

MINUTES
2nd MEETING OF 2019
ANTI-CORRUPTION COMMISSION
22 FEBRUARY 2019
CONFERENCE ROOM, COMMISSIONS SECRETARIAT

COMMISSION MEMBERS PRESENT:

Richard Coles	Chairman
Kenrick Hall	Member
Kadi Pentney	Member
Timothy Ridley	Member

APOLOGIES: Sophia Harris Member

SECRETARIAT MEMBERS PRESENT:

Deborah Bodden	Manager
Richard Oliver	Senior Investigator

1. Meeting called to Order

The meeting was called to order at 9:45am.

2. Conflicts of Interest

No conflicts of interest were declared at this meeting by any Member.

3. Confirmation of Minutes

The minutes of 15 January 2019 were confirmed as presented.

4. Operational Update

a. New Corruption Reports/Complaints

Having duly considered the report which was presented at the previous meeting the Commission did not accept it as the report did not give rise to a reasonable suspicion on the part of the Commission that a criminal offence or an attempt to commit an offence or a conspiracy to commit an offence under the Anti-Corruption Law ("ACL") had been committed (see Sec 4 (1)(c) of the ACL). In a separate matter, Members had sight of an email from a member of the public regarding a personnel matter. The author of the email was directed to the relevant public authority to handle the matter. There were no new reports presented at this meeting.

b. Existing Corruption Reports/Complaints

The Commission was informed that since inception (1st Jan. 2010) there have been 166 reports registered by the Commission, of which:

- i. 5 are ‘pending’ awaiting further or sufficient information which may make it appropriate to make further investigations;
- ii. 121 have been concluded;
- iii. 18 have not met the threshold or fallen under the remit of the Commission;
- iv. 10 have been transferred to other investigative units for action; and
- v. 12 are now under current active investigation.

5. Outstanding Business

a. Office of the Auditor General’s Fighting Corruption Report

The Chairman was summoned to the Public Accounts Committee on 31 January 2019 in order to answer questions which arose as a result of this Report. The appearance was covered by the media, recorded, and will be contained in the Hansards. The Commission agreed that future Annual Reports should include statistics showing the number of referrals from other entities such as the Financial Regulatory Authority or the Cayman Islands Monetary Authority; and also the number of investigations which arose as a direct result of such referrals.

b. International Tax Cooperation Economic Substance Guidance

The Commission considered the guidelines submitted by the Tax Information Authority

6. New Business

a. Chairman’s Meeting with the Acting Director of Public Prosecutions

The Chairman met with the Acting DPP concerning certain active investigations.

7. Any Other Business

a. Independent Commission Against Corruption (ICAC) Conference

The Commission, along with the Commissioner of the RCIPS, has been invited to attend the Annual ICAC Conference from 22-24 May 2019 in Hong Kong for the 45th Anniversary under the theme *Fighting Corruption: A New Perspective*. No member is available to attend and this will be communicated to the hosts.

b. Christmas Present

The staff received a Christmas basket from the Cayman Turtle Centre (“the CTC”) The Manager called the CTC but was unsuccessful and therefore left a voicemail thanking them but indicating that ACC could not accept gifts and the basket would be donated to a charity..

8. Action Items

The Secretariat will draft responses in the matters detailed above.

9. Items to be Discussed at the Next Meeting

a. Operational Update

10. Next Meeting

The date of the next meeting is 26 March 2019 at 9:30am.

11. Adjournment

The meeting was adjourned at 11:35am.

A handwritten signature in black ink, appearing to read 'Richard Coles', is written over a horizontal line.

Richard Coles
CHAIRMAN
ANTI-CORRUPTION COMMISSION