

**MINUTES**  
**6<sup>th</sup> MEETING OF 2017**  
**THE ANTI-CORRUPTION COMMISSION**  
**13 APRIL 2017**  
**CONFERENCE ROOM, COMMISSIONS SECRETARIAT**

**COMMISSION MEMBERS PRESENT:**

Richard Coles	Chairman
W. Norman Bodden	Member
Sophia Harris (in part)	Member
Kadi Pentney	Member
Timothy Ridley	Member

**APOLOGIES:** N/A

**SECRETARIAT MEMBERS PRESENT:**

Deborah Bodden	Manager
Richard Oliver	Senior Investigator

**1. Meeting called to Order**

The meeting was called to order at 9:30am.

**2. Conflicts of Interest**

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

**3. Confirmation of Minutes**

The minutes of 15 March 2017 were confirmed.

**4. Operational Update**

**a. New Corruption Reports**

There were no new corruption reports to discuss. The Commission agreed, following a review of the documents previously distributed, to accept two reports for further action and refuse one report. The two accepted reports will be forwarded to the Senior Investigator for further action, and the Manager will correspond with the complainant in the other report indicating that the matter is refused as the alleged corruption occurred before the Anti-Corruption Law came into force.

**b. Existing Corruption Reports**

The Commission received a verbal update from the Senior Investigator on the 8 active investigations. For reasons of security specific details such as names, locations, dates, etc. are included in a separate confidential schedule.

The Commission directed that one of the pending reports be marked as concluded. The Commission was informed that since inception (1<sup>st</sup> Jan. 2010) there have been 137 reports registered by the Commission, of which:

- a. 1 was refused on the basis that there was no prima facie evidence of a breach of the Law;
- b. 1 was refused on the basis that the alleged matter occurred before the Law came into force;
- c. 9 are 'pending' awaiting further or sufficient information which may make it appropriate to make further investigations;
- d. 110 have been concluded;
- e. 10 have been transferred to other investigative units for action; and
- f. 8 are under current active investigation.

**5. Outstanding Business**

**a. Corruption Reporting Procedure**

The finalization of this procedure was deferred pending further consideration of the procedures to be followed.

**b. Protective Gear**

The Commission has been advised that legislative amendments are necessary to resolve this matter. The Commission is seeking alternate options until this can be achieved.

**c. MOU with FRA**

Additional changes to the draft MOU were requested by the FRA. These were discussed and agreed by the Commission. The Manager will arrange for a final version to be signed by both the Head of the FRA and the Chairman.

**d. Recruitment**

Members were provided a summary of the recruitment exercise currently underway to fill the three new Investigator positions within the Secretariat.

**6. New Business**

**a. Meeting with the Governor and the Deputy Governor**

The Chairman and Member Sophia Harris met with Her Excellency and the Deputy Governor in order to discuss certain issues facing the Commission. A summary of the meeting was provided to all members and it was agreed that some of these matters require legislative changes.

**b. Meeting with the Commissioner**

It was agreed that a follow-up meeting with the Commissioner was not necessary at this time.

**c. Data Protection Law, Companies Law, Access to Beneficial Ownership Registries**

These pieces of legislation were noted and will be kept under review.

**7. Any Other Business**

**a. Anti-Fraud Policy**

The Commission was provided with various newly released policies from the Deputy Governor, including an Anti-Fraud Policy. The Manager has acknowledged receipt.

**b. CI Mutual Evaluation Pre-Assessment Training**

The Commission has received notification that training will take place on 29 and 30 June 2017 in preparation for the upcoming visit of the Caribbean Financial Action Task Force (CFATF) in December 2017. When further information is available, a decision will be taken as to who should attend.

**c. Third Annual Commonwealth Caribbean Association of Integrity Commissions and Anti-Corruption Bodies Conference**

The Chairman is unable to accept the invitation to attend this year's Conference in Jamaica in two weeks however it is noted that the Chairman of the Commission for Standards in Public Life will be attending and as such a summary of the proceedings will be requested for the Commission's information.

**d. Request for Information**

The Commission has received a request for information on the upcoming visit by the CFATF which mirrors a previous request. The Commission asked the Manager to respond, referring to the previous submission of information, and drawing attention to the provisions of the Anti-Corruption Law and previous Annual Reports.

**e. Query Re: S.22(4) of the Anti-Corruption Law**

Having received a response from the Attorney General ('AG') on this query, the Commission noted that, as the six month timeline has expired, and the previous Commission took no action, no further action is currently possible or required. The Commission agreed that this issue should be dealt with in future legislative amendments. The Manager was asked to communicate this to the AG.

**f. Other Anti-Corruption Bodies**

The Chairman requested that the Secretariat consider the matter of the Commission developing lines of communication with other similar Anti-Corruption bodies, such as the Jamaica ACC and the UK NCA.

**8. Action Items**

Member Tim Ridley was asked to begin identifying issues that required amendments to the Law.

The Secretariat was asked to:

- a. Agree the additional proposed changes to the MOU with the FRA and provide it to the FRA for signature;
- b. Request from the Chairman of the CSPL a summary of the Conference;
- c. Respond to the request for information as detailed above;
- d. Respond to the AG re: s.22(4) of the Law; and
- e. Make initial enquiries re: opportunities to communicate with other Anti-Corruption Bodies.

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

- a. Operational Update

**10. Next Meeting**

The date of the next meeting is 23 May 2017 at 9:30am.

**11. Adjournment**

The meeting was adjourned at 1:00pm



Richard Coles  
CHAIRMAN  
ANTI-CORRUPTION COMMISSION