ACC/MIN/2017/1

MINUTES 1st MEETING OF 2017 THE ANTI-CORRUPTION COMMISSION 18 JANUARY 2017 CONFERENCE ROOM, COMMISSIONS SECRETARIAT

COMMISSION MEMBERS PRESENT:

Richard Coles Sophia Harris Kadi Pentney Timothy Ridley Chairman Member Member (by phone for part) Member

APOLOGIES: W. Norman Bodden

ANTI-CORRUPTION UNIT (ACU) MEMBERS PRESENT:

Richard Oliver

Senior Investigator

SECRETARIAT MEMBERS PRESENT:

Deborah Bodden

Manager

Member

1. Meeting called to Order

The meeting was called to order at 9:30am and the Chairman wished everyone a Happy New Year and best wishes for 2017.

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 7 December 2016 were confirmed.

4. **Operational Update**

a. New Corruption Reports

The Commission received a verbal update from the Manager on one complaint which was received by the previous Commission but which was placed on hold for consideration. In addition, members confirmed that the matter received prior to the last meeting of the Commission should be processed in accordance with the current Reporting/Complaints Procedure and recorded as a report/complaint that is being considered.

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.

During this meeting the Commission directed that one of the pending matters be concluded. As such, the Commission was informed that since inception (1st Jan. 2010) there have been 134 reports/complaints registered by the Commission, of which:

- a. 2 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.

5. Outstanding Business

a. MMOU (CIMA)

CIMA representatives were informed that the Commission is content to sign the proposed MMOU, as it is currently drafted, subject to the provisions of the Anti-Corruption Law.

b. MOU (RCIPS)

The Commission has now signed a MOU with the RCIPS which governs co-operation and assistance to be provided between the entities. In addition a template for the delegation of powers from the Commission to the Commissioner of Police was agreed in accordance with Anti-Corruption Law.

c. MOU (FRA)

The Chairman contacted the legal advisor at the FRA to discuss the proposed MOU. Following discussions in which the Chairman confirmed that the Commission is a law enforcement agency, FRA agreed to give further consideration to the draft MOU prepared and submitted by the Commission.

d. Corruption Reporting Procedure

The Deputy Director of Public Prosecutions has provided feedback on the draft procedure which the Commission has accepted. An updated version of the procedure will be circulated by the Manager for further consideration.

e. Budget Request

The Secretariat has not received a status update as to the submission of the Cabinet Paper and the Chairman agreed to contact the Deputy Governor to ascertain such an update.

f. Request for Information from the RCIPS

The Secretariat compiled the requested information and noted that the data request covered the period 2012-2016. The data for the years 2012-2014 had previously been shared with the Office of the Director of Public Prosecutions during the National Risk Assessment exercise and as such the Commission directed that the additional information be shared with the RCIPS – FCU as requested.

6. New Business

a. Letter from Her Excellency

The Commission received a letter from Her Excellency, the contents of which were noted. The Chairman will request to meet with Her Excellency to further discuss the matter.

7. Any Other Business

There was no other business to discuss.

8. Action Items

Members were asked to:

- a. Consider the draft Corruption Reporting/Complaints Procedure;
- b. Request a status update on the budget request (Chairman); and
- c. Discuss with the Governor the contents of the letter received (Chairman).

The Secretariat was asked to:

- a. Send the current draft Corruption Reporting/Complaints Procedure to members for review; and
- b. Submit the requested data to the RCIPS FCU.

9. Items to be Discussed at the Next Meeting

- a. Operational Update
- b. Corruption Reporting/Complaints Procedure
- c. Introductory meeting with Auditor General

10. Next Meeting

The date of the next meeting is 8 February 2017 at 9:30am.

11. Adjournment

The meeting was adjourned at 1:18pm.

Richard Coles CHAIRMAN ANTI-CORRUPTION COMMISSION