

MINUTES
7th MEETING OF 2012
THE ANTI-CORRUPTION COMMISSION
25 SEPTEMBER, 2012
CONFERENCE ROOM, COMMISSIONS SECRETARIAT

COMMISSION MEMBERS PRESENT:

Commissioner of Police David Baines	Chairman
Leonard Ebanks	Member
Complaints Commissioner Nicola Williams	Member

APOLOGIES:

Sir Peter Allen	Member
Auditor General Alastair Swarbrick	Member

ANTI-CORRUPTION UNIT MEMBERS PRESENT:

Richard Oliver	Detective Inspector
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SECRETARIAT MEMBERS PRESENT:

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

Meeting called to order

The meeting was called to order at 10:03am.

1. Confirmation of previous minutes

The minutes of the 28 August, 2012 meeting were confirmed.

2. Legal Counsel's Report

a. Update on ACC Legislation

Legal Counsel indicated that as cases are progressing and opinions are being given other possible amendments are becoming more apparent. Legal Counsel is keeping track of those possible amendments in order to make recommendations to the Attorney General. The Chairman met with the Attorney General as per the action plan at the last meeting. It was agreed at that meeting that the Attorney General's powers under the law have now been transferred to the Director of Public Prosecutions. The Attorney General also noted that there are some concerns with possible gaps in the legislation and therefore the law does need to be amended and there is an agreement between all parties that the amendments should not be made piece-meal. The Commission does however continue to express its concerns over the length of time the amendments are taking and the fact that Commission does not appear to have all of the necessary powers in order to properly fulfill their mandate. The Commission continues to await legal advice on this matter.

b. Adoption of Draft Protocols

Legal Counsel indicated that she had no further feedback from members on the protocols and thus members have now agreed to formalise the protocols. Legal Counsel will now forward the final version of the protocols to the Secretariat to be formalised.

3. **Matters Arising from Previous Minutes**
 - a. **Online Training Programmes**

The programmes were forwarded to the Chairman but he has not yet had a chance to complete his review. This item will be deferred until the next meeting.
 - b. **Funding for Electronic Resources**

The Chairman and Unit continued to follow up with their attempts to gain funding and other options for electronic funding. They have received a positive confirmation that financial assistance will be given but has not yet been received. This matter is therefore pending.
 - c. **Updated Reporting Form**

Changes were made by the Secretariat as requested by the Legal Counsel. Legal Counsel will review those changes to ensure any legal requirements necessary to file and investigate a complaint.
 - d. **Release of Newsletter # 2**

All members approved Newsletter # 2 which is now approved for release on 1 October, 2012. The Secretariat will release as agreed to the wider public.
 - e. **Update on Website Capabilities**

The Secretariat and the Unit have been working with Computer Services Department to ensure that in updating the website, confidentiality can be maintained. The Secretariat will follow up with CSD on this matter.
4. **New Business**
 - International Anti-Corruption Day**

International Anti-Corruption Day takes place on 9 December, 2012 and as such the Commission has been asked to give some thought to what they would like to do to mark the day. The Chairman asked that a special newsletter be created to mark the day.
5. **Operational Update**

The Commission received an update from D/I Oliver on the 9 ongoing investigations being 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 (1st Jan. 2010) there have been 53 complaints registered by the ACC (1 of which has been received within the current reporting period 1 July, 2012 – 30 June, 2013), of which:

 - a. 20 are 'pending' awaiting further or sufficient information which may make it appropriate to make further investigations;
 - b. 21 have been concluded;
 - c. 3 have been transferred to other investigative units for action; and
 - d. 9 are under current active investigation.
6. **Auditor General's Report**

The Auditor General was not in attendance at this meeting and thus this item was deferred for the next meeting.
7. **Any Other Business**

A Commission member reported that an informal complaint had been made to him personally on 11 September and he had supplied the relevant information on how to make a formal complaint. No such complaint has been received by the Commission to date.

8. **Action Items**

- a. Legal Counsel will forward the final version of the protocols to the Secretariat to be formalised;
- b. The Chairman will review the online training programmes;
- c. Legal Counsel will review the requested changes to the Reporting Form;
- d. The Secretariat will release Newsletter # 2 on 1 October, 2012;
- e. The Secretariat will follow up with CSD on the update of website capabilities; and
- f. The Secretariat will create a special newsletter be created to mark International Anti-Corruption Day.

9. **Items to be Discussed at the Next Meeting**

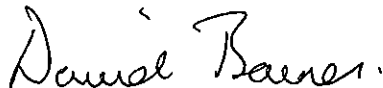
- a. Update on ACC Legislation
- b. Formalised Protocols
- c. Online Training Programmes
- d. Funding for Electronic Resources
- e. Updated Reporting Form
- f. Release of Newsletter # 2
- g. Update on Website Capabilities

10. **Next Meeting**

The next meeting will take place on Tuesday, 30 October, 2012 at 10am.

11. **Adjournment**

The meeting was adjourned at 11:18am.



David Baines
CHAIRMAN
ANTI-CORRUPTION COMMISSION