

Art. 305bis Money laundering (unofficial translation)

1. Whoever carries out an act that is aimed at frustrating the identification of the origin, the tracing or the confiscation of assets which he knows or must assume originate from a felony, Money laundering is liable to a custodial sentence of up to three years or to a monetary penalty.
2. In serious cases, the penalty is a custodial sentence of up to five years or a monetary penalty. A custodial sentence shall be combined with a monetary penalty of up to 500 daily penalty units.

A serious case is constituted, in particular, where the offender :

- a. acts as a member of a criminal organisation;
 - b. acts as a member of a group that has been formed for the purpose of the continued conduct of money laundering activities; or;
 - c. achieves a large turnover or substantial profit through commercial money laundering.
3. The offender shall also be liable to the foregoing penalties where the principal offence was committed abroad within a jurisdiction provided such an act is also an offence at the place of commission.

Art. 305ter Insufficient diligence in financial transactions and right to report (unofficial translation)

1. Whoever as part of his profession accepts, holds on deposit, or assists in investing or transferring outside assets and fails to ascertain the identity of the beneficial owner of the assets with the care that is required in the circumstances is liable to a custodial sentence of up to a year or to a monetary penalty.
2. The persons included in paragraph 1 above are entitled to report to the internal law enforcement authorities or the federal authorities designated by law any observations that indicate that assets originate from a felony.