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# VIETNAM FOUNDATION

*Helping Hands from Australia*

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## COUNTER TERRORISM POLICY

### 1.0 POLICY STATEMENT

This policy provides the framework in which Vietnam Foundation will operate in compliance with Australian law and reduce the risk of unintentionally providing support to terrorists, either organisations or individuals.

### 2.0 SCOPE

The policy applies to:

- Directors and Management Committee members
- Staff, contractors, subcontractors and consultants
- Project Coordinators/Managers and Implementing Partners
- Volunteers and supporters

### 3.0 RATIONALE

3.1 Vietnam Foundation has a responsibility to comply with Australian law. Australia has enacted legislation to ensure it meets its international obligations under United Nations Security Council Resolutions 1267 (and successor resolutions) and 1373 to freeze the assets of terrorists. The Australian Government has passed laws to prohibit a person who is holding assets that are owned or controlled by a designated terrorist individual or entity from using or dealing with those assets (in other words, the person holding those assets must freeze them) and to prohibit any person from making any assets available to designated terrorist individuals or entities.

The Department of Foreign Affairs and Trade (DFAT) maintains a Consolidated List of all individuals and entities to which this terrorist asset freezing regime applies.

DFAT maintains close contacts with Australia's financial sector to ensure asset freezing arrangements take account of the sector's legitimate interests. Australian organisations have a responsibility to ensure that they do not do business with an individual or entity listed on the Consolidated List.

In addition to the Consolidated List, the Australian Government also maintains a List of Terrorism Organisations. If a group is listed as a “terrorist organisation” it is an offence to:

- Direct the activities of the organisation.
- Recruit persons to the organisation.
- Receive training from or provide training to the organisation.
- Receive funds from or make available funds to the organisation.
- Provide support or resources to the organisation.

3.2 The Australian Government also applies sanctions. Sanctions imposed by the United Nations Security Council are implemented under the Charter of the United Nations Act 1945. Australian autonomous sanctions are primarily implemented under the Autonomous Sanctions Act 2011 and the Australian Autonomous Sanctions Regulations 2011.

## 4.0 DEFINITIONS

**DFAT:** The Australian Government Department of Foreign Affairs and Trade.

**Consolidated List:** The DFAT’s maintained list of all individuals and entities to which this terrorist asset freezing regime applies and available online at:  
<http://www.dfat.gov.au/sanctions/consolidated-list.html>

**List of Terrorism Organisations:** The proscribed list of terrorist organisations under the Australian Criminal Code, and available online at [www.nationalsecurity.gov.au](http://www.nationalsecurity.gov.au).

## 5.0 RESPONSIBILITIES

Project Coordinators/Managers, Staff and Management Committee members have a responsibility to ensure that all projects undertaken by Vietnam Foundation comply with this policy.

## 6.0 POLICY DETAIL

Vietnam Foundation will:

- Ensure that Staff regularly check the Consolidated List and List of Terrorism Organisations, and provide advice to Implementing Partners and Project Coordinators/Managers as necessary.

- Ensure that Staff read and acknowledge their commitment by signing on a copy of this policy
- Enter into a Memorandum of Understanding (MoU) with all Implementing Partners that include clauses related to counter-terrorism, and action to be taken if an Implementing Partner discovers or suspects any link to terrorists, either individuals or organisations.
- Monitor compliance with this policy through its monitoring and evaluation activities, and project visits.

## **7.0 APPROVAL & REVIEW**

7.1 The Vietnam Foundation Board of Directors is responsible for the approval and review of this policy, and any amendments.

7.2 If any compliance issues are identified, they should be reported to the relevant manager/supervisor in the first instance who will work with staff and other stakeholders to address the issues.

### **Approved by:**

Name:

Date:

Signature:

### **Read and Accepted by:**

Name:

Signature:

Date: