



REPUBLIC OF KENYA  
FINANCIAL REPORTING CENTRE  
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**April 26, 2024**

## **PUBLIC NOTICE**

### **AMENDMENTS TO AN ENTRY IN THE ISIL (DA'ESH) AND AL-QAEDA SANCTIONS LIST**

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#### **1 Background**

- 1.1 Section 40E of the Prevention of Terrorism Act, 2012 (POTA) confers the Counter Financing of Terrorism Inter-Ministerial Committee the mandate to implement United Nations Security Council Resolutions 1267, 1373, 1718 and 1988, resolutions relating to the suppression of terrorism financing and the prevention, suppression and disruption of the proliferation of, and financing of, dealings with weapons of mass destruction and such other related resolutions.
- 1.2 The United Nations Security Council Committee pursuant to resolutions 1267 (1999), 1989 (2011) and 2253 (2015) concerning ISIL (Da'esh), Al-Qaida and associated individuals, groups, undertakings and entities has, on 25 April 2024, enacted amendments to an entry in the ISIL (Da'esh) & Al-Qaida Sanctions List in connection with individuals and entities subject to the assets freeze, travel ban and arms embargo set out in paragraph 1 of Security Council resolution 2610 (2021), and adopted under Chapter VII of the Charter of the United Nations.
- 1.3 Accordingly, the Counter Financing of Terrorism Inter-Ministerial Committee hereby circulates the amendments to the entry in the ISIL (Da'esh) & Al-Qaida Sanctions List to Reporting Institutions and provides guidance on actions to be taken following receipt of this notification.

## 2 Amendments to an Entry in the ISIL (Da'esh) & Al-Qaida Sanctions List

2.1 The details of the amendments to the **Entry** are specified below with underline and strikethrough.

### A. Individuals

QDi.431 Name: 1: SANAULLAH 2: GHAFARI 3: na 4: na  
Name (original script): ثناء الله غفاری  
Title: Dr. Designation: na DOB: a) 28 Oct. 1994 b) ~~24 May 1990~~ POB: Mir Bacha Kot District, Kabul Province, Afghanistan Good quality a.k.a.: a) Dr. Shahab al Muhajir b) Shahab Muhajer c) Shahab Mohajir d) Shahab Mahajar e) Shihab al Muhajir f) Shihab Muhajer g) Shihab Mohajir h) Shihab Mahajar Low quality a.k.a.: na Nationality: Afghanistan Passport no: ~~na~~ Afghanistan number: O1503093, issued on 25 Aug. 2016 in Kabul, Afghanistan (expired on 25 Aug. 2021) National identification no: na Address: a) Afghanistan (2021) b) Kunduz, Afghanistan (previous) Listed on: 21 Dec. 2021 (Amended on 25 April 2024) Other information: Leader of the Islamic State of Iraq and the Levant - Khorasan (ISIL - K) (QDe.161). Information Technology Expert. Father's name: Abdul Jabbar. Grandfather's name: Abdul Ghaffar. Photo is available for inclusion in the INTERPOL-UN Security Council Special Notice. INTERPOL-UN Security Council Special Notice web link: <https://www.interpol.int/en/How-we-work/Notices/View-UN-Notices-Individuals>.

2.2 The full list of the Isil (Da'esh) and Al-Qaeda Sanctions List is accessible through the Financial Reporting Centre's website [https://www.frc.go.ke/?page\\_id=193](https://www.frc.go.ke/?page_id=193) under the tab "UNSCRs 1267/1989" or the United Nations Security Council website [https://www.un.org/securitycouncil/sanctions/1267/aq\\_sanctions\\_list](https://www.un.org/securitycouncil/sanctions/1267/aq_sanctions_list).

## 3 Action to Be Taken Following Publication of This Notice

3.1 Pursuant to Regulation 7 of the Prevention of Terrorism (Implementation of the United Nations Security Council Resolutions on Suppression of Terrorism) Regulations, 2023, all Reporting Institutions and any other person who is authorized to detect, freeze or seize the funds or the property of a designated entity under any written law; or to take such action as may be necessary to give effect to-Resolution 1267 or successor Resolutions shall:

3.1.1 Freeze, without delay, and without prior notice:

- i. all funds or other assets that are owned or controlled by the designated person or entity, and not just those that can be tied to a particular terrorist act, plot or threat;

- ii. those funds or other assets that are wholly or jointly owned or controlled, directly or indirectly, by designated persons or entities;
- iii. the funds or other assets derived or generated from funds or other assets owned or controlled directly or indirectly by designated persons or entities; and
- iv. funds or other assets of persons and entities acting on behalf of, or at the direction of, designated persons or entities;

3.1.2 In addition to freezing, reporting institutions shall take such other action as may be necessary to give effect to Resolutions 1267 and successor resolutions and within twenty hours of detecting the funds and freezing them file a suspicious transaction report with the Centre in accordance with section 44 of the Proceeds of Crime and Anti-Money Laundering Act, 2009. The suspicious transaction report should include the following information:

- i. the account number;
- ii. the name of the account owner or holder;
- iii. the time of freezing of all subject accounts;
- iv. the balance of the account as at the time of freezing the funds;
- v. the related accounts, if any, including the balance of monies in the accounts as at the time of freezing; and
- vi. an explanation as to the ground for the identification of related accounts.

3.1.3 Government Agencies shall, within twenty-four hours of receipt of this notice freeze the funds or property of a designated entity, submit to the Cabinet Secretary and the Centre in writing through [tfs@frc.go.ke](mailto:tfs@frc.go.ke). The return should include the following information:

- i. the nature and description of the property;
- ii. the name of the owner or holder of the property;
- iii. the mode and date of acquisition of the property by the
- iv. owner; and
- v. the location of the property.

#### **4 Prohibition from making any funds or other assets available**

Pursuant to Regulation 26 of the Prevention of Terrorism (Implementation of the United Nations Security Council Resolutions

on Suppression of Terrorism) Regulations, 2023, no person shall avail any funds, assets, economic resources, or financial and other related services, directly or indirectly, wholly jointly, for the benefit of designated persons and entities, entities owned or controlled, directly or indirectly, by designated persons or entities, and persons and entities acting on behalf of, or at the direction of designated persons or entities unless licensed, authorised or otherwise notified in accordance with the relevant United Nations Security Council resolutions.

- 5 Non-compliance with the provisions of the obligations provided in this Circular is an offense under Regulation 28 of Prevention of Terrorism (Implementation of the United Nations Security Council Resolutions on Suppression of Terrorism) Regulations, 2023.
- 6 For any clarifications or further guidance on this circular, please contact the Centre through 0709858000 or [tfs@frc.go.ke](mailto:tfs@frc.go.ke).

Please be guided accordingly.



**SAITOTI K. MAIKA, MBS  
DIRECTOR GENERAL, FINANCIAL REPORTING CENTRE AND  
SECRETARY TO COUNTER FINANCING OF TERRORISM INTER-  
MINISTERIAL COMMITTEE**