

General Resolution AFIP 2705/2009

November 05, 2009

Rule: in full force and effect

INFORMATION

Official Bulletin: November 10, 2009

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SUBJECT MATTER

When a traveler takes out bills, coins and precious metals stamped in the Argentine territory. General Resolution 1176 and its amendments.

BACKGROUND INFORMATION

Number of Sections: 10

Entry into force set forth in Section 8

Date of entry into force: 11/24/2009

Amended by:

- [General Resolution 3010/2010 Section 1 \(Section replaced\)](#)
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SUBJECT MATTER

BAGGAGE-CURRENCY- FOREIGN EXCHANGE REGIME

AFTER READING

The Record SIGEA 10462-34-2009 from the Registry of this Federal Administration, and

AFTER CONSIDERING THAT

The General Resolution 1176 implemented the procedure related to the control of cash, travelers' checks in foreign currency and stamped precious metals that can be taken out of the Argentine territory as set forth in Section 7 of Decree 1570 (December 1, 2001), and according to the amendments established in Section 3 of General Resolution 1606 (December 5, 2001).

The Provision 160 of the Customs General Directorate (December 10, 2001) has established the criteria to be applied to the under aged travelers.

This Federal Administration has participated on the meeting that established the “National Agenda against Money Laundering and Financing of Terrorism”, approved by Decree 1225 (September 11, 2007).

According to the Goal 20, Aim 2 of said National Agenda, there must be measures to improve the monitoring of cross-border transportation of cash.

The System that registers the Entry and Outflow of Money was developed to that end.

It is necessary to replace the General Resolution 1176 to amend it, order it, harmonize it and include application guidelines for said system.

The Legislation Directorate, the General Sub-Directorate of Legal Matters, the General Sub-Directorate of Control, the General Sub-Directorate of Systems and Telecommunications, the General Sub-Directorate of Tax Revenue, the General Sub-Directorate of Customs Legal and Technical Matters and the Customs General Directorate have been informed.

This has been enacted according to the powers granted in Section 7 of Decree 618 (July 10, 1997), its amendments and its supplementary notes.

Regulatory references

- [General Resolution 1176/2001](#)
- [Decree 1570/2001](#)
- [Decree 1606/2001](#)
- [Decree 618/1997 Section 7](#)

THE FEDERAL ADMINISTRATOR OF THE FEDERAL ADMINISTRATION OF PUBLIC REVENUE

DECIDES:

☐ Section 1:

SECTION 1.- A traveler may take out of the country cash, travelers’ checks in foreign currency and precious metals stamped in the Argentine territory through the baggage and private cargo regime only when its value is under TEN THOUSAND AMERICAN DOLLARS (\$10,000) or its equivalent in other currencies.

Said value will be based on the exchange rate corresponding to the previous working day as informed by the Bank of the Argentine Nation.

☐ Section 2:

SECTION 2.- The maximum amount set forth in the previous section will be applied to people of age, to people emancipated and to the minors that have already turned SIXTEEN (16) years of age.

In the case of the minors that have not turned SIXTEEN (16) years of age and that are not emancipated, the maximum amount will be under FIVE THOUSAND AMERICAN DOLLARS (\$5,000) or its equivalent in other currencies.

In both cases, the amounts will be counted for each traveler or each crew member.

☐ Section 3:

SECTION 3.- When the amount is equal or exceeding the amount set forth in Section 1 or 2, the travelers and the crew members shall report it to the Superintendence of Financial and Foreign Exchange Entities, and the Central Bank of the Argentine Republic.

☐ Section 4 (Valid text according to General Resolution AFIP 3010/2010):

SECTION 4.- The travelers and the crew members, mentioned in Section 2, shall report the amount of legal currency and the monetary instruments issued in said currency or in foreign currency that will be taken out of the country, when the total amount is equal or exceeding TEN THOUSAND AMERICAN DOLLARS (\$10,000).

Said amount will be calculated according to the exchange rate corresponding to the previous working day as informed by the Bank of the Argentine Nation. Monetary instruments mean any payment method, such as: checks and promissory notes, among others.

In the case of the minors that have not turned SIXTEEN (16) years of age and that are not emancipated, the amount will be under FIVE THOUSAND AMERICAN DOLLARS (\$5,000).

In both cases, the amounts will be counted for each traveler or each crew member.

The traveler or crew member should inform the Customs agents, when leaving the country, through form OM-2250-B.

Said form is an affidavit issued by the Customs service and completed by the deponent. The Customs service will enter into the System of Entries and Outflows of Money the information declared by each traveler or crew member.

Amended by:

- [General Resolution 3010/2010 Section 1 \(Section replaced\)](#)

☐ **Section 4 (Original text according to General Resolution AFIP 2705/2009):**

SECTION 4.- The travelers and the crew members, mentioned in Section 2, shall report the amount of legal currency that will be taken out of the country, when the total amount is equal or exceeding TEN THOUSAND AMERICAN DOLLARS (\$10,000), according to the exchange rate corresponding to the previous working day as informed by the Bank of the Argentine Nation.

The traveler or crew member should inform the Customs agents, when leaving the country, through form OM-2250-B.

Said form is an affidavit issued by the Customs service and completed by the deponent. The Customs service will enter into the System of Entries and Outflows of Money the information declared by each traveler or crew member.

☐ **Section 5:**

SECTION 5.- The information recorded in the System of Entries and Outflows of Money will be submitted to the Financial Information Unit, part of the Ministry of Justice and Human Rights.

☐ **Section 6:**

SECTION 6.- When the agents verify the noncompliance with the obligations established in this General Resolution, the individual will be subjected to the penalties and the precautionary measures set forth in the Customs Code and its additional rules; the agents shall take into account what is set forth in Sections 905 and 906 of said code.

Regulatory references:

- [Customs Code Section 905](#)

☐ **Section 7:**

SECTION 7.- The form of the affidavit OM-2250-A is hereby approved.

☐ **Section 8:**

SECTION 8.- This General Resolution shall become effective as from the tenth working day after it is published in the Official Bulletin.

☐ **Section 9:**

SECTION 9.- The General Resolution 1176, the Provision 160 (December 10, 2001) and the External Note 19 (February 27, 2009), both from the Customs General Directorate, shall become null and void as from the date this General Resolution enters into force.

It annuls:

- [General Resolution 1176/2001](#)

Section 10:

SECTION 10.- Record this Resolution, submit it to the National Directorate of the Official Registry for its publication and publish it in the Bulletin of the Customs General Directorate. Send a copy to the Administrative Secretariat of the Common Market Group –National Section-, to the Administrative Secretariat of ALADI (Montevideo R.O.U.) and to the Secretariat of the Multilateral Convention on Cooperation and Mutual Assistance between Customs Directorates of Latin America, Spain and Portugal (Mexico D.F.).

UNDERSIGN

Ricardo Daniel Echegaray