

**MINUTES  
2<sup>nd</sup> MEETING OF 2012  
THE ANTI-CORRUPTION COMMISSION  
3 APRIL, 2012  
CONFERENCE ROOM  
GOVERNMENT ADMINISTRATION BUILDING**

**COMMISSION MEMBERS PRESENT:**

Commissioner of Police David Baines	Chairman
Auditor General Alastair Swarbrick	Member
Sir Peter Allen	Member
Leonard Ebanks	Member

**APOLOGIES:** Complaints Commissioner Nicola Williams                      Member

**ANTI-CORRUPTION UNIT MEMBERS PRESENT:**

Richard Oliver	Detective Inspector
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**SECRETARIAT MEMBERS PRESENT:**

Deborah Bodden	Manager, Commissions Secretariat
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Also present was Legal Counsel for the Commission as assigned by the Director of Public Prosecutions.

1.     **Meeting called to order**

The meeting was called to order at 2:00pm.

2.     **Confirmation of previous minutes**

The minutes of the 29 February, 2012 meeting were confirmed with the correction of one typing error on page 3 and a repetition on the top of page 3 - item d.

3.     **Matters arising from previous minutes**

**a. Review of Legislation**

The issue of appropriate amendments to the Anti-Corruption Law was discussed and the Commission was informed that the Attorney General would seek to resolve all the identified issues raised at the same time, rather than one piecemeal, which may lengthen the response time.

4.     **Presentation by Legal Counsel**

All members were thanked for their contributions in respect of the preparation of the 'ACC protocols' and informed that work was progressing in relation to them. An additional protocol will be prepared to deal with the issue of a complaint being lodged against any member of the Commission.

In addition Legal Counsel provided legal advice regarding some issues raised with regard to whether the terms of a complaint came within the remit of the Anti-Corruption Law, and provided all members with a copy of the advice. The rationale was outlined for arriving at the conclusions they had come to and a plan developed in order to move forward.

5.     **Operational Update**

The Commission received an update from D/I Oliver on the ongoing investigations as well as an outline of the conclusions and findings of completed operations conducted by the ACC Unit. The purpose of these updates is to provide the members with insight into the types of cases being

handled by the ACC Unit and as a result the levels of workload they are experiencing and the resources necessary to handle such workloads. Specific details such as names, locations, dates, etc. are included in a separate schedule due to security issues. Information shared with members is done so to ensure they are able to fully act in their capacity as an oversight body.

The Commission was informed that since inception (1<sup>st</sup> Jan. 2010) there have been 42 complaints registered by the ACC, of which:

- a. 20 are 'pending' awaiting further information which may make it appropriate to make further investigations;
- b. 12 have been completed;
- c. 2 have been transferred to other investigative units for action; and
- d. 8 are under current active investigation.

Further, an outline of scope and findings of two recently concluded investigations in relation to public bodies was provided. In both cases it had been concluded that there was no evidential support for the complaints. However in one of the cases there were some areas identified for improvement and recommendations may be made to advise such bodies as to how to avoid certain issues in the future. It was suggested that consideration should be given to the creation of a document containing best practices be published to advise public bodies in the future.

6. **Auditor General's Report**

The Auditor General provided a briefing of the concerns he is experiencing and investigating which relate to the Anti-Corruption Commission. It is noted that his office works closely with the Anti-Corruption Unit in some instances. Certain issues were identified as requiring further work and actions raised appropriately. Member Leonard Ebanks outlined two potential issues which he put forward in case there was an identified conflict of interest. Mr. Swarbrick stated that he did not see any reason for Mr. Ebanks to recuse himself because the issues raised were not in his view likely to become relevant.

7. **Any Other Business**

a. **Notice of Meetings**

Sir Peter Allen stated that he had not been informed about the change of time for today's meeting and had come at 9am this morning. Mr. Baines apologized for the oversight and stated that in future he would ensure members were notified of any changes.

b. **Orientation Programme for New Public Officials**


The Chairman noted that he had been contacted to provide footage to be incorporated into the new orientation programme being designed by the Portfolio of the Civil Service on behalf of the Honourable Deputy Governor. This session will be mandatory for all public officials.

8. **Next Meeting**

The next meeting will be held on Tuesday, 24 April, 2012 at 10am and will focus on operational updates.

9. **Adjournment**

The meeting was adjourned at 3:50pm.



**David Baines**  
**CHAIRMAN**  
**ANTI-CORRUPTION COMMISSION**