

MINUTES
2ND MEETING OF 2017
THE ANTI-CORRUPTION COMMISSION
8 FEBRUARY 2017
CONFERENCE ROOM, COMMISSIONS SECRETARIAT

COMMISSION MEMBERS PRESENT:

Richard Coles	Chairman
W. Norman Bodden	Member
Sophia Harris	Member
Kadi Pentney	Member
Timothy Ridley	Member

APOLOGIES: N/A

SECRETARIAT MEMBERS PRESENT:

Deborah Bodden	Manager
Richard Oliver	Senior Investigator

1. Meeting called to Order

The meeting was called to order at 9:30am.

2. Conflicts of Interest

There were no conflicts of interest to be declared at this meeting by any Member.

3. Confirmation of Minutes

The minutes of 18 January 2016 were confirmed.

4. Introductory Meeting with the Auditor General

The Auditor General attended part of the meeting pursuant to an invitation from the Commission in order to facilitate formal introductions, a discussion of the remits, and preliminary agreements for the parties to collaborate when needed. In addition, the Commission will consider the appropriateness and ability for the parties to enter into an MOU including possible correspondence with the Attorney General seeking confirmation that the Commission can enter into an MOU with the Auditor General as a designated law enforcement agency. Further discussions will take place when needed.

5. Operational Update

a. New Corruption Reports

The Commission received a summary, in accordance with the current Reporting/Complaints Procedure, of the two of the three matters which have been received by the Manager and which have been recorded as reports/complaints that are being considered. These include the one matter which was received by the previous Commission but which was placed on hold for consideration and a new matter reported since the last meeting. The matter received prior to the last meeting of the Commission is still being processed. Members will consider these matters and provide direction at the next meeting.

b. Existing Corruption Reports

The Commission received a verbal update from the Senior Investigator on the 6 active investigations. For reasons of security specific details such as names, locations, dates, etc. are included in a separate confidential schedule.

As such, since inception (1st Jan. 2010) there have been 135 reports/complaints registered by the Commission, of which:

- a. 3 have been received and are being considered for evidence as to whether they disclose a potential offence under the Law and/or a related offence;
- b. 8 are 'pending' awaiting further or sufficient information which may make it appropriate to make further investigations;
- c. 108 have been concluded;
- d. 10 have been transferred to other investigative units for action; and
- e. 6 are under current active investigation.

6. Outstanding Business

a. Corruption Reporting Procedure

An updated version of the procedure was circulated by the Manager for further consideration. Members agreed the final draft which will be circulated for confirmation.

b. Letter from Her Excellency

The Chairman met with Her Excellency to further discuss the correspondence received and at the same time provided an update on the work of the Commission undertaken thus far. The Commission agreed it would be beneficial to meet with both Her Excellency and the Deputy Governor in the near future to discuss the need to streamline the reporting process on sensitive investigations.

7. New Business

a. ACC Law S.22(4)

The section was brought to the attention of members and as the Commission was not supported by the Secretariat when it was first created, it is unknown whether this section had been complied with. It was agreed the Secretariat would write to the Honourable Attorney General to query whether it had been complied with. In the event that this

section of Law had not been complied with (as the Commission notes that it was intended to be enforced no later than 6 months after the passing of the law) Members would welcome his views as to whether he would recommend an amendment of the law to reinstate the process so that this Commission might be able to comply with it within a reasonable time frame.

8. Any Other Business

a. Budget Request

The Secretariat was informed earlier this week that the requested finances have been approved by the Cabinet and final approval for the supplementary budget would now be sought at the next sitting of the House.

b. Procurement

The Commission agreed that the Manager should ascertain generally what forensic IT and accountancy services are available on island now that funding has been agreed for these services. An approach will be made to firms on island to ascertain the same in broad terms.

c. Protective Gear

The Commission agreed that the Manager should obtain permission from the Commissioner of Police to import goods which would be classified as protective gear for all Investigators to utilize during the course of their duties.

d. Request for Meeting

The Chairman has received a request for a meeting from the Office of the Governor to meet with security specialists visiting from London who are conducting a Security Needs Assessment under the Conflict, Stability and Security Fund (CSSF).

e. MOU with FRA

The Senior Investigator indicated that the FRA has not made a final determination regarding the signing of an MOU between the entities and the Manager was asked to follow-up in this regard.

9. Action Items

Members were asked to:

- a. consider the new operational matters; and
- b. review the final draft of the Corruption Reporting Procedure.

The Secretariat was asked to:

- a. finalise the summary in the outstanding new operational matter;
- b. write to the Attorney General re: s.22(4);
- c. gather the information re: the procurement of necessary services;
- d. obtain permission from the Commissioner of Police re: protective gear;

- e. confirm the meeting as requested by the Office of the Governor; and
- f. follow up with the FRA re: the MOU.

10. Items to be Discussed at the Next Meeting

- a. Operational Update
- b. Corruption Reporting/Complaints Procedure
- c. Budget Request
- d. Procurement
- e. Protective Gear
- f. Meeting with security specialists
- g. MOU with FRA

11. Next Meeting

The dates of the next meetings are 16 February 2017 at 10:00am and 15 March 2017 at 9:30am.

12. Adjournment

The meeting was adjourned at 1:40pm.



Richard Coles
CHAIRMAN
ANTI-CORRUPTION COMMISSION