



Counter Terrorism Policy

Mahboba's Promise Incorporated – Counter-Terrorism Policy

1. Introduction

Mahboba's Promise recognises that non-government organisations (NGOs) which operate internationally are at risk of being manipulated by terrorist groups, particularly if they are facilitating programs with other non-government bodies within the country of operation. Organisations need a strong Counter Terrorism policy to ensure the appropriate measures are in place to combat this risk and Mahboba's Promise sincerely supports this. Mahboba's Promise wholeheartedly denounces terrorism in all its forms as well as all individuals and groups who engage in activities and actions which can be interpreted as terrorism.

2. Scope of the Policy

This policy applies to any work conducted by Mahboba's Promise and all staff, volunteers, stakeholders, partners and contractors involved in implementing this work. It applies to all our Australian and international operations.

3. Guiding Principles

Mahboba's Promise will not:

- Align itself with or support programs with any terrorist organisation;
- Support projects/programs for implementing partners that involve terrorist organisations; or
- Be involved nor support nor have any dealings with any terrorist organisation, criminal organisations, criminals or any persons known to have links to such organisations.

Mahboba's Promise's aim is to protect the reputation of the organization and our partners, to comply with the relevant laws and to be a good corporate citizen.

4. Definitions

Counter-terrorism: The practice, techniques and strategy used to combat or prevent terrorism.

Funds: assets of any kind of property of any kind, whether tangible or intangible, movable or immovable, however acquired, and legal documents or instruments in any form, including electronic or digital, evidencing title to, or interest in, such property or assets, including but not limited to, bank

credits, travellers cheques, bank cheques, money orders, shares, securities, bonds, debt instruments, draft and letters of credit.

Listed individuals or organisations: any individual or organisation which appears on either of the following lists:

“*The Consolidated List*” of all persons and entities subject to targeted financial sanctions under United Nations Security Council decisions and maintained by the Department of Foreign Affairs and Trade pursuant to Regulation 40 of the Charter of the United Nations (*Dealing with Assets*) Regulations 2008.

“*List of Terrorist Organisations*” – Organisations which have been prescribed by the Australian Government as terrorist organisations under the Criminal Code because they advocate the doing of terrorist act, or because they are directly or indirectly engaged in, preparing, planning, assisting in or fostering the doing of a terrorist act (regardless of whether or not a terrorist act occurs).

Money laundering: dealing with the proceeds of crime or an instrument of crime. ‘Dealing with’ is defined as a person receiving, possessing, concealing or disposing of money or other property as well as importing, exporting, or engaging in a banking transaction relating to money or other property. [Division 400 of the Criminal Code Act 1995 (‘the Criminal Code’)]

Terrorist organisation: an organisation that:

- A court finds is either directly or indirectly engaged in preparing, planning, assisting in or fostering the doing of a terrorist act, or
- A listed organisation that has been listed by the Government.

5. Responsibilities & Processes

To mitigate the risk of supporting terrorist activities or groups who engage in terrorist acts, Mahboba’s Promise adheres to the following strategies:

- All Australian Mahboba’s Management Committee members must undergo a police check and provide evidence that they have undergone this check.
- All MPA staff must undergo a police check. If the current situation in Afghanistan makes this unachievable, staff must provide sufficient references that demonstrate their commitment to denouncing terrorism in all its forms.

- The Mahboba's Promise Management Committee will continually monitor the Consolidated List by the Australian Government. The most recent Consolidated List can be viewed here: <http://dfat.gov.au/international-relations/security/sanctions/pages/consolidated-list.aspx>
- In ensuring that any partner to whom Mahboba's Promise funding, support or resources are given to, and who are themselves further distributing assets, MPA will endeavour to ensure the partner knows of, understands and complies with all legal and contractual requirements by:
 - Providing them with a copy of this policy, the Consolidated List and any updates of these as required
 - Ensuring an effective system of monitoring and communication between partners and Mahboba's Promise is in place to allow for compliance and immediate notification of concerns about terrorism if necessary.
- Prior to beginning a new partnership, service provision or funding operation, Mahboba's Promise must conduct a check of listed individuals and organisations to mitigate counterparty risk.
- Prior to transferring any material assistance, other than regular approved payments made to MPA as part of the signed International Agreement, the recipients of the transfer shall be checked for their presence on the Consolidated list.
- Mahboba's Promise must conduct regular follow-up checks to make sure that all funds, services and resources are delivered and utilised for their intended purpose through regular field reporting, monitoring and communication with beneficiaries, partners and any further partnerships they might have.
- A clause must be included in all agreements with partner organisations that, as a precondition of receiving Mahboba's Promise support and funding, partners will not support or promote terrorism or terrorist groups or engage in any actions that appear to do so.
- Partner organisations must demonstrably replicate this counter-terrorism policy and its requirements when sub-contracting any delivery partner. If they are unable to demonstrate such action, Mahboba's Promise will be forced to end the partnership.
- Mahboba's Promise Inc. and Mahboba's Promise Afghanistan must ensure that they are satisfied that any assistance provided to the beneficiaries of our projects will not be misdirected for the purpose of terrorism financing prior to project commencement.

- Thorough Risk Management plans must be undertaken when implementing a new project to ensure that this policy is firmly upheld in Mahboba's Promise activities.
- If credible information of terrorist activity is established within any funded project approved by Mahboba's Promise, funding will cease immediately and the Australian and Afghan Governments will be notified as well as the Federal Police of both countries.

6. Educating on Mahboba's Promise's Counter-terrorism Policy

All Mahboba's Promise Management Committee members, staff, volunteers and partners will be provided with a copy of the Mahboba's Promise Counter-terrorism Policy on commencing their association with Mahboba's Promise and on updating of this document. The policy will be read through and discussed with a Mahboba's Promise staff member to ensure clarity and understanding of its contents and the required procedures expected of those working with the organisation.

This policy will be made available on the Mahboba's Promise website to ensure transparency and acknowledgement of commitment to denouncing terrorism in all its forms.

7. Reviewing this policy

This policy will be reviewed annually by the management committee to assess its effectiveness, appropriateness and accuracy. The policy will also be updated when DFAT makes any changes to the Consolidated List.

Created by	Revised by	Date	Document ID	Revision No.
Management Committee		03 Mar 2007		
		08 Aug 2009		1
		10 Feb 2010		2
	Sadia Rehman	15 Dec 2010	POL0017	3
	Alex Bellamy	12/05/2015		4
	Alex Bellamy	11/01/2016		5
	Claire Bowyer	24/06/2018		7
	Ravi Makani	10/12/2020		8