

MINUTES
2nd MEETING OF 2021
ANTI-CORRUPTION COMMISSION
23 FEBRUARY 2021
COMMISSIONS SECRETARIAT

COMMISSION MEMBERS PRESENT:

| | |
|---------------|----------|
| Sophia Harris | Chairman |
| Kenrick Hall | Member |
| Kadi Pentney | Member |
| Adrian Pope | Member |
| Simon Whicker | Member |

APOLOGIES:

N/A

SECRETARIAT MEMBERS PRESENT:

| | |
|----------------|---------------------------------|
| Deborah Bodden | Manager |
| Richard Oliver | Senior Investigator |
| Shari Welcome | PR & Edu Coordinator (for part) |

1. Meeting called to Order

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

2. Confirmation of Minutes

The minutes of 19 January 2021 were confirmed as presented.

3. Conflicts of Interest

No conflicts of interest were declared at this meeting by any Member. In the event that any Member is conflicted, he/she recuses themselves during the discussion of the respective matter.

4. Operational Update

a. New Corruption Reports/Complaints

At the meeting of 7 December 2020 Members agreed that further information was required in order for an assessment of the report/complaint ACC/COMP/2020/008 to be made. A formal request to obtain the same was made on 28 January 2021 however no response has been received, though follow-ups have been made.

Members received copies of two new complaints: ACC/COMP/2021/001 and ACC/COMP/2021/002 for consideration. However, it is noted that a request for further information in ACC/COMP/2021/002 has not yet provided the necessary documentation.

The matter was therefore deferred. Members considered the documentation in ACC/COMP/2021/001 and agreed that the complaint/report did not meet the threshold in accordance with s.4 (1)(c) of the Anti-Corruption Law.

b. Existing Corruption Reports/Complaints

The Commission was informed that since inception (1st Jan. 2010) there have been 186 reports/complaints registered by the Commission, of which:

- i. 3 are 'pending' awaiting further or sufficient information which may make it appropriate to make further investigations;
- ii. 159 have been concluded (or have not met the threshold or fallen under the remit of the Commission);
- iii. 10 have been transferred to other investigative units for action;
- iv. 12 are now under current active investigation; and
- v. 2 are being assessed (ACC/COMP/2020/008 and ACC/COMP/2021/002).

5. Matters Arising from Previous Minutes

a. Amendments to the ACL

The finalised responses and relevant rationales of the ACC relating to the Draft Anti-Corruption (Amendment) Bill, 2020 (the "Bill") were submitted to the Attorney General's Chambers for further incorporation into the Bill on 12 January 2021. However, no feedback has been received. The Secretariat is continuing to liaise with the Attorney General's Chambers in order to agree how to proceed with an assessment of the ACC utilising the Jakarta Principles.

b. Educational Needs/Opportunities

The PR & Edu Coordinator attended the meeting in order to discuss the work to date on the educational opportunities being pursued in conjunction with the Elections Office related to messaging for the General Election. The proposed campaign takes on a dual approach which targets voters and candidates to take a stance by way of a pledge to report and stand against corruption in the election process. Members provided additional direction and the PR & Edu Coordinator will assess and address these in the coming weeks. Following the 2021 General Election the PR & Edu Coordinator will present an initial draft overarching strategic education/public relations plan for consideration.

6. New Business

a. ACC Policy Re: Responses

Members discussed whether the responses to complainants who make reports/complaints to the ACC should contain more detailed information related to the decision of the ACC where appropriate. It was agreed that the decisions should continue to be drafted on a case-by-case providing specific details where necessary and appropriate.

b. Meeting with CIBFI

Members discussed the newly formed Cayman Islands Bureau of Financial Investigations and the remit of the Bureau. It was agreed that the Bureau Manager would be invited to the next ACC meeting to develop a working relationship between the two entities in accordance with each entity's legal remit.

7. CFATF Related Updates

The Chairman and the Senior Investigator have continued to attend CFATF meetings as required by the CFATF and as the Cayman Islands Government awaits a response from the CFATF following the formal submission of responses to the recommendations. The Secretariat is in the process of collating statistics from 2020 for submission as required by 31 March 2021.

8. Any Other Business

There was no other business to discuss.

9. Action Items

- a. The Manager will follow-up to ascertain the necessary information as related to the deferred complaints/reports;
- b. The Manager will draft correspondence to the complainant in ACC/COMP/2021/001 advising of the decision;
- c. The Manager will follow-up with the Attorney General's Chambers regarding the ACL Amendments and the assessment of the ACC utilising the Jakarta Principles;
- d. The PR & Edu Coordinator will continue to liaise with the Elections Office to release relevant information to the public to address concerns/education related to the 2021 General Elections;
- e. Following the 2021 General Election the PR & Edu Coordinator will draft an initial draft overarching strategic education/public relations plan;
- f. The Manager will invite the CIBFI Bureau Manager to the next meeting; and
- g. The Secretariat will continue to provide the necessary statistics for the CFATF reporting (and copy those statistics when submitted to Members).

10. Items to be Discussed at the Next Meeting

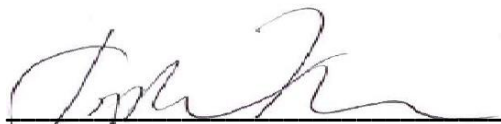
- a. Operational Update
- b. Amendments to the ACL
- c. Assessment of ACC Re: Jakarta Principals
- d. Introductory Meeting with CIBFI Bureau Manager

11. Next Meeting

The date of the next meeting was agreed for 13 April 2021 at 9:30am.

12. **Adjournment**

The meeting was adjourned at 11:38pm.

A handwritten signature in black ink, appearing to read 'Sophia Harris', written over a solid horizontal line.

Sophia Harris

CHAIRMAN

ANTI-CORRUPTION COMMISSION