consent SARs (data year 2011). In terms of workload for the UK FIU, unlike ‘regular’ SARs, consent SARs are always analysed by the FIU |
| **UK** | SAR on the basis of 330 POCA 2002 | Knowledge, suspicion or reasonable grounds to suspect | As soon as is practicable after the information or other matter comes to him | n.a. |  | Yes | One SAR may contain several individual transactions | In the case *R v DaSilva* the notion of suspicion was clarified. The court required a suspicion ‘that is more than fanciful’ in order for an offence money laundering, or assistance, to be present |  |

*Legend:* n.a. indicates ‘not applicable’, e.g. in relation to the objective threshold for reporting this means that there is no threshold for reporting established by law.

RILMML stands for: Rules on the Implementation of the Law against Measures on Money Laundering.

1. This is an online appendix to *The Economic and Legal Effectiveness of the European Union’s Anti-Money Laundering Policy,* Chapter 3*.*  [↑](#footnote-ref-1)