

**MINUTES**  
**3<sup>rd</sup> MEETING OF 2021**  
**ANTI-CORRUPTION COMMISSION**  
**13 APRIL 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 (via Zoom)
Richard Oliver	Senior Investigator

**1. Meeting called to Order**

The meeting was called to order at 9:35am.

**2. Confirmation of Minutes**

The minutes of 23 February 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. Introductory Meetings**

**a. UK CPA BIMR Election Experts Representatives (via Zoom @ 9:45am)**

Members engaged in a general discussion with the Representatives who are conducting an assessment of the 2021 General Elections (which is being conducted virtually due to the current global health pandemic). The Representatives are reviewing the processes and procedures surrounding the election and are also interested in whether there are any changes to the framework based on the Representative's previous report following the 2017 General Elections.

**b. Bureau Manager, CIBFI (@10:30am)**

Members met the Bureau Manager (Ms. Victoria Templeman) of the Cayman Islands Bureau of Financial Investigations (the “Bureau”). The Bureau was established in March 2020 as a result of the CFATF recommendations. A discussion ensued with the view of developing a working relationship between the two entities in accordance with each entity’s legal remit.

**c. Ombudsman (@11am)**

Members met the Ombudsman (Mrs. Sandy Hermiston) to have a general discussion about the signing of a Memorandum of Understanding between the two entities to allow for collaboration when and as needed.

**5. Matters Arising from Previous Minutes**

**a. Amendments to the Anti-Corruption Act**

After follow-ups on the status of the requested amendments to the Anti-Corruption Act, Legal Drafting made enquiries seeking clarification on the correspondence submitted by the Commission. The Chairman has asked Member Gus Pope to continue to take the lead on progressing the amendments through the drafting process.

**b. Assessment of ACC Re: Jakarta Principles**

After follow-ups on the status of the request for assistance by the Solicitor General’s Chambers, the Secretariat was informed that a potential member of staff had been identified and discussions were taking place as to the feasibility of the provision of assistance.

**6. C-FATF 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 has submitted the 2020 statistics as required by 31 March 2021. Beginning 30 June 2021, the Secretariat will submit quarterly statistics as required.

**7. 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. Following several follow-ups Members were informed that the additional information required is still not available. The complainant will be updated that the matter remains under consideration.

The additional information required (as agreed at the meeting of 23 February 2021) in order for an assessment of the report/complaint ACC/COMP/2021/002 to be made has now been

received by Members. Members agreed that the matter required legal advice and such a request will be made.

Members considered the documentation related to three new reports/complaints received since the last meeting (ACC/COMP/2020/004, 005 and 006) and agreed that each needed to be deferred. Members then agreed the following action points:

- The complainant in ACC/COMP/2020/004 should be asked to attend the office for an interview so that additional information could be gathered;
- Members would further review the extensive documentation provided in (ACC/COMP/2020/005); and
- Advice should be taken in (ACC/COMP/2020/006).

**b. Existing Corruption Reports/Complaints**

The Commission was informed that since inception (1<sup>st</sup> Jan. 2010) there have been 189 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. 5 are being assessed/considered (ACC/COMP/2020/008 and ACC/COMP/2021/002, 004, 005, 006).

The internal spreadsheet which provides details of the investigations will continue to be updated on a monthly basis.

**8. Any Other Business**

**a. ACT Pledge**

Members discussed the ACT Pledge campaign including the decision that was ultimately taken to not name candidates who signed the pledge and the overall efficacy of the campaign itself.

**b. Request for Advice**

Members requested that the Secretariat follow up on the request for advice relating to the structure of the ACC in preparation for making any further recommendations to the amendments to the Anti-Corruption Act.

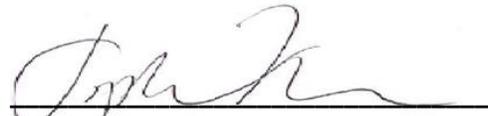
**9. Action Items**

- a. The Manager will draft correspondence, arrange meetings, and request advice in relation to the complaints received and matters discussed as detailed above;
- b. The Secretariat will continue to provide the necessary statistics for the CFATF reporting.

10. **Items to be Discussed at the Next Meeting**
- a. Operational Update
  - b. Amendments to the ACL
  - c. Assessment of ACC Re: Jakarta Principals

11. **Next Meeting**
- The date of the next meeting was agreed for 26 May 2021 at 9:30am.

12. **Adjournment**
- The meeting was adjourned at 2:45pm.



Sophia Harris

**CHAIRMAN**

**ANTI-CORRUPTION COMMISSION**