



BE PART OF THE FIGHT!

**ANTI-CORRUPTION
COMMISSION**



ANNUAL REPORT

2020/2021

This report is issued in terms of Section 16 of the Anti-Corruption Act, 2003 (Act No. 8 of 2003) and it covers activities of the Commission during the period 1 April 2020 until 31 March 2021.



ACKNOWLEDGEMENT

The production of this report was made possible with immense support from both management and staff members of Anti-Corruption Commission.

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HIGH-LEVEL STATEMENTS



Our Vision

“A corrupt-free Namibia.”



Our Mission

“To lead the fight against corruption in Namibia through effective law enforcement and preventative measures for the good of society”.



Our Core Values

The Commission is driven to create common shared principles and understanding through its institutional values, and in doing so, encourage active participation of every staff member to execute their duties in strict adherence to the following guiding values through their behaviours and decision making.

Integrity - We shall act with integrity and adhere to high ethical standards.

Accountability- We are accountable for our actions, in particular with regard to the use of the Commission's resources and the execution of its functions.

Transparency- We shall avail our stakeholders with information in a fair, impartial, open and honest manner.

Fairness and Impartiality- We shall at all times remain impartial, apolitical and fair, serving all equally irrespective of political affiliation, social standing, religion or gender.

Excellence - We shall deliver our services and perform our functions efficiently and effectively.

CONTENTS

Acknowledgement

i

Our Vision

ii

Our Mission

ii

Our Core Values

ii

ACC Management

iv

List of Abbreviations

v

SECTION 1

About The Anti-Corruption Commission

vii

ACC Mandates

viii

Strategic Pillars and Objectives

viii

Foreword

ix

Statement

x

Executive Summary

xi

SECTION 2

Highlights of 2020/2021 Financial Year

1

Introduction

2

PART A

Directorate: Investigation

3

PART BDirectorate: Public Education and
Corruption Prevention

27

PART C

Divisions: Administration

41

PART D

Divisions: Security and Risk Management

51

SECTION 3

Information to note

53

Reporting corruption and Protection of
informers and information

55

How ACC Handles Corruption Complaints

55

SECTION 4

Conclusion

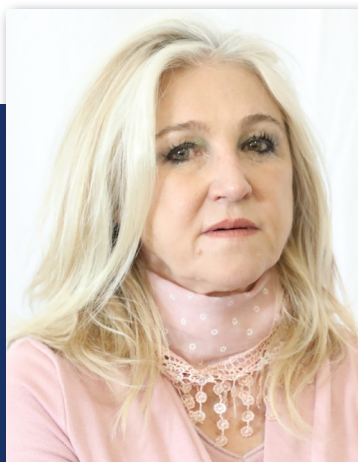
58



ACC MANAGEMENT



MR. PAULUS K. NOA
DIRECTOR-GENERAL



ADV. ERNA VAN DER MERWE
DEPUTY DIRECTOR-GENERAL



MR. TYLVAS N. SHILONGO
EXECUTIVE DIRECTOR

LIST OF ABBREVIATIONS

ACA	Anti-Corruption Act
ACC	Anti-Corruption Commission
CCTV	Closed Circuit Television
CEO	Chief Executive Officer
CRA	Corruption Risk Assessment
CoW	City of Windhoek
Covid-19	Coronavirus
DG	Director-General
DPECP	Directorate of Public Education and Corruption Prevention
ERO	Erongo
FIC	Financial Intelligence Centre
FY	Financial Year
GRN	Government
HQO	Head Quarter
HRC	Hardap Regional Council
HRM	Human Resources Management
ICT	Information and Communication Technology
IT	Information Technology
KERC	Kavango East Regional Council
KRC	Kunene Regional Council
KWRC	Kavango West Regional Council
M & E	Monitoring and Evaluation
MoF	Ministry of Finance
MLA	Mutual Legal Assistance
MoHSS	Ministry of Health and Social Services
MUN	Mineworkers Union Of Namibia
<u>MMA</u>	Media Monitoring and Analysis
<u>NAC</u>	Namibia Airport Company
NDF	Namibian Defence Force
NYC	National Youth Council



NACS	National Anti-Corruption Strategy
NCAA	Namibia Civil Aviation Authority
NACSAP	National Anti-Corruption Strategy Steering and Action Plan
NHE	National Housing Enterprise
NAMPOL	Namibian Police
NDF	Namibian Defence Force
NAFAU	Namibian Food and Allied Workers Union
NBC	Namibian Broadcasting Corporation
NWR	Namibia Wildlife Resort
OSH	Oshakati
OTJ	Otjiwarongo
O/M/As	Offices/Ministries/Agencies
ORC	Omaheke Regional Council
PECP	Public Education and Corruption Prevention
PR	Public Relations
OPM	Office of the Prime Minister
PSEMAS	Public Service Employee Medical Aid Scheme
PG	Prosecutor-General
PDP	Personal Development Plan
PPE	Personal Protective Equipment
PMU	Procurement Management Unit
TNA	Training Needs Assessment
SME	Small Medium Enterprise
SRM	Security and Risk Management
UNCAC	United Nations Convention Against Corruption
UAE	United Arab Emirates
UK	United Kingdom
VAT	Value Added Tax
VIN	Vehicle Identification Number
WHK	Windhoek
W/B	Whistle-Blower

SECTION 1

ABOUT THE ANTI-CORRUPTION COMMISSION



The Anti-Corruption Commission (ACC) is an independent and impartial National Agency established in terms of Chapter 10 (a) Article 94A of the Namibian Constitution. The ACC is governed by an Act of Parliament, the Anti-Corruption Act, 2003 (Act No. 8 of 2003).

As a leading national Agency, the ACC was established with the mandate to combat and prevent corruption in Namibia. The Act mandates the ACC to serve as the leading agency in Namibia that investigates corruption offences, prevent corruption and educate the public on the evils of corruption.

ACC Mandates

The mandates of the ACC, as defined in the Anti-Corruption Act, 2003 are, inter alia:

- ☒ To receive or initiate and investigate allegations of corrupt practices;
- ☒ Educate the public on the evils of corruption; and
- ☒ To take measures for the prevention of corruption in public and private bodies.

STRATEGIC PILLARS AND OBJECTIVES

The ACC has developed a Strategic Plan (2017 – 2022) that outlines its over-arching goals and objectives by the year 2022. This plan highlighted two strategic pillars that act as a strong and solid foundation on which four strategic objectives are built.

PILLAR	STRATEGIC OBJECTIVE
<p>i. Social Transformation</p> <p>This entails enhancing the understanding of the public with respect to the detrimental effects of corruption on development as well as the need to denounce the gratification of people with ill-gotten wealth</p>	<ul style="list-style-type: none"> • Reduce corruption in Namibia • Enhance stakeholder engagement and coordination
<p>ii. Institutional Capacity</p> <p>This entails enhancing organizational management and coordination with stakeholders to lead the fight against corruption</p>	<ul style="list-style-type: none"> • Enhance organizational performance • Ensure regulatory framework

FOREWORD



MR. PAULUS K. NOA
DIRECTOR-GENERAL

This report accounts for the activities of the Anti-Corruption Commission (ACC) during the financial year 2020/2021.

The Anti-Corruption Act, 2003 (Act No. 8 of 2003), as amended, provides for the powers and functions in terms of which the Commission must carry out its mandate.

The Commission investigates offences as defined and listed in the law. Any conduct which is not connected with or criminalized as a corrupt practice under the Anti-Corruption Act, may not be criminally investigated by ACC.

Other core-functions of ACC in addition to criminal investigations are, to educate the public and disseminate information on the evil and dangers of corruption and to take measures for the prevention of corruption. As ACC fiercely mounts the fight against the virulent scourge of corruption, several provisions of the Act have been challenged in the courts of law against the Constitution of Namibia, resulting in some of the provisions of the Act declared unconstitutional. A specific example in this regard is section 32 on the definition 'corruptly' which was entirely declared unconstitutional and struck down. It resulted in ACC no longer having power to investigate conducts

in contravention of or against the spirit of any law, provision, rule, process, system, policy or directive unless criminal intent is proven.

Corruption is a broader phenomenon often perpetrated in different ways in all sectors. Therefore, fighting corruption demands a multi-sectoral approach. The effective prevention and fight against corruption call for introduction of multi-anti-corruption policies, including set of standards, measures, rules, and procedures that must be strictly enforced by both, administrative and investigation bodies.

Corruption causes untold damage with long term effects on the economy. Corruption undermines the values of democracy, rule of law and good governance. Often the majority of the citizens suffer the consequences of corruption while benefiting few individuals.

Progress in investigating corruption allegations was adversely affected by Covid-19 pandemic, because many officials whom investigations officers wanted to consult with and obtain statements from were either in isolation or operating from homes and had no access to required documents. However, efforts were relentlessly made to obtain evidence and finalize some of the priority cases. The Directorate of Public Education and Corruption Prevention actively carried out prevention activities, while at the same time led the evaluation of the implementation of the National Anti-Corruption Strategy and Action Plan 2016-2019. Preparations for the development of the second National Anti-Corruption Strategy and Action Plan 2021-2025 have been commenced.

The combat against corruption demands collective action by all sectors of society. Let us all hold hands together and confront corruption in unison.

A handwritten signature in dark ink, appearing to read 'Paulus Kalomho Noa', written over a light blue circular stamp.

Director-General

STATEMENT

BY THE EXECUTIVE DIRECTOR

Being at the helm of the ACC as an Accounting Officer since August 2020, it's an honor to be afforded an opportunity to account for the 2020/2021 Financial Year institutional performance and management.

I further commend my predecessor for setting the tone for the Financial year under review.

The concluding of this financial year provides the opportunity to reflect on both the positive and negative impacts that crossed our paths whilst carrying out our mandate as a leading institution in the fight against corruption in Namibia. It goes without saying, however, that the biggest challenge the ACC is faced with is the task of changing public perceptions on the level of corruption in the country. Hence, more programs has now been devised to embark on this journey.

I commend the Director-General and Deputy Director-General who through their roles of setting the leadership tone from the top, to strategically and professionally guiding the Commission in its remarkable journey of fulfilling its core mandate.

The top Management displayed unwavering commitment and high level of professionalism to deliver on the strategic intent and realize value which moves the Commission going forward.

It is through their commitments that we can achieve our common purpose and collectively brought reality to the Commission's performance as reflected upon in this report. As we position the Commission for the future, Management and Staff members continues to remain resolutely focused to lead the institutions fight into making Namibia "a nation free of corruption".

We realized even greater value by continuing to investigate alleged corrupt practices, examine systems and practices, educate society and citizens about the evils of corruption and provide recommendations on appropriate measures to be taken for corruption prevention and the promotion of ethics in Namibia.

We continued to be true and committed in the fight against corruption, through improved stakeholders' consultations and engagement, inter-agency coordination and cooperation.

Through collective efforts with its ranks and files, ACC devised strategies to manage its affairs by constantly reviewing institutional performance in line with the set standards in our Annual Management Plan and strategic planning guidelines.

It's against the backdrop that performance review sessions have become an integral part of the Commission's performance culture, thereby introducing corrective measures to ensure improved performance, and manage by objectives.

As we embark on attaining further milestones within the following 12 months, we're hopeful and assured that we can hold to excel and counter demanding situations we have faced during the 2020/2021 financial year.

I now have the pleasure to invite you our esteemed stakeholders to read in detail about our activities, achievements, and challenges in addition to the various measures put in place towards the fight against corruption in Namibia.



MR. TYLVAS N. SHILONGO
EXECUTIVE DIRECTOR

Tylvas N. Shilongo
Executive Director



EXECUTIVE SUMMARY

This Annual Report provides progress by the Anti-corruption commission (ACC) during the year under review. It details activities conducted; achievements realized as well as challenges encountered during the 2020/2021 Financial Year.

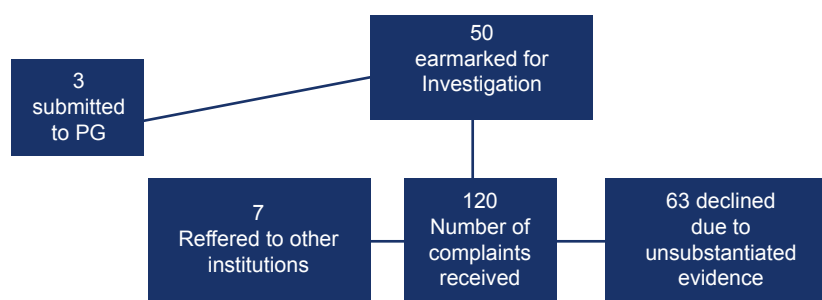
The 2020/2021 Financial Year was once again characterised by many challenges which impacted negatively on the Commission's planned activities. The Covid-19 outbreak is one such big challenge the institution is faced with. One cannot ignore the fact that, yes the COVID-19 outbreak inevitably resulted in some disruption, as it put a limit to physical activities through which the ACC conduct its programmes. However, the institution managed to devise actions and steps thereby ensuring that it lives up to its expectations.

These steps, included devising ways to contact public awareness; Corruption Risk Assessments (CRA); hold consultative meetings on the review and development of the National Anti-Corruption Strategy and Action Plan 2016-2019 (NACSAP); conducting investigation as well as advising the complainant to utilise the online platform to report suspected corrupt activities.

In conducting its daily activities the Commission requires to work closely with all stakeholders in order to build collective strategies and act in unison to interject and curb the existence of corruption in Namibia.

During the 2020/2021 Financial Year, the ACC conducted investigations on many reported allegations of corrupt practices. These are allegations of matters that fall within the mandate of the ACC. As in previous years, some matters reported did not fall within the powers of the ACC to investigate, hence, were either referred to relevant authorities or closed due to lack of reasonable grounds to initiate investigations.

Key statistics of complaints received during 2020/2021 Financial Year



The commonly reported cases during the period under review are related to abuse of power, tender irregularities, irregularities in recruitment, bribery, abuse of public resources, irregularities in land sales, land tax refunds, corruptly and fraudulent validation of imports and exports custom declaration in ASYCUDA Systems and VAT, to mention, but just few examples.

Accordingly, the ACC made some remarkable strides during the year under review, both in terms of growth such as filling some of its vacant positions, performance in terms of investigations, and public education and corruption prevention.

ANNUAL PERFORMANCE PER STRATEGIC OBJECTIVE DURING THE 2020-2021 FY

During the Year under review, the Commission managed to deliver against their strategic objectives and related targets. Its activities and programmes have been implemented under three of the four Strategic Objectives as indicated below.

STRATEGIC OBJECTIVE	RESPONSIBLE UNITS	ACHIEVEMENTS
1. Reduce Corruption in Namibia	<ul style="list-style-type: none"> Directorates of Investigation and Prosecution Directorates of Public Education and Corruption Prevention. 	<ul style="list-style-type: none"> One-hundred and twenty (120) complaints were received during the financial year under review of which fifty (50) complaints were earmarked for investigation. Out of the fifty (50) cases earmarked for investigation, three (3) were submitted to the Prosecutor-General, fourteen (14) were closed due to unsubstantiated evidence after investigation, while in thirty-three (33) cases investigations is ongoing. Eight (8) Corruption Risk Assessments were conducted as part of Examinations Systems, Practices and Procedures. Fifty-six (56) public awareness on corruption were conducted as part of Public Education on corruption. Further, thirteen (13) Monitoring and Evaluation sessions were conducted with various institutions.
2. Enhance Stakeholder Engagement and Coordination	<ul style="list-style-type: none"> Directorate of Public Education and Corruption Prevention. Sub-Division: Public Relations 	<ul style="list-style-type: none"> During the year under review, the ACC made significant progress in terms of stakeholder's engagement through the implementation of the National Anti-Corruption Strategy and Action Plan (NACSAP) 2016/2019. In regards, Twelve (12) quarterly meetings with stakeholders or implementing institutions were conducted as planned representing 100% achievement.
3. Enhance Organizational Performance	<ul style="list-style-type: none"> Division Administration 	<ul style="list-style-type: none"> During the 2020/2021 FY the ACC was able to fill 2 vacant management positions: Deputy Director Grade 4 (Security and Risk Management) and that of Chief Investigating Officer Grade 4 (Forensic) Furthermore, one staff member was transferred to the ACC in the position of an Executive Director Grade 1.

Table 1: Performance Per Strategic Objectives

In terms of performance by individual Strategic Objective, a score of 68 % for Strategic Objective number 1 “Reduce corruption in Namibia” was recorded. Further, the performance towards Strategic Objective number 2 “Enhance Stakeholders engagement and coordination” recorded 88%, while, Strategic Objective number 3 “Enhance Organizational Performance” recorded a score of 56%.

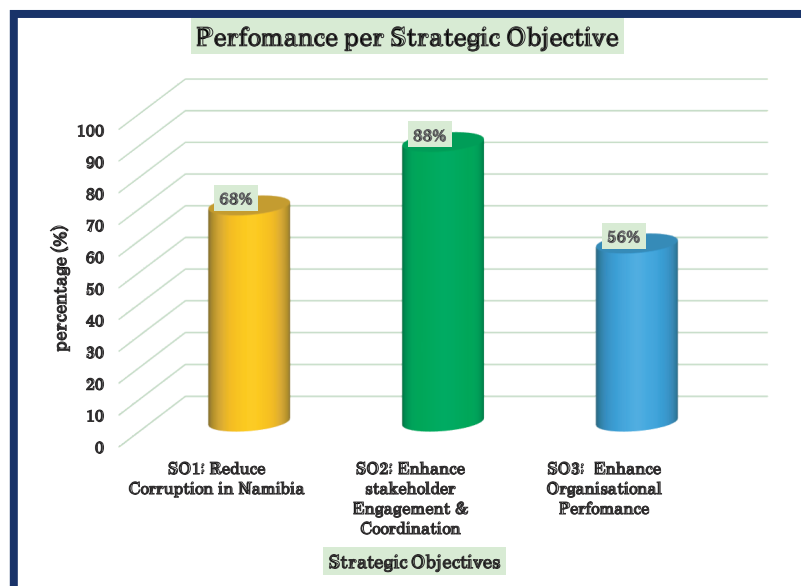


Fig 1: Performance per strategic Objective

ANNUAL PERFORMANCE PER DIRECTORATE/DIVISION DURING THE 2020/2021 FY

Performance per institutional Unit reflects an over performance of 102% by the Directorate of Public Education and Corruption Prevention. Directorate of Investigation and the Administration Division shows a performance of 95% and 71% respectively. The Annual performance per Directorate / Division is measured against output planned per each unit during the 2020/2021 FY.

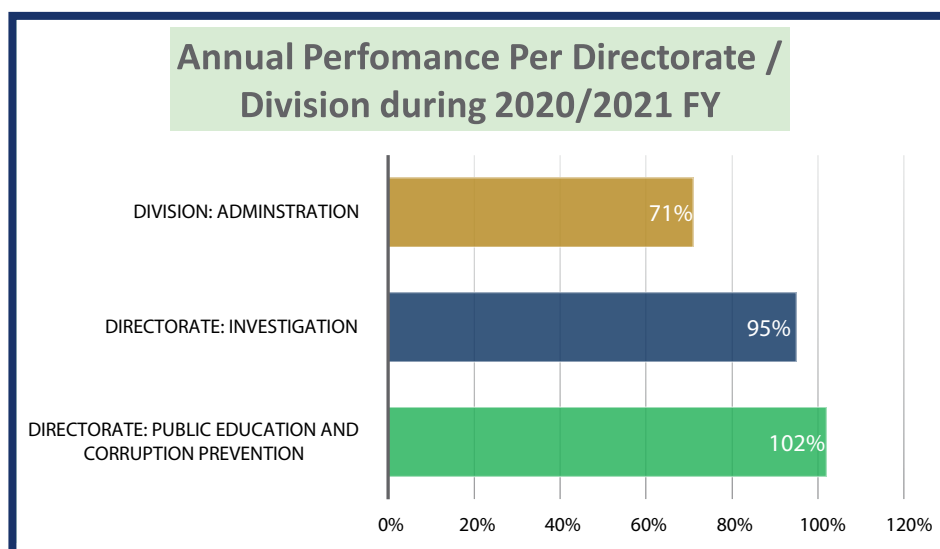


Fig 2: Annual Performance per Directorate/Division during 2020/2021

ANNUAL OVERALL INSTITUTIONAL PERFORMANCE FOR 2020/2021 FY

During the 2020/2021 financial years, the Commission recorded, an overall performance of 66% with a deviation of 34%. The status of performance did not meet the required “Harambee” performance standard of 80%. This was due to various pullback factors and reasons given on page 52.

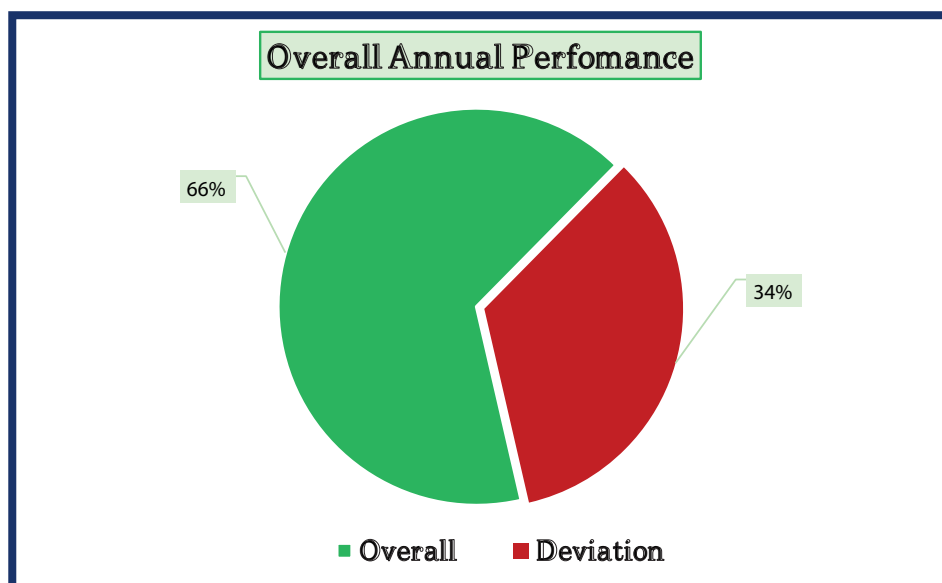


Fig 3: Overall Annual Performance during 2020/2021 Financial Year -

The average performance of ACC is assessed against the backdrop of the following pullback factors constraints of, human and financial resources as well as the impacts of COVID-19 pandemic such as lockdowns and regulations that limited the number of gatherings more especially for Public Education and Corruption Preventions activities including the meetings pertaining to the implementations of the National Anti-Corruption strategy 2016-2019 and its evaluation thereof.

Further, factors such as the lengthy and complex investigation of the Corruption allegations in the Fisheries sector "Fish-rot" Case can be attributed to budget constraints (shortfalls) experienced, lagging behind in amending the Anti-Corruption Act 2003 to strengthen the enforcement of Anti -corruption mechanisms/measures, resignation of skilled investigators, overall shortage of manpower in the Institution, lack of functional and specialized courts to handle corruption cases, and non-decentralisation of the ACC services posed as a challenge, thereby making it difficult for the institution to bring services across all the regions.

Therefore, the Government would continuously pay special attention to these challenges as they have potential to continue to adversely impact on ACC's performance and strength in the future.

SECTION 2

HIGHLIGHTS OF 2020/2021 FINANCIAL YEAR



This section details activities conducted; achievements realised as well as challenges encountered during the period under review.

INTRODUCTION

This report covers the activities conducted; achievements realized as well as challenges encountered during the financial year 2020/2021.

As we present our 2020/2021 Annual Report, it is incumbent of us to ensure that this report reflects accurate and timely information, relevant to the mandate of the Commission. This Annual Report presents to you a detailed summary of operational activities undertaken by the Commission in fulfilment of its constitutional and statutory mandates during the year under review. Additionally, this report serves to certify the level of financial accountability executed by a team of dedicated staff members at the Commission.

Overall, this report captured the work that is being done by various Directorates, and Divisions of the Commission as carried out through its four offices.

The Anti-Corruption Commission thus executes its functions through its four offices:

- The Head Office in Windhoek serves the *Khomas, Hardap, //Karas, and Omaheke regions*.
- The office in Swakopmund serves *Kunene and Erongo regions*.
- The ACC also has an office in *Otjiwarongo, serving Otjozondjupa, Kavango East, Kavango West, and Zambezi Regions*.
- Accordingly, the office in *Oshakati serves Oshana, Omusati, Ohangwena, and Oshikoto regions*.

In nutshell, the Directorate of PECP, Investigation and Administration Division are all represented in the regions and a variety of activities were therefore carried out by the four offices as part of their annual activities plan. The report collectively reflect on all activities that were carried out or implemented by all offices.

This Annual Report consists of four sections.

- **Section 1:** gives a short description of the Anti-Corruption Commission;
- **Section 2:** provides the Institutional performances as per the Annual Plan of the ACC with the progress each Directorate/ Division made during the period under review.
- **Section 3:** Information to note
- **Section 4:** Conclusions

PART A

DIRECTORATE: INVESTIGATIONS



**MS. JUSTINE
KANYANGELA**
ACTING HEAD: INVESTIGATION

Overview

Investigation Directorate is one of Commission's key functions. It is responsible for investigating alleged corrupt practices in public and private sectors and make recommendations to the Prosecutor-General (PG) for possible prosecution. It is through this directorate that the Commission analyses allegations and complaints as reported to the Commission; and taking measures for prevention of corruption in public and private bodies. These functions are executed within the scope of the Anti-Corruption Act, 2003, and any other law guiding the Commission.

1. Handling of corruption cases during 2020/2021 FY

The year under review has been a challenging year due to Covid-19 pandemic. Officials in several offices have been working from home, making it difficult for investigating officers to speedily finalize dockets assigned to them. Some investigators contracted the virus in the course of the investigation and were in isolation for substantial time. The setback further contributed to the delay in the finalization of the dockets.

During the year under review, a total number of one hundred and twenty (120) complaints were registered at the ACC. This represents a decrease of sixty-seven (67) cases compared to the one hundred and eighty-seven (187) cases reported during the 2019/2020 financial year. These figures exclude matters in which whistle-blowers were directed or advised to report complaints to other relevant institutions.

The nature of information for the corruption complaint received determines whether the matter warrants investigation by ACC or not. During 2020/2021 FY, fifty (50) cases representing 42% of the one hundred and twenty (120) complaints warranted investigation by ACC, as compared to the sixty-one (61) (33%) of the one hundred and eighty-seven (187) reported in 2019/2020 financial year. The total number of sixty-three (63) which represent 52% of non-pursuable corruption complaints were declined due to insufficient evidence, vague or unsubstantiated information provided, while seven (7) corruption-related reports case which represent 5% were referred to other institutions with a request for feedback.

2. Cases report submitted per ACC office during 2020/2021 FY

Pursuant to the provisions of decentralization, the Commission has four offices countrywide. The Head Office in Windhoek serves Khomas, Hardap, //Karas, and Omaheke regions. The office in Swakopmund serves Kunene and Erongo regions. While the office in Otjiwarongo, serves Otjozondjupa, Kavango East, Kavango West, and Zambezi Regions. Accordingly, the office in Oshakati serves Oshana, Omusati, Ohangwena, and Oshikoto regions.

The ACC Head Office recorded a total number of sixty (60), which is the highest, accounting for 50% of the corruption related reports received in the 2020/2021 financial year. A total of twenty-two (22) (18%) cases were recorded at the ACC office in Erongo region. Oshana region accounted for twenty (20) (17%) cases, and the Otjozondjupa region recorded the least number of corruption-related reports with a total number of eighteen (18) (15%) cases.

The chart below shows the number of cases reported as per ACC offices during the 2020/21 financial year.

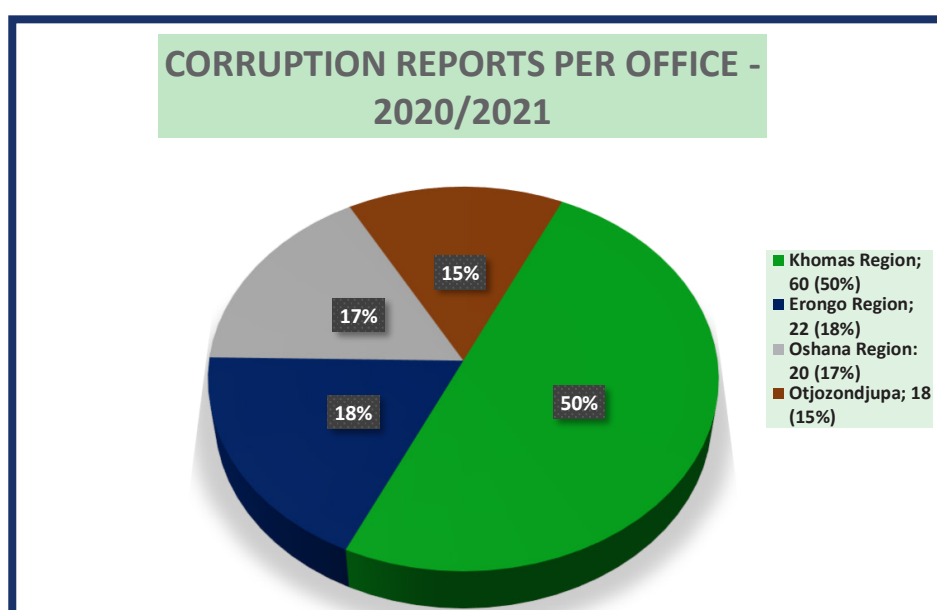


Fig 4: Number of corruption related reports submitted per ACC office during 2020/2021 Financial Year

3. Types of corruption related reports mostly submitted to the ACC in the 2020/2021 FY

During the 2020/2021 financial year, the commonly reported types of corruption are the abuse of power; tender irregularities; irregularities in recruitment; bribery; abuse of public resources; irregularities in land sale, land tax refunds, corruptly and fraudulent validation of Import & Export Custom Declaration (SAD 500) in ASYCUDA System and VAT just to mention a few.

Whistle-blowers continued mainly reporting cases of abuse of power, with 20% of corruption related reports submitted to the ACC reports in the 2020/2021 financial year attesting to this fact. The number of corruption related reports submitted to the ACC in relation tender and procurement accounts to 10% received related to tender and procurement is at 10%.

4. Closed cases during the period under review

Out of the one hundred and **twenty (120)** complaints received during the period under review, a total number of **seventy-three (73)** representing 61% were closed due to the following reasons: unfounded / (false after investigation) with seven (7) reports, representing 9%;. Also, unsubstantiated-declined (non-pursuable corruption complaints) with **sixty-four (64)** which represent 88% were declined due to insufficient evidence to ensue investigation, vague, or unsubstantiated information provided. **Further, two (2)** reports, representing 3% of the total number of cases closed during the year under review, were referred to relevant authorities with a request for feedback.

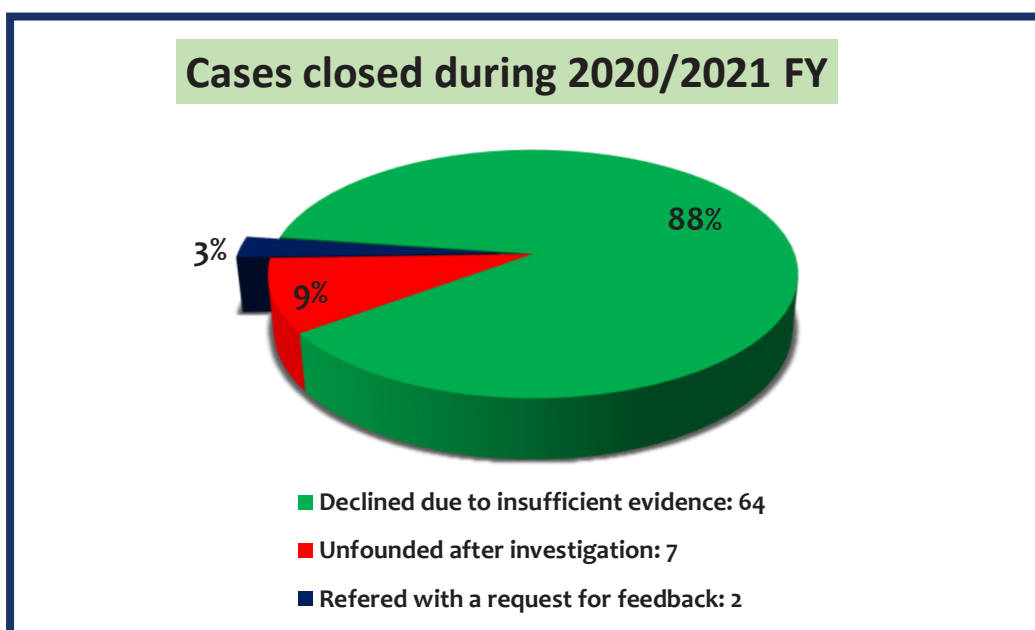


Fig 5: Closed cases during the 2021/2021 Financial Year

5. Handling of cases investigated during 2020/2021 FY

During the financial year under review, fifty (50) which represent 42% of the one hundred and twenty (120) complaints received were earmarked for investigation. A total of thirty (3) case dockets were referred to the Prosecutor-General. This is in terms of Section 31(1) of the Anti-Corruption Act, 2003¹. Further, fourteen (14) case dockets were closed due to unfounded evidence, while in Thirty-three (33) case dockets investigations is ongoing.

1. If, upon completion of an investigation by the Commission, it appears to the Director-General that a person has committed an offence of corrupt practices under Chapter 4 or any other offence discovered during the investigation, the Director-General must refer the matter and all relevant information and evidence assembled by the Commission in connection with the matter to the Prosecutor-General.

The Handling of the fifty (50) corruption cases earmarked for investigation during the 2020/2021 Financial Year is broken down as indicated in the graphs below.

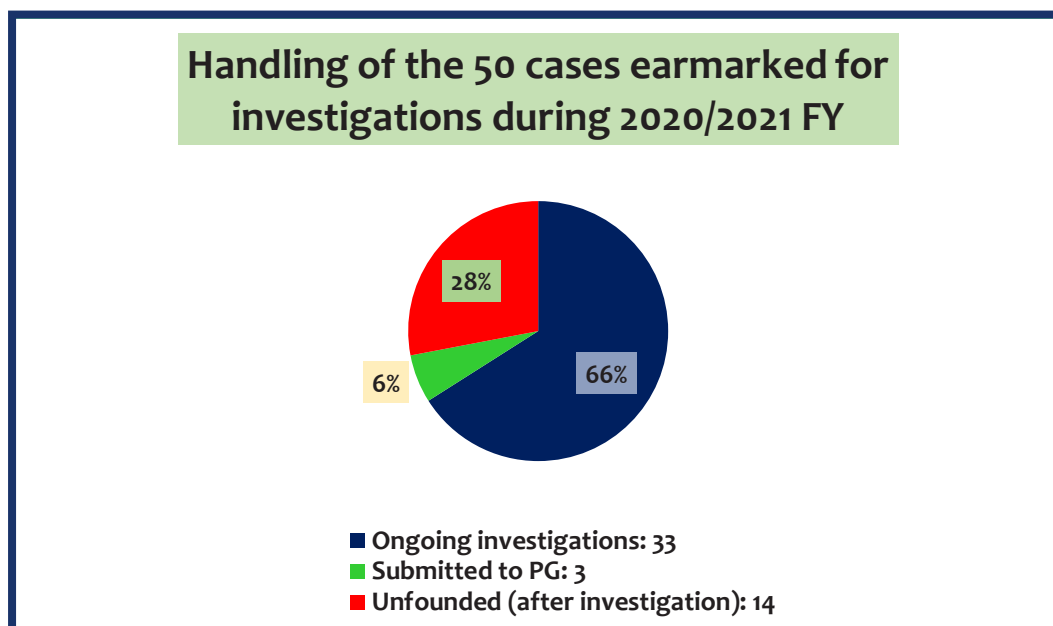


Fig 6: Depicts the handling of cases identified for investigation during the 2020 / 2021 Financial Year

6. Handling of overall case dockets submitted to the PG during 2020/2021 FY

During the financial year under review, thirty-five (35) case dockets (including new and old case dockets) were referred to the PG for decision-making as per Section 31 (1) of the Anti-Corruption Act, 2003. This represents three (3) dockets more compared to the previous year 2019/2020. Of the thirty-five (35) case dockets submitted to the PG, ten (10) cases, represent 29%, are before the court, three (3) dockets represent 8% were referred back to the Commission to comply with further instructions, two (2) dockets, represent 6% were decline to prosecute by PG and twenty (20) dockets, representing 57%, the decision of the PG still pending.

See the chart below:

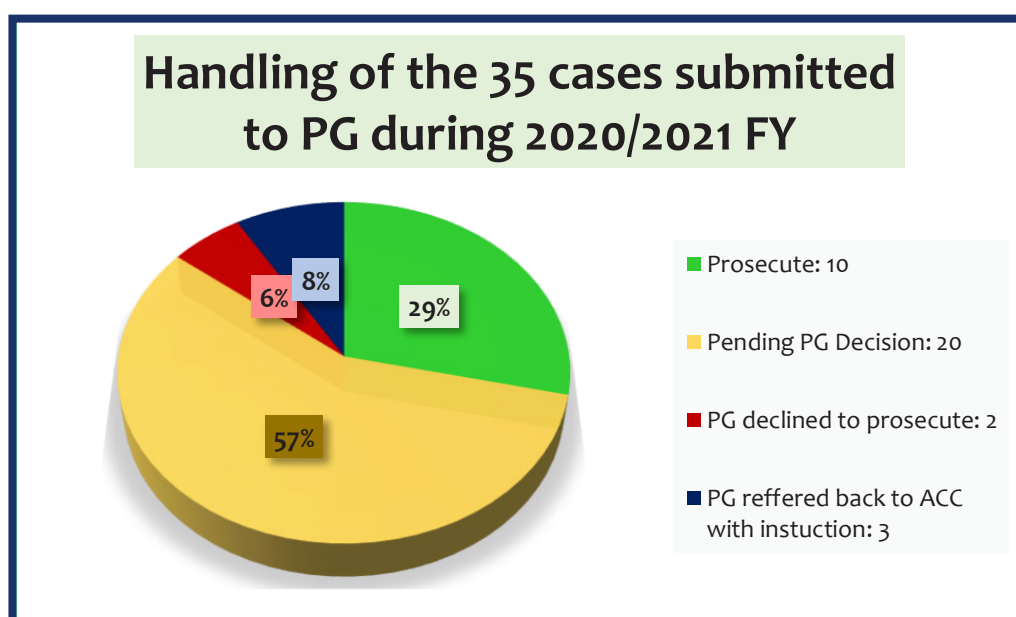


Fig 7: Handling of dockets submitted to the PG during the year under review

7. Notable cases referred to the Prosecutor-General

Table 2

CASE REFERENCE	POSITION	ENTITY	ALLEGED CORRUPT PRACTICE	METHOD
ACC-HQO-17-002308	Private person	Private person	Contravening Section 29(1) (g) read with Sections 51 of the ACA – Pretending to be an Authorized officer of ACC.	Pretending to be an Authorized officer of ACC investigating a fraud case at Natis.
ACC-HQO-18-002746	Cleaner	NDF	Contravening Section 43(1) read with Sections 46, 49 and 51 of the ACA – corruptly using office/position for gratification	Misrepresentation made to offer a job against payment
ACC-HQO-19-002887	Administrator Officers	PSEMAS/ Ondangwa Private Hospital	Contravening Section 43(1) read with Sections 32, 43(2), 46, 49 and 51 of the ACA – corruptly using office/position for gratification	Solicited a bribe from PSEMAS patients in order to change a standard option of a beneficiary to high option after a certain money has been paid to enable such patient to be admitted at a private hospital
ACC-HQO-19-002883	Chief Accountant & Businessman	Min. of Education, Arts & Culture / Lab Tech	Contravening Section 43(1) read with Sections 32, 43(2) (3), 351(a), 35(4), 46, 49 and 51 of the ACA – corruptly using office/position for gratification	Received an amount of N\$20,000.00 from a contractor contracted by the Ministry to supply materials in order to fast-tracking the payments of that said company.
ACC-ERO-14-001270 (B)	Former Minister of Justice	Olea Investments CC/Ministry of Justice	Contravening Section 46 read with Sections 47, 49 and 51 of the ACA – corruptly conspires with any other person to commit an offence under ACA or abets, induces, incites or commands another person to commit an offence under ACA	Obstructing the course of justice by removing documents which had a bearing on the criminal case under investigation ACC ERO-14-001270 and ACC HQO-14-001277.
ACC-ERO-14-001270 (C)	Police Reservist	Namibian Police/ Fishcor	Contravening Section 38 read with Sections 46, 49 and 51 of the ACA – corruptly using office/position for gratification	Obstructing the course of justice and conspired to improperly influence an authorised officer of the Anti-Corruption Commission and offer him a bribe.
ACC-ERO-16-002126	Mayor	Walvisbay Municipality / Onakuziwa CC	Contravening Section 43 (1) of ACA - corruptly using office or position in a public body to obtain any gratification, for his benefit or any other person.	Involve in alleged corrupt transaction to render non-budgeted and non-tendered tinting of the Walvis Bay Municipal Mayoral Vehicle.

ACC-HQO-17-002484	Estate Administrator	Kaani Estate & Wills CC	Contravening Section 43(1) and Section 35(3) of the Anti-Corruption Act of the ACA - Corruptly using office or position for gratification and contravention of Organized Crime Act and Money Laundering.	Misappropriates of funds (N\$338,325.21) by an Administrator appointed by the Master of the High Court to administer the Estate funds and fail to distribute the proceeds to the heirs and beneficiaries as intended.
ACC-OTJ-20-003083	Police Officer	Namibian Police	Contravening Section 43(1) read with Sections 32, 43(2) (3), 351(a), 35(4), 46, 49 and 51 of the ACA – corruptly using office/position for gratification	Solicited a bribe of N\$2500.00 from WB in order not to arrest the WB in the criminal case.
ACC-OTJ-18-002740	Resort Manager	NWR Waterberg Plateau Park Resort	Contravening Section 43(1) read with Sections 32, 43(2) (3), 351(a), 35(4), 46, 49 and 51 of the ACA – corruptly using office/position for gratification	Alleged to appoint / promote a floor captain without following the normal promotional procedures of the company.
ACC-HQO-19-002924	Immigration Official	Ministry of Home Affairs, Immigration, Safety & security	Contravening Section 43 (1) of ACA - corruptly using office or position in a public body to obtain any gratification, for own benefit or any other person.	Alleged to have issued work permits to various Zimbabwean Nationals without following correct procedures and for personal gain.
ACC-HQO-17-002455	Deputy Director/ Private person	Ministry of Works and Transport (NCAA) /Office economics/ Modern Shades & Blinds Expert cc	Contravening Section 35(3) (a) read with 35(4), 46, 49 and 51 of the ACA.	Inflated quotation to N\$ 7.7 million to purchase furniture for NCAA from WB for lessor amount and share the remainder of the money.
ACC-HQO-19-002889	Executive Director	Ministry of Works and Transport	Contravening Section 43 (1) of ACA - corruptly using office or position in a public body to obtain any gratification, for own benefit or any other person.	Corruptly approved the demolishing of Okahandja Hotel Government building in Okahandja town to the value of N\$2 489 140.50.
ACC-HQO-18-002647	Estate Administrator	Kozonguizi & Associates	Contravening Section 43(1) and Section 35(3) of the Anti-Corruption Act of the ACA - Corruptly using office or position for gratification and contravention of Organized Crime Act and Money Laundering.	Misappropriates of funds (N\$394,826.99) by an Administrator appointed by the Master of the High Court to administer the Estate funds and fail to distribute the proceeds to the heirs and beneficiaries as intended.

ACC-OTJ-18-002648	Estate Administrator	Kozonguizi & Associates	Contravening Section 43(1) and Section 35(3) of the Anti-Corruption Act of the ACA - Corruptly using office or position for gratification and contravention of Organized Crime Act and Money Laundering.	Misappropriates of funds (N\$280,000.00) by an Administrator appointed by the Master of the High Court to administer the Estate funds and fail to distribute the proceeds to the heirs and beneficiaries as intended.
ACC-HQO-20-003064	Manager	NWR	Contravening section 35(3) (b) of the ACA, Act 8/2003 – corruptly use a document which contains false information intended to mislead Natis or any other person	Corruptly give false police declaration to Natis official in order to renewed driving license which was issued fraudulently.
ACC- HQO - 19-003025	Farm Manager	Agribusdev/ Ndonga Linena	Contravening Section 43 (1) and Section 35(3) of the ACA - corruptly using office or position in a public body to obtain any gratification, for his benefit; corruptly use documents which mislead the principal	Corruptly sold the maize grains of the Ndonga Linena Project and knowingly have the proceeds of the maize deposited into an account other than the official bank account of the Ndonga Linena Project.
ACC ERO -20-003097	Police Officer	Namibian Police	Contravening Section 43 (1) of the ACA - corruptly using office or position in a public body to obtain any gratification, for his benefit or any other person	solicited a bribe in kind to wit, a sheep carcass for exchange to omit to register a criminal case against truck driver for displaying license discs which appear to be forged.
ACC HQO 18-002541	Estate Administrator	Kozonguizi Estate	Contravening Section 43(1) and Section 35(3) of the Anti-Corruption Act of the ACA - Corruptly using office or position for gratification and contravention of Organized Crime Act and Money Laundering.	Misappropriates of funds (N\$396,858.00) by an Administrator appointed by the Master of the High Court to administer the estate funds from Old Mutual and fail to distribute the proceeds to the heirs and beneficiaries as intended.
ACC ERO 17-002340	Directors/ shareholders	Reho Fishing Company (Pty) Ltd	Contravening section 35(3) of the ACA - corruptly use documents which mislead the principal	Provide undue and incorrect information to the Ministry of Fisheries and Marine Resources with the main aim to obtain fish concessions; that the proceeds generated through these fishing concession (s) are for their personal gain and not for the purpose intended for.
ACC OTJ -20-003055	Councillors	Rundu Town Council	Contravening Section 43 (1) read with Sections 32, 43(2), 43(3), 46, 49 and 51 of the ACA - corruptly using office or position in a public body to obtain any gratification, for his benefit.	Allegations that Rundu Town Council officials are busy promoting their personal interest and selves' enrichments strategies.

ACC ERO -17-002338	CEO & staff members	Usakos Town Council	Contravening Section 43 (1) read with Sections 32, 43(2), 43(3), 46, 49 and 51 of the ACA - corruptly using office or position in a public body to obtain any gratification, for his benefit.	Various allegations of corrupt practices by officials at Usakos Town Council
ACC OTJ -18-002680	Former CEO	Ruacana Town Council	Contravening Section 43 (1) of ACA: corruptly using office or position in a public body to obtain any gratification, for his benefit or any other person.	Allegations of corrupt practices by official of Ruacana Town Council, using the Council water tank and vehicles for the construction of a private lodge and house within the town boundary and supplying bricks to the Council for the Build Together Project and purchases cements with the council money for and sold the bricks to Ruacana Town Council.
ACC HQO -20-003124	Private person	-	Contravening Section 38 of ACA read with Section 56, 43(e) (d) (f) & (g) of the Immigration Control Act No. 7 of 1993.	Allegations of corrupt practices by pursuing the W/B to offer bribes to facilitate the final issuance of the Permanent Residence Permit.
ACC HQO 15-001644	Senior Accounts / private persons	Master of the High Court	Contravening Sections 43(1) and 35(1) (a) read with section 46 of the ACA - Corruptly using office or position for gratification and corruptly use any receipts or material and/or documents which mislead the principal.	Submit false claims to the Office of Master of High Court and conspired with the employee of the Master of High court to process the fraudulent claim forms of the beneficiaries from the Guardian's fund and share the money.
ACC HQO 20-003119	Prophet / private person	Private person	Contravening section 35(2) (a) read with sections 32, 35(5), 46, 49 and 51 of the ACA - conspired with another person to facilitate the bribe and pay the investigating officer.	Offered a bribe of N\$13,000.00 to the investigating officer to testify in his favour to get bail and conspired with another person to facilitate the bribe and pay the investigating officer.
ACC HQO 19-002868	Intern technician assistant	City of Windhoek	Contravening Section 43 (1) of the ACA - corruptly using office or position in a public body to obtain any gratification, for his benefit	Solicited a bribe from private individual for installation of electricity.
ACC HQO 19-002905	Customs & Excise official	Ministry of Finance	Contravening Section 43 (1) of the ACA - corruptly using office or position in a public body to obtain any gratification, for his benefit.	Customs and Excise official extorting money from the W/B in order to reduce the value imported goods.

ACC HQO 20-003071	Soldiers	Namibian Defence Force	Contravening Sections 43(1) and 35(3)(b) read with section 46 of the ACA - Corruptly using office or position for gratification and corruptly use any receipts or material and/or documents which mislead the principal.	Members of the NDF misused their positions corruptly conspire with the owners of panel beaters company in order to defraud the Ministry of Defence.
ACC HQO 19-002934	Deputy Director	Ministry of Home Affairs, Immigration, Safety & Security	Contravening Section 43 (1) of the ACA - corruptly using office or position in a public body to obtain gratification, for his benefit.	Officials of the Ministry of Home Affairs and Immigration received bribes as inducement to process various applications.
ACC-HQO 18-002759	Foreman & Technical Project Coordinator	Nored	Contravening Section 43 (1) read with sections 35(1) & 46 of the ACA - corruptly using office or position in a public body to obtain any gratification, for his benefit.	Employees of Nored corruptly holds a 50% interest in a company which delivered power line services to their employer.
ACC-HQO 18-002723	Police officers	Namibian Police	Contravening Section 43 (1) read with section 35(1) of the ACA - corruptly using office or position in a public body to obtain any gratification, for his benefit.	Suspects allegedly solicited a bribe as inducement to give and recommend bail to suspected offenders in police custody.
ACC-HQO 13-000824	Work Inspectors & private person	Ministry of Agriculture, water and Forestry	Contravening Section 43 (1) read with sections 35(3) & 46(b) of the ACA - corruptly using office or position in a public body to obtain any gratification, for his benefit	Awarding a tender to a company not submit any bid documents neither appeared on annual tender list.
ACC-HQO 14-001277	Former Ministers, other public officials & Private Individuals	Ministry of Fisheries and Marine Resources and other public offices	Contravening section 43(1) read with sections 35(3) and 46 of the Anti-Corruption Act of the ACA - Corruptly using office or position for gratification, contravention of Organized Crime Act and Money Laundering.	Involved in corrupt practices by causing the Namibian Government to entered into a suspected Bilateral Agreement with Angolan Government for own gratification or others.
ACC-ERO 14-001270	Former Minister, other public officials & Private Individuals	Ministry of Fisheries and Marine Resources	Contravening section 43(1) read with sections 35(3) and 46 of the Anti-Corruption Act of the ACA - Corruptly using office or position for gratification, contravention of Organized Crime Act and Money Laundering.	Involved in corrupt practices by unprocedural appointed his son-in-law's relative as a Chairperson of Fishcor, a State-owned company in contravention of the relevant laws.

8. Zooming into the fisheries cases: Investigation of Fisheries Case: (Fishcor & Namgomar - "Fishrot")

A significant amount of time has been spent in the investigation of the two cases during the Financial Year 2020/2021. Nine (9) accused persons so far have been arrested after intensive investigation.

In terms of section 31(1) of the Anti-Corruption Act, the two dockets were referred to the office of the Prosecutor General, whereby the Prosecutor-General took a decision for them to be arraigned for trial on multiple corruption and fraud charges in the High Court. Another accused was also added to the main Namgomar case after a case for obstructing and defeating the course of justice was successfully investigated against him. At the time this report was being compiled, the ten (10) accused persons were still in police custody after they were denied bail.

8.1 The charges they are facing are:

- **RACKETEERING** in contravention of Section 2(1)(a), (b) and (c) as read with Sections 1, 2(2) (a) and (b), 3, 8 and 11 of the Prevention of Organised Crime Act, 2004 (Act No.29 of 2004), and further read with the provisions of sections 94, 155 and 156 of the Criminal Procedure Act 51 of 1977, as amended;
- **RACKETEERING** in contravention of Section (2) (5) as read with Sections 1, 2(2) (a) and (b), 3, 8 and 11 of the Prevention of Organised Crime Act, 2004 (Act No.29 of 2004), and further read with the provisions of sections 94, 155 and 156 of the Criminal Procedure Act 51 of 1977, as amended;
- **CONTRAVENING** section 43 (1) read with sections 32, 43(2), 46, 49 and 51 of the Anti-Corruption Act No. 8 of 2003 and further as read with the provisions of sections 94, 155 and 156 of the Criminal Procedure, Act No. 51 of 1977: corruptly used their offices or positions in a public body to obtain any gratification, for the benefit of themselves or all other accused persons or any other person;
- **CONTRAVENING** section 46(b) read with sections 32, 43(2), 43(3), 46, 49 and 51 of the Anti-Corruption Act, 2003 (Act No. 8 of 2003) and further as read with the provisions of sections 94, 155 and 156 of the Criminal Procedure, Act No. 51 of 1977- conspiring with each other to commit an offence of contravening section 43 (1) read with sections 32, 43(2), 46, 49 and 51 of the Anti-Corruption Act No. 8 of 2003;
- **FRAUD** as read with the provisions of sections 94, 155, 156 and 332(5) of the Criminal Procedure Act 51 of 1977, as amended;
- **CONTRAVENING** section 4 (b) (i) and (ii) read with sections 1, 7, 8 and 11(1) of the Prevention of Organised Crime Act, 2004 (Act No.29 of 2004), read with the provisions of sections 94, 155 and 156 of the Criminal Procedure Act 51 of 1977: Money Laundering;
- **CONTRAVENING** section 18 (2) (a) of the Riotous Assemblies Act 17 of 1956;
- **UNLAWFUL POSSESSION OF AMMUNITION.** Contravening section 33 read with sections 1, 38 (2) and 39 of the Arms and Ammunition Act, 1996
- **ASSAULT, RESIST OR OBSTRUCT AN AUTHORISED OFFICER** in contravening of section 29 (1) (a) read with sections 1, 3, 22-28, 29 (2) and 51 of the Anti-Corruption Act 8 of 2003.

In addition to the above, there are other three accused persons who are charged for:

- Contravening section 34 (a) read with sections 32, 46, 49 and 51 of the Anti-Corruption Act, Act 8 of 2003 and
- Attempting to defeat or obstruct the course of justice.
- **One of the three accused pleaded guilty and was in November 2020 convicted and sentenced to 18 months imprisonment of which 9 months are suspended for the period of five (5) years on condition that he is not convicted of corruption during the period of his suspension.**

8.2 Assets identified during the course of the investigation:

The below listed assets were identified as belonging to the accused persons, and our investigations linked them to the criminal cases or proceeds of crime. Information with regard to all the identified assets has been furnished to the office of the Prosecutor General with an objective to enable the PG office to launch civil applications for the preservation of properties in terms of the Prevention of Organised Crime Act, 2004.

8.2.1 IMMOVABLE PROPERTIES:

1. Erf number 3693; Ondangwa (Ext. 1) held under Deed of Transfer T 4857/2014 and with Bond B5327/2014 for N\$ 810 000 and an additional amount of N\$ 162 000;
2. Erf number 5052; Ongwediva (Ext. 11) held under Deed of Transfer T 773/2017 with Bond B801/2017 for N\$ 650 000 registered over it;
3. Erf number 6594; Ongwediva (Extension No. 14) held by Deed of Transfer No. T 6939/2016;
4. Erf number 6586; Ongwediva (Extension No. 14); held by Deed of Transfer No. 6529/2015 and with Bond B6209/2015 registered for N\$ 320 000 with an additional N\$ 80 000 over it;
5. Erf number 3649; Ondangwa (Extension No. 17) held by Deed of Transfer No. 4120/2017 and with Bond B3535/2017 registered for N\$ 450 000 with an additional N\$ 112 500 over it;
6. Erf number 6491; Ondangwa (Extension No. 14) held by Deed of Transfer No. 1257/2017;
7. Erf number 1304; Cimbebasia; Extension No. 4 held by Deed of Transfer No. 7177/2009 with Bond B8095/2008 registered for N\$ 855 200 and B 2749/2011 for N\$ 76 000 over it;

8.	Erf number 1326; Hochlandpark; Windhoek held by Deed of Transfer T 1187/2018;
9.	Erf 12 Eland Street, Finkenstein Estate;
10.	Erf 865, Garibes Street, Kleine Kuppe (Extension No. 1);
11.	Erf 373, Tamariskia, Extension 1;
12.	Erf No. 140, Eenhana;
13.	Erf No. 13, Berg Street, Klein Windhoek
14.	Erf No.15 Kokerboom Street, Kleine Kuppe;
15.	Erf No. 708 Hakahana;
16.	Erf No. 171, Ichaboe Street, Rocky Crest;
17.	Erf No. 2727 & 2728 (A portion of Erf No. 1318), Outapi Extension 4;
18.	Erf No. 24, Omuthiya;
19.	Erf No. 2066, Klein Windhoek (Extension 3);
20.	Erf No. 784; Wanaheda (Ext. No. 2) held by Deed of Transfer T 6126/2019 and with Bond B 5035/2019 for N\$ 1 560 000 with an additional amount of N\$312 000 registered over it.
21.	Erf number 2825; Ongwediva held by deed of transfer T 6945/2018;
22.	Erf 6717; Ongwediva (Ext. 5) held by deed of transfer T 7154/2016;
23.	Erf number 140; Eenhana held by deed of transfer T 1285/2019;
24.	Erf 27111 Milnerton, Cape Town held under Deed of Transfer number T 48329/1999;
25.	Erf 4151, Melkbosch Strand held under Deed of Transfer T 2907/2016;
26.	Erf 214; Hochlandpark; Windhoek held under Deed of Transfer T 3177/1996;
27.	Erf 148 Swakopmund, Rossmund ("Erf 148"), is registered in the name of the fourth respondent;
28.	Erf 148 and Erf 149 Rossmund, Swakopmund;
29.	Farm Dakota No. 35 held by deed of transfer T 4064/2002;
30.	Farm No. 636 (A portion of the consolidated Farm Goodhope No. 298);
31.	Portion 1 (Gunsbewys) of the farm Doornboompan No. 542; Omaheke region held under Deed of Transfer T2744/2017;
32.	Portion 2 (Dixie) of the farm Doorboompan No. 542; Omaheke region held under Deed of Transfer T2744/2017.
33.	One half share in Erf 2788 (A portion of Erf No. 98) Swakopmund held by Deed of Transfer T 0669/2018;
34.	Half share Erf 2596, Wanaheda Extension 4;
35.	Remainder of Erf 1207, Von Trotha Street, Otjiwarongo;
36.	One half share of Erf 2596, Wanaheda (Ext. 4); Windhoek held under Deed of Transfer T 4450 (A)/200;
37.	One half share in Erf 214, Academia; Windhoek held under Deed of Transfer T 3262/2014
38.	One 1/3 undivided share of Erf No. 530, Mondesa, Swakopmund held under Deed of Transfer T6469/2019;
39.	One half share in Portion 229 of the Farm Finkenstein No. 526/T7779/201;
40.	Section No. 116 in the development scheme known as "1990 South". Erf No. 8766 (A portion of Erf No. 7772);
41.	Section No. 18 in the development scheme known as "1990 South". Erf No. 8766 (A portion of Erf No. 7772);
42.	Section No. 88 in the development scheme known as "1990 South". Erf No. 8766 (A portion of Erf No. 7772);
43.	Section No. 19 in the development scheme known as "1990 South". Erf No. 8766 (A portion of Erf No. 7772)
44.	Sectional Title Unit comprising section 3 in the building to be known as Platz Am Meer;
45.	Unit 2.1, Erf 478, Langstrand

8.2.2 VEHICLES:

1.	A Toyota Hilux 2.7 4X2 Single Cab, license number N152207W; chassis number AHTCX39G005001200 and engine number 2TR6137296;
2.	A Toyota Hilux 2.0 4x2 Single Cab, license number 858NA; chassis number AHTCW12G304050673 and engine number 1TR7557105;
3.	A Toyota Corolla; license number N5165GO; chassis number AE1105305260 and engine number 5AH324172;
4.	A Toyota Hilux 2.0 4x2 Single Cab; license number N75941W; chassis number AHTCW12G104056780 and engine number 1TR7836066;
5.	A Volkswagen Amarok 2.0 with license number N172147W; chassis number WV1ZZZ2HZGA045654 and engine number CSH164479

6.	A Toyota Hilux DC 2.8 GD6 4x4; license number 1945NA; chassis number AHTHA3CD903418087 and engine number 1GD0293084;
7.	A Venter Super trailer; license number N187324W; chassis number ABV1009SNHN7B0033.
8.	A Mercedes Benz R231; license number FITLASNA; chassis number WDD2314792F053335 and engine number 279981N0004551;
9.	A Range Rover Sport with license number JTHNA; chassis number SALWA2AE6JA188136 and engine number 17111733434508PS.
10.	A Toyota Hilux DC 4.0 V6 4x4; license number N858W; chassis number AHTHU3CD000040511 and engine number 1GRH205207.
11.	A Mercedes Benz W213; license number ETH-NA; chassis number WDD2130892A515436 and engine number 17798060063085.
12.	A Range Rover; license number JNHNA; chassis number SALYA2AV4KA798661 and engine number 18092713291306PS.
13.	A Volkswagen Amarok 3.0; license number 563NA; chassis number WV1ZZZ2HZKA037324 and engine number DDX102243.
14.	Mercedes – Benz Passenger vehicle with license number FITTYNA; Chassis number WDD2050872F194111 and engine number 17798060001961.
15.	Mercedes – Benz W166 station wagon, license number JTHNA/N191710W; VIN number WDC1660742A169141; engine number 15798260019778.
16.	Mercedes – Benz with license number ETHNA; VIN number WDD2050422R010599; engine number 17798060063085.
17.	BMW 318 (E46) Sport Back with license number N8810W; VIN number WBAET76040NA90284 and engine number A326H288.
18.	BMW 330i A/T Convertible with license FITTY; VIN number WBAB852080EH94858 and engine number 30419836.
19.	Fiat Uno with license number N87529W; VIN number AENU0500001932500 and engine number 160A30006415750.
20.	Ford Laser, 1.6 Tracer Hatchback with VIN number LR558754 and engine number 6B02857.
21.	BMW 320i; with VIN number WBAET16040NG31685 and engine number 25985173.
22.	Volkswagen Polo VW 240 Polo Vivo with license number N116582W; VIN number AAVZZZ6SZDU001855 and engine number CLS120160.
23.	Mercedes-Benz with license number N3504W and VIN number WDD2120652B153621 and engine number 27682030190383.
24.	Ford Ranger DC3.2 L Wildtrack 4WD with registration number N98665W; VIN number AFAPXXMJ2PGG64267 and with engine number SA2LPGG64267.
25.	BMW 320i with registration number N151769W; VIN number WBABA16060NU39605 and engine number 26289685.
26.	Volkswagen VW 370 – Golf with registration number N7890W; VIN number WVWZZZAUZFW111525 and engine number CJX037071.
27.	Mercedes – Benz A250 BE Sport; VIN number WDD1760442J341837 and engine number 27092030554330.
28.	Isuzu KB with license number N118075W, VIN number ADMTFR26D4C220723 and engine number 6VDE248614.
29.	Mercedes – Benz with license number N178460W, VIN number WDD2120562A089789 and engine number 27298031340993.
30.	Landrover Range Rover Sport with VIN number SALLSAAE3AA258047 and engine number 10061701282508PS.
31.	Mercedes – Benz ML430 with registration number N201834W; VIN number ADB1232206A150060 and engine number 10292062042824;
32.	Mercedes –Benz with license number N9890W; VIN number ADB12603262041524 and engine number 11696362026205;
33.	Mercedes – Benz C209 with license number N6130W, VIN number WDB209456T100005 and engine number 27296030965981;

34.	Toyota Fortuner 3.0 D-4D 4x4 A/T with license number N35027W, VIN number AHTYZ59G408017278 and engine number 1KD5568369;
35.	Jaguar XKR- type coupe with license number N7740W; VIN number SAJAC43G6DMB49320 and engine number 12060620201508PS;
36.	A home-built trailer with registration number N146378W and VIN number WHK140708090725;
37.	A Landrover Discovery with registration number N7706W; VIN number SALCA2ADXFH522841 and engine number DZ78208414224DT;
38.	Landrover Range Rover 5.0 V8 S/C PET 375KW with registration number N5400W; VIN number SALGA2EE6GA247001 and engine number 15062143290508PS.
39.	Volkswagen Amarok 4 motion with license number N141857W; VIN number WV1ZZZ2HZHEA052089 and engine number CSH090578.
40.	Venter Elite Trailer with chassis number V935A0811.
41.	Venter Moonbuggy with license number N91040W and VIN number ABV1021DNCN7D0001.
42.	Toyota Land Cruiser 4x4 with license number N174S, VIN number FJ750069504 and engine number 3F0200302.
43.	Isuzu KB 220 with license number N83669W; VIN number ADMTFS30H2B156267 and engine number C22NE25056087.
44.	Mercedes E-Class with license number N16460W; VIN number WDD2120542A263992 and engine number 27295231596267.
45.	Toyota Land Cruiser 70 with license number DAK01NA; VIN number JTELU71J904004053 and engine number 1GR1007979.
46.	Zebra trailer with license number N140944W; VIN number WHK110811120109.
47.	MAN heavy load vehicle with registration number N187810W; VIN number AAMMC61240PX32943 and engine number 6DFC20036;
48.	MAN heavy load vehicle with registration number N187813W; VIN number AAMMC61239PX32942 and engine number 6DFB20016;
49.	MAN heavy load vehicle with registration number N187806W; VIN number AAMMC61237PX32932.
50.	Mercedes Benz E 400 4M (W213) with VIN number WDD2130662A301128 and with engine number 27682330676514.
51.	Landrover Range Rover with license number N7502W; VIN number SALGA2EE4FA218983 and engine number 15020523195508PS.
52.	Landrover Discovery Sport 2.2 SD4 HSE with license number N186141W; VIN number SALCA2AD1FH540368 and engine number DZ784209376224DT.
53.	Landrover Range Rover with VIN number SALYA2AV8KA201088 with engine number 18090400580306PS.
54.	Honda TRX 420 (4x4) chassis number 1HFTE47U7H4200284.
55.	Honda TRX 420 (4x4) chassis number 1HFTE47U3H4200184.
56.	Honda TRX 420 FA6 DCT chassis number 1HFTE47UDJ4300071 engine number TE47E00045.
57.	Honda TRX 420 FA6 DCT chassis number 1HFTE47UXJ4300112

8.2.3 Firearms and Ammunition seized

During the course of the investigations two (2) pistols, three (3) rifles, two (2) shotguns and one thousand five hundred and seventy-four (1574) live ammunitions were seized from some accused persons.

8.2.4 Cash amount seized

A total amount of One Hundred Eighteen Thousand Four hundred and Forty-Two Namibian dollars, twenty cents (N\$ 118 442.20) and an amount of Six Thousand Eight Hundred and Twelve US Dollars (USD 6 812.00) were seized from some of the accused persons.

9. Subpoenas issued and Forensic analyses carried out during investigations

(i) Summonses

A total of One hundred and forty-two (142) summonses were issued to financial institutions, business entities, potential witnesses and accused persons to appear before ACC authorised officers and to be questioned and where necessary to provide statements with supporting documents.

(ii) **Affidavits**

In addition, 418 affidavits/statements were obtained from potential witnesses during the course of mammoth investigations and collection of relevant evidence. It was never an easy exercise as some information was either archived, or potential witnesses not readily available or reluctant to provide information.

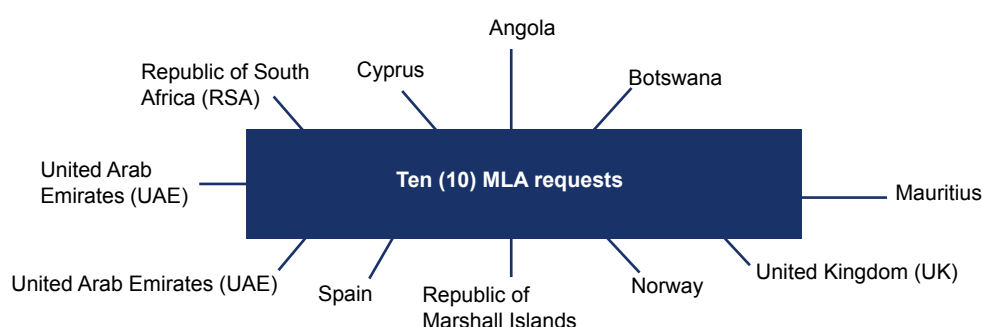
(iii) **Forensic service**

ACC forensic investigating officers worked together with forensic officers of DeLoitte & Touche an auditing company that was contracted to assist with mammoth forensic analyses of suspected financial transactions.

10. Suspected foreign nationals and business entities:

In addition, the Anti-Corruption Commission (ACC) did also investigate the involvement of the Icelandic nationals and their business entities (Samherji Group) in the commission of the alleged crimes. As the Anti-Corruption Commission is confined to investigate crimes committed in its Namibian jurisdiction, investigation in foreign countries has to be done through Mutual

Legal Assistance (MLA). In this regard Ten (10) MLA requests were forwarded to the following states:



Through the evidence gathered, the Prosecutor-General decided to arraign three (3) Samherji officials (Icelandic nationals) in the Windhoek High Court on the charges of:

- **RACKETEERING** in contravention of Section 2(1)(a), (b) and (c) as read with Sections 1, 2(2) (a) and (b), 3, 8 and 11 of the Prevention of Organised Crime Act, 2004 (Act No.29 of 2004), and further read with the provisions of sections 94, 155 and 156 of the Criminal Procedure Act 51 of 1977, as amended;
- **RACKETEERING** in contravention of Section (2) (5) as read with Sections 1, 2(2) (a) and (b), 3, 8 and 11 of the Prevention of Organised Crime Act, 2004 (Act No.29 of 2004), and further read with the provisions of sections 94, 155 and 156 of the Criminal Procedure Act 51 of 1977, as amended;
- **Contravening** section 46(b) read with sections 32, 43(2), 43(3), 46, 49 and 51 of the Anti-Corruption Act, 2003 (Act No. 8 of 2003) and further as read with the provisions of sections 94, 155 and 156 of the Criminal Procedure, Act No. 51 of 1977- conspiring with each other to commit an offence of contravening section 43 (1) read with sections 32, 43(2), 46, 49 and 51 of the Anti-Corruption Act No. 8 of 2003;
- **FRAUD** as read with the provisions of sections 94, 155, 156 and 332(5) of the Criminal Procedure Act 51 of 1977, as amended;
- **MONEY LAUNDERING** in contravention of section 4 (b) (i) and (ii) read with sections 1, 7, 8 and 11(1) of the Prevention of Organised Crime Act, 2004 (Act No.29 of 2004), read with the provisions of sections 94, 155 and 156 of the Criminal Procedure Act 51 of 1977;
- **Contravening** section 65(1) read with the provisions sections 12(1), 15(1), 25A, 55, 56, 59, 60, 65, 66, 83, 87 and 97 51 of Income Tax Act 24 of 1981 as amended and sections 94 and 332(5) of the Criminal Procedure Act 51 of 1977 as amended-failure to furnish returns for tax;
- **Contravening** section 18 (2) (a) of the Riotous Assemblies Act 17 of 1956; Conspiracy to commit fraud, (tax evasion) read with section 84(2), 92, 94, 155, 156 and 332(5) of the Criminal Procedure Act 51 of 1977.

It was never an easy exercise as some information was either archived, or potential witnesses were reluctant to provide information.

2. Some cases were carried over from previous years of which they were finalised in court during the financial year under review.

3. During the year under review a total number of nine (9) cases were finalised with five (5) resulting in a conviction, and four (4) resulting in acquittal. See table 3 & 4. Further, eighteen (18) cases still before court see table 4.

11. Court cases handled during the 2020/2021 FY

During the financial year 2020/2021², a total number of four (4) cases were finalised in court with all four (4) resulting in a conviction.

See table 3.

Table 3: Conviction3: 01/04/2020 to 31/03/2021

CASE REFERENCE	FILE NAME	COURT FILE NO.	FULL NAME	CONVICTION DATE	SENTENCE
ACC-HQO -13-000752	Karibib Town Council	KRB-CRM-450/2017	Jafet Garoeb	14-8-2020	N\$6000.00 or two (2) years Imprisonment
ACC-ERO -19-002894	Vrede Rede Primary school	SWK-CRM-4929/2019	Lizette Hedwig Lucas (Nee Fisher)	28-10-2020	Thirty-six (36) months imprisonment (whole suspended) on condition that the accused repays the school the amount of N\$ 20, 000.00
ACC-ERO -14-001270 (C)	Bribery of ACC Autho-rised Officer	WHK CR 508/01/2020	Jason Taleni-nawa liyambo	14-08-2020	Nine (9) months imprisonment
ACC-HQO-08-000178	Air Namibia	KAT-CRM-2862/2014	Ellison Katji-ukua Hijarun-guru	26-03-2021	N\$20,000.00 or four (4) years Imprisonment
			Anthony Al-berts Rickerts	26-03-2021	N\$10,000.00 or two (2) years Imprisonment

12. Court cases with first appearance between 01/04/2020 to 31 March 2021 and are still before court.

Table 4: Cases pending on Courts roll during the 2020/2021 financial year

CASE REFERENCE	FILE NAME	COURT LEVEL	1 st APPEARANCE DATE	VERDICT TYPE
ACC HQO 17-002308	Private person	Windhoek Magistrate court	15/07/2020	Pending in court
ACC HQO 18-002746	NDF	Lüderitz Magistrate Court	20/07/2020	Pending in court
ACC HQO - 19-002887	PSEMA/Ondangwa Pri-vate Hospital	Ondangwa Magistrate Court	01/07/2020	Pending in court
ACC HQO 19-002883	Min. of Education, Arts & Culture / Lab Tech	Windhoek Magistrate Court	05/06/2020	Pending in court
ACC ERO 14-001270 (B)	Olea Investments CC	Windhoek High Court	20/02/2021	Pending in court

ACC ERO 14-001270 (C)	Namibian Police/Fishcor	Windhoek Magistrate Court	20/05/2020	Pending Sentence
ACC- OTJ-20-003083	Namibian Police	Grootfontein Magistrate court	27/05/2020	Pending in court
ACC- HQO-19-002924	Ministry of Home Affairs, Immigration, Safety & security	Windhoek Magistrate Court	27/06/2020	Pending in court
ACC- HQO-20-003064	NWR	Windhoek Magistrate Court	14/09/2020	Pending in court
ACC- HQO - 19-003025	Agribusdev/Ndonga Linena	Rundu Magistrate Court	08/05/2020	Pending in court
ACC ERO- 20-003097	Namibian Police	Swakopmund Magistrate Court	23/04/2020	Pending in court
ACC HQO- 20-003124	Private person	Windhoek Magistrate Court	14/07/2020	Pending in court
ACC HQO 20-003119	Prophet / private person	Windhoek Magistrate Court	26/06/2020	Pending in court
ACC HQO 19-002905	Ministry of Finance	Windhoek Magistrate Court	26/02/2021	Pending in court
ACC-HQO 14- 001277- Namgo- mar	Ministry of Fisheries and Marine Resources	Windhoek High Court	14/12/2020	Pending in court
ACC-ERO 14-001270 - Fishcor	Ministry of Fisheries and Marine Resources	Windhoek High court	14/12/2020	Pending in court

13. Notable ongoing investigations during the year under review

Table 5: The noteworthy ongoing investigations of 2020/2021 FY

CASE REFERENCE	CASE FILE NAME	TOWN	OFFENCE DESCRIPTION	DATE REPORTED
ACC- HQO-21-003213	Ministry of Health and Social Services	Windhoek	Allegation is that, an employee at Ministry of Health & Social Services corruptly approached an employee of a funeral undertaker to sell the Personal Protective Equipment that belong to the Ministry of Health and Social Services.	29 March 2021
ACC- HQO-21-003212	Lucky Home	Windhoek	Allegation of offering a bribe to an employee of Ministry of Home Affairs, Immigration, Safety and Security as an inducement to approve her employment permit.	21 March 2021

ACC-HQO-21-003210	Ministry of Finance	Katima Mulilo	Allegations are that, a Custom & Excise official corruptly and fraudulent validated export of vehicles at Ngoma Border Post while vehicles involved remains in Namibia despite being validated as in transit out of Namibia.	16 March 2021
ACC-HQO-21-003207	Land Tax Refunds	Windhoek	Allegation is that, an employee of Ministry of Agriculture, Water and Lands Reform is colluding with a private land tax consultancy service and falsely submit refunds of Land tax overpayment	03 March 2021
ACC-OTJ-21-003204	ACC Otji Bribery	Otjiwarongo	Allegation of offering a bribe of N\$ 80 000 to the ACC Authorized officer to ensure that the case docket against him does not reach the PG office.	17 February 2021
ACC-OTJ-21-003203	Hai //Om Traditional Authority	Otjiwarongo	Allegation is that, an employee of Hai // Om Traditional Authority has corruptly purchased a piece of land in Ondangwa with the community funds without the approval of the traditional authority which is allegedly registered in his name.	11 February 2021
ACC-HQO-20-003189	Aranos Town Council	Aranos	Allegations are that, an employee of Aranos Town Council misused his position by awarding a tender to a company in which has interest.	
ACC-ERO-21-003184	Testing examiner at Natis Karibib	Karibib	Allegation is that, a Testing Examiner at Natis Karibib received a bribe to an amount of N\$3000.00) in exchange for a Learners Driver's license.	04 January 2021
ACC-OTJ-20-003182	/Gaiob Fishing Company	Swakopmund	Allegation is that, an employee of Damara Traditional Authority has corruptly applied for fishing right using the credential or a stamp of the traditional authority on the application form with intent to mislead the Minister of Fisheries and Marine Resources.	15 December 2020
ACC-OTJ-21-003179	Spes Bona Primary School	Otjiwarongo	Allegation is that, an employee at Spes Bona Primary School colluded with some school board members to award a building tender to a company which belongs to one of the school board members who didn't tender for the project.	11 December 2020

ACC-OTJ-21-003178	Kamanjab Village Council	Kamanjab	Allegation is that, during 2019, an employee of Kamanjab Village Council has allegedly adjusted own salary from N\$ 264,985.00 to N\$ 422,474.00 annually without ministerial approval.	11 December 2020
ACC-HQO-20-003175	B-2Gold Staff Recruitment	Otjiwarongo	Allegations are that, B2Gold employee demanded and received bribes in various forms and in return secure employment for some of job seekers that paid bribe to him.	09 December 2020
ACC-HQO-20-003174	Ministry of Defense and Veteran Affairs	Ondangwa	Allegation is that, an employee of the Ministry of Defence and Veteran Affairs solicited bribes from members of the public in order to secure employment.	02 December 2020
ACC-HQO-20-003167	Electoral Commission	Windhoek	Allegations are that, a Regional Voter Education officer at the Electoral Commission of Namibia within Democracy Building Division has been receiving government housing subsidy, yet renting a government flat; further it is alleged that the same employee have been claiming S&T and overtime while at home or office.	11 November 2020
ACC-HQO-20-003155	Ministry of Mines & Energy	Windhoek	Allegations are that, staff members of the Ministry of Mines and Energy have been receiving bribe to avoid paying VAT dues and get wholesale and retail licenses.	22 October 2020
ACC-HQO-20-003154	Katima Mulilo Town Council	Katima Mulilo	Allegations of corrupt dealings – that an official of Katima Mulilo Town Council is constructing a road to his village +/- 50 KM, using council trucks to transport materials without council approval.	19 October 2020

ACC-HQO-20-003151	Ministry of Works and Transport	Windhoek	Allegations of corrupt practices in awarding an official accommodation to an official at the Ministry of Works and Transport while participating in Home Owner's scheme for staff members.	13 October 2020
ACC-OSH-20-003145	Omapale Pipeline	Oshana Region	Allegations are that, the company awarded the work to undertake the N\$ 23 million project for the alleviation of water shortage in grazing area belongs to close friends, family members and employees of the institutions tasked to oversee the implementation of the project and the quotations were inflated and payment certificates don not reflect the work quoted for.	21 September 2020
ACC-ERO-20-003142	Namibian Police	Swakopmund	Allegation of bribing a Public Prosecutor in order to have his bail conditions relaxed and gets his passport back which was surrendered to the investigating officer and for the Prosecutor to also ensure he is not found guilty when his case goes to trial.	09 September 2020
ACC-HQO-20-003141	Ministry of Agriculture, Water & Land Reform	Windhoek	Allegations are that, prices are being inflated in tenders, and tenders are designed to only suit one company; and further that Vehicles and other government properties are being disappearing without trace in the Directorate of Survey and Mapping.	08 September 2020
ACC-ERO-20-003140	Ministry of Works and Transport	Swakopmund	Allegation is that, an employee at Ministry of Works and Transport corruptly awarded a tender to an amount of N\$559,173.30 to do minor renovation at Henties Bay Clinic to a company of his girlfriend	09 September 2020
ACC-ERO-20-003139	Walvisbay Municipality	Erongo Region	Allegation is that, the Municipality of Walvis Bay allocated emergency works to Omwandi Trading cc without following proper procurement procedures to the amount of N\$151 996.85 and in addition to that Omwandi Trading cc presented a falsified good standing certificate to the Municipality.	31 August 2020

ACC-ERO-20-003138	Ministry of Works and Transport	Swakopmund	Allegation is that, an employee at the Ministry of Works and Transport in Swakopmund corruptly awarded a job/tender to an amount of N\$84 132.00 to service the fire extinguishers at the Ministry of Fisheries to, a company he solely own.	25 August 2020
ACC-HQO-20-003135	Ministry of Health and Social Services / Victoria Twelimona Trading CC	Windhoek	Allegation is that, a business entity is awarded a tender valued at N\$259, 645,000.00 million by the Ministry of Health and Social Services (MOHSS) for Provision of Emergency of full Personal Protective Equipment (PPE) kits to fight Covid-19 pandemic in Namibia while the CC has no capacity to delivery such.	19 August 2020
ACC-HQO-20-003132	Karasburg East Constituency	Karas Region	Allegation is that, Karasburg East Constituency employee has used his office to favour his relative during tender process.	14 August 2020
ACC-HQO-20-003131	National Council	Windhoek	Allegation is that, the official of the National Council changed the advertised requirements for the Deputy Secretary position to suit herself and other internal candidates.	13 August 2020
ACC-HQO-20-003128	City of Windhoek (COW)	Windhoek	Allegations of corrupt practices by members of Windhoek City Council offered a gratification of N\$5 0000 000.00 to N\$6 000 000.00 to one of the CoW Councillor as an inducement or reward not to resist the signing of Memorandum of Understanding between City of Windhoek and Huawei for Smart City project which includes 5G network infrastructures.	23 July 2020
ACC-HQO-20-003127	Katima Mulilo Town Council	Zambezi Region	Allegations are that, Katima Mulilo Town Council officials corruptly awarded a tender to ABC Investments CC worth N\$60 000 without following the recruitment procedures.	22 July 2020

ACC-HQO-20-003126	Khorixas Town Council	Otjiwarongo	Allegations are that, Khorixas Town Council officials corruptly awarded tenders for construction of water reticulation and roads in extension 11 & 12 Khorixas to the value of N\$ 2 700,235.45.	17 July 2020
ACC-HQO-20-003125	Eenhana Town Council	Ohangwena Region	Allegation is that, Eenhana Town Council officials corruptly awarded a tender to maintain road in Eenhana Town to a local business entity for an amount of N\$867 464.96 and a variation order was signed and resulted in an extra payment of N\$ 245, 338.00.	16 July 2020
ACC-HQO-20-003124	Ministry of Home Affairs, Immigration, Safety & Security	Windhoek	Allegations of pursuing the W/B to offer bribes to facilitate the final issuance of the Permanent Residence Permit.	13 July 2020
ACC-HQO-20-003120	Ministry of Justice – Idle Website	Windhoek	Allegation is that, employees of Ministry of Justice splashed N\$ 10 million to a local company that billed the Attorney General's office for the design and implementation of a website currently not used (idle website) which is in contravening the government policy.	07 July 2020
ACC-HQO-20-003119	Prophet Bambi – Rhino Horn	Windhoek	Allegation of contravention of section 34 read with Section 46(b) of the AC Act, Act number 8 of 2003 - offered a bribe of N\$13,000.00 to the investigating officer in his case to testify in his favour to get bail.	26 June 2020
ACC-HQO-20-003113	Office of the Auditor-General	Windhoek	Allegations are that, an employee of Office of the Auditor-General corruptly awarded to Madawa Investment (Pty) Ltd by the Office of the Auditor-General and no tenders/bids were requested and the job was not urgent.	11 June 2020

ACC-HQO-20-003111	Ministry of Home Affairs, Immigration, Safety and Security	Windhoek	Allegations are that, employees of the Ministry of Home Affairs, Immigration, Safety and Security are using their positions to issue out Namibian identity documents without following proper procedures for personal benefits.	06 June 2020
ACC-HQO-20-003110	Ministry of Agriculture, Water and Land Reform	Windhoek	Allegation is that, an employee in the Ministry of Agriculture, Water and Land Reform misused his power or position to illegitimately reduce the concession of CSM trust, which in its effect authorize illegitimate removal of sand from concession area.	06 June 2020
ACC-HQO-20-003106	Ministry of Industrialization, Trade and SME Development	Erongo Region	Allegation of soliciting bribe of N\$ 28 000.00 by an employee of Ministry of Industrialization, Trade and SME Development in exchange to issue the quota application for kilogram of chicken that is imported from South Africa during June 2020.	18 May 2020
ACC-HQO-20-003104	Methealth Namibia	Oshakati	Allegation of soliciting bribe of N\$ 10 000-00 by an employee of Methealth Namibia not to continue with investigation which alleged to have lounged against the medical practitioner.	14 May 2020
ACC-HQO-20-003102	Okalongo Settlement Office	Omusati Region	Allegation is that, an employee of Omusati Regional Office at Okalongo Settlement office allocated plots and uncompensated land to people in corrupt manner.	15 May 2020
ACC-HQO-20-003098	Sack Kadhila Amoomo	Windhoek	Contravention section 29(1)(g) of ACA - Impersonating as an ACC Authorized Officer.	24 April 2020
ACC-HQO-20-003097	Walvisbay Road Block	Swakopmund	Allegation is that, a traffic officer doing duties at the Walvis Bay roadblock and solicited a bribe in kind to wit, a sheep carcass for exchange to omit to register a criminal case against the truck driver for displaying license discs which appear to be forged.	22 April 2020

ACC-HQO-20-003096	Development Bank of Namibia (DBN)	Windhoek	Allegations are that, there were loans and contracts submitted to the DBN and 80% of the companies awarded contracts are related to the DBN employees; and other contracts are non-existing contracts.	22 April 2020
ACC-HQO-20-003095	Sibbinda Constituency	Zambezi Region	Allegations relating to the giving false or wrong information to the Zambezi Regional Council in regard to the drilling of Boreholes in Sibbinda Constituency in order to corruptly benefit family members implicated officials.	07 April 2020

14. Cases referred to other institutions with / without a request for feedback

The Commission referred seven (7) cases to other institutions, with a request for feedback. The Feedback is still awaited on the four (4) cases.

Table 6: Number of cases referred to other institutions with request for feedback in 2020/2021 Financial Year.

NO.	REF NO.	INSTITUTION CONCERN	ALLEGATIONS	VALUE / STATUS
1	ACC-HQO-21-003211	Namibia Airport Company (NAC)	The allegations are that, one of the NAC Management bought a second-hand vehicle from a private person through NAC car scheme and registered it as an asset of the company which then enables him to be issued with the vehicle maintenance card; and further it is alleged that NAC credits cards are being abuse for buying alcohol and other basic commodities after working hours.	Feedback received – action taken
2	ACC-HQO-21-003208	Ministry of Works and Transport	The allegation is that, an official at Ministry of Works and Transport, Alienation Unit corruptly removed the names of the alienated seating tenants in Government houses from the letter that seeks the treasury approval.	Feedback pending
3	ACC-OTJ-21-00-3185	Namibian Police	The allegation is that, a certain Warrant Officer issued traffic tickets to drivers and deliberately recorded wrong court dates on those tickets and required a bribe from the traffic offenders.	Feedback pending

4	ACC-HQO-20-003173	Rundu Town Council	The allegation is that, Rundu Town Council zoning and prepare the land for selling knowingly that it was received for town open space, contrary to the court order, Rundu Council and JN van Dyk (case No. (p) A 92/07) and resolution No. 097/18/11/2009 town council resolutions	Feedback pending
5	ACC-HQO-20-003169	National Youth Council	The allegation is that, National Youth Council (NYC) interim Board of Directors passed a resolution to appoint a former NYC Director effective from 1st without an advertisement.	Feedback received for further consideration by ACC
6	ACC-HQO-20-003163	Windhoek Country Club and Resorts	The allegation is that, the Procurement Management Unit (PMU) of Windhoek Country Club and Resorts transgressed the procurement rules and regulations in awarding various tenders during 2019 and 2020.	Feedback received
7	ACC-HQO-20-003160	Ministry of Finance	The allegations are that, Quality Bakkies Centre import vehicles from South Africa to Namibia without paper with the assistance of custom officials	Feedback pending

PART B

DIRECTORATE: PUBLIC EDUCATIONS AND CORRUPTION PREVENTION



Overview

The Directorate of Public Education and Corruption Prevention's (DPECP) core responsibilities includes educating the public on the evils of corruption; preventing corruption and enlisting public support in combating corruption. Successful execution of these responsibilities collectively contributes to attaining one of the Commission's strategic objectives, namely reducing corruption in Namibia and stakeholder engagement.

1. Programs & activities carried out by the PECP Directorate during the 2020/2021 Financial Year.

The year 2020/2021 has been a challenging year. However the Directorate was able to carry out many activities under the following key projects:

- examining systems, practices, and procedures;
- ethics and integrity training;
- public education on corruption;
- Business process streamlining,
- stakeholder meetings/workshops,
- the commemoration of International Anti-Corruption Day,
- material development
- coordination of the implementation of the National Anti-Corruption Strategy and Action Plan 2016 – 2019 (NACS).

2. Corruption Risk Assessment (CRA)

The Commission is required to come up with approaches to prevent corruption in the public and private sectors. These include examining systems, practices, and procedures of public and private bodies to expedite the detection of occurrences that constitute corrupt practices and securing the revision of those practices as per the Anti-Corruption Act, 2003 and National Anti-Corruption Strategy 2016-2019

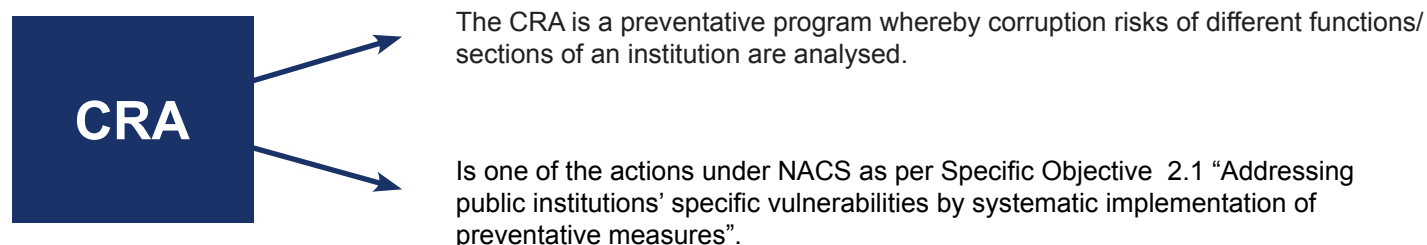


Table 7. Steps in carrying a complete CRA

STEPS	ACTIONS
Step 1	The different components of an institution are evaluated to identify existing and potential corruption risks that might cause harm to an institution and their key partners
Step 2	These risks are assessed on their likelihood and impact on the institution
Step 3	Develop a mitigation plan with measures to minimize the probability and impact of harmful effects
Step 4	ACC hand over Corruption Risk Assessment Reports to the institution assessed

Step 5	ACC continues to engage the institution where it was conducted through monitoring the progress being made in implementing resolutions/actions as reflected in their Corruption Risk Mitigation Plan.
Step 6	ACC plays a supportive role in the implementation of the mitigation plan of an assessed institution by monitoring and evaluating its progress.

ACC plays a supportive role in the implementation of the mitigation plan of an assessed institution by monitoring and evaluating its progress.

During the period under review eight (8) CRA activities were executed at the following public institutions;

Table 8. Institutions underwent Corruption Risk Assessment exercises

INSTITUTIONS	DATE	VENUE	OF PARTICI- # PANTS
Grootfontein Municipality	August 2020 17-19	Ministry of Agriculture Board Room	19
Katima Mulilo Town Council	02-04 November 2020	Katima Mulilo TC board room	14
Ministry of Home Affairs, Safety and Security	28- 30 July 2020	Patric Iyambo Police Academy	30
Arandis Town Council	16-17 July 2020/ 20-21 July 2020	Arandis Town Council Board Room	10
Ondangwa GRN Garage	9-12 March 2021	Oluno Community Hall	23
Omaruru Municipality	28- September-01 October 2020	Ministry of Education Training Center	10
Outjo Municipality	7-9 December 2020	Municipal Chamber	12
Tsumeb Municipality	02-05 March 2021	Makalani Hotel, Tsumeb	29
Total number of participants reached			147



Fig: 8 The Honourable Mayor, Councillor Haifene (middle with beige jacket) with other participants during the CRA workshop at Grootfontein.



Fig: 9 Management members and Council members of Arandis Town Council who attended the CRA workshop in Arandis with Ms. Otilie Shingenge (PECPO).

2.1 CRA Monitoring and Evaluation

At the end of a CRA, institutions develop a Corruption Risk Mitigation Plan which details how the prioritized corruption risks will be addressed and allocate tasks to individuals and units for implementation. After every CRA, ACC continues to engage the institution where it was conducted through monitoring the progress being made in implementing resolutions/actions as reflected in their Corruption Risk Mitigation Plan.

During the financial year under review, monitoring and evaluation (M&E) exercises were conducted with the following institutions;

Table 9: M & E

INSTITUTION	DATE
NAMPOL Kunene	16 September 2020
Kunene Regional Council (KRC)	16 September 2020
Omusati Regional Council	30 July 2020
Kavango West Regional Council (KWRC)	18 November 2020
Kavango East Regional Council (KERC)	19 November 2020
Omaheke Regional Council (ORC)	4 th February 2021
Gobabis Municipality	10 th February 2021
Hardap Regional Council (HRC)	30-31 March 2021
Municipality of Swakopmund	18 February 2021
Municipality of Walvis Bay	11 March 2021



Fig: 10 Members of Integrity Committee for Kavango East Regional Council staff members on 19 November 202 after the consultation



Fig: 11 Hardap Regional Council staff members discussing the mitigation plan during the M&E session in Mariental

3. Launch and Handover of the Corruption Risk Assessment Reports

After the conclusion of a CRA activity at an institution, ACC compiles a detailed report which outlines the assessment process followed and resolutions taken after the conclusion of such CRA. Any such report is subsequently handed over to the assessed institution.

Hence, the Director-General of ACC, Paulus Noa handed over the CRA reports both for the **NAMPOL Erongo** and that of **Municipality of Swakopmund** on 04 December 2020. Management cadres of the respective institutions attended the handover ceremonies. During the hand over the Director General managed to talk to the managements of institutions as well as the media. At the same even the Director- General answered questions on corruption and urge both institutions to work together with ACC in order to prevent corruption.



Fig: 12 The Director-General Mr. Paulus Noa (L) handing over the report to the Municipality of Swakopmund's Chief Executive Officer Mr. Alfeus Benjamin. Looking on is the ACC Swakopmund Office Chief Public Education and Corruption Prevention Officer Mr. Tobias Amoonga

4. Anti-Corruption awareness activities for both the Public and Private sectors

Various anti-corruption educational activities were carried out for both the public and private sectors to disseminate information to the public and to solicit support in the fight against corruption.

Both the public and private sectors remain highly vulnerable to corruption. ACC educate officials in both sector of the society and disseminate information on the evil and dangers of corruption.

This is done through various platforms such as workshops, seminars etc. Participants are sensitized on the background, mandate, dissecting corruption, and levels of corruption, causes and the effect of corruption. Additionally, they are also sensitized on how to report corruption to the relevant authorities in their areas.

(i) Anti- Corruption Awareness for Public Officials

As per the mandate of the directorate, during the period under review the directorate managed to execute the following awareness on public official;

Table 10. Public Institutions taken through Anti-Corruption awareness

INSTITUTION	# OF PARTICIPANTS
Municipality of Walvis Bay	369
Municipality of Outjo	12
Ministry of Education, Arts and Culture, Katima Mulilo	61
Ministry of Finance , Customs and Excise, Katima Mulilo	17
Office of the Governor, Erongo Region	8
Municipality of Swakopmund	58
Arandis Town Council	9
Kunene Regional Council	6
NAMPOL Kunene	7
Municipality of Omaruru	10
Ministry of Defence and Veteran Affairs, Namibia Command and Staff College, Okahandja	22
Number of participants reached	579

(ii) Anti- Corruption Awareness for Private Sector Officials

Likewise, the mandate is to educate the private sector officials on corruption and dangers thereof. As results the following institutions were covered during the period under review;

Table 11. Private Institutions taken through Anti-Corruption awareness

INSTITUTION	# OF PARTICIPANTS
Annual Media Briefing in cooperation with the office of the Governor, Erongo Region	30
Kavango West Youth Group, Nkurenkuru	10
(General Public (WC FM	-
Swakop Uranium Husab Mine	41
Number of participants reached	81+



Fig: 13 Anti-Corruption Education Sensitisation Workshop with Kavango West Youth Group



Fig: 14 The Governor, Hon Neville André (front second from left), Some ACC staff, media representatives and councilors at the Municipality of Swakopmund where the briefing was conducted.

5. Ethics and Integrity Training

The Anti-Corruption Act (Act no 8 of 2003) and NACSAP Specific Objective 2.1 mandated ACC to address public institutions' specific vulnerabilities by systematic implementation of preventative measures. Based on the specific objective 2.1, The ACC went a step ahead to implement the action 2.1.5 of compulsory annual ethics training for staff of O/M/As and Pes through the following activities.

Ethics and integrity training became one of the effective ways or means to sensitize society on evil and dangers of committing crimes- which is not limited to corruption only. It also encompasses the moral behavior of an individual and how any human being should treat him or herself in society.

Institutions and individual should always set ethical standards for themselves since the latter enhance good governance which can lead to an honest, reliable nation which is free from immoral act such as corruption. Hence, institutions were trained to uplift those ethical standards in their respective organizations.

During the period under review the following interventions were executed;

INSTITUTION	DATE	# OF PARTICIPANTS
Ministry of Education Arts and Culture, Katima Mulilo	5 November 2020	61
Ministry of Finance- Custom and Excise, Katima Mulilo	06 November 2020	17
National Housing Enterprise (NHE)	6 October 2020	25
Ministry of Environment, Forestry and Tourism	20 November 2020	20
NAMPOL Ohangwena	20-21 October 2020	92
NAMPOL Oshikoto	5-6 November 2020	54
NAMPOL Omusati	10 th November 2020	42
Omusati Health Officials	10 th November 2020	44
Ohangwena Health Officials	17- 19 November 2020	100
NIED Staff members	05 March 2021	40
Otavi Town Council	10 th March 2021	15
Khomas Regional Council, Directorate of Education, Arts and Culture	10 th February 2021	47
Swakopmund Municipality	9-10 February 2021	58
Ministry of Gender Equality, Poverty Eradication and Social Welfare	9 th March 2021	13
Ministry of Industrialization, Trade and SME Development	10 March 2021	10
NUMBER OF PARTICIPANTS REACHED		638



Fig: 15 Awareness, Ethics and Integrity workshop with the Ministry of Education, Arts and Culture staff members, Katima Mulilo, Zambezi Region.



Fig: 16 Municipality of Walvis Bay employees who attended the awareness presentation and Ethics and Integrity workshop on 24 November 2020

6. Implementation of National Anti-Corruption Strategy (NACS)

6.1 NACS Evaluation and Review

The Directorate finalised the NACS Evaluation Report and process which was aimed at reviewing the National Anti-Corruption Strategy and Action Plan of 2016-2019. The implementation of the NACS which took place between 2016 and 2019 came to an end by end of March 2020, hence a new strategy was developed to address issues that could not be addressed in the last strategy.

Additionally, ACC, Windhoek Office conducted Cluster 2 Meeting on 28 August 2020 and on 24 September 2020 for Cluster 4. The main objective was to inform members about NACS Inception Report that was approved as a preliminary for the review to be conducted.

A validation workshop for the evaluation and subsequent report, funded by the UNDP was held in October 2020 in Windhoek where 50 representatives attended the meeting.

The review is been carried out by way of reviewing the NACS report by validating information and analysing chairperson quarterly reports that were submitted by the four clusters.



Fig: 17 Participants during the validation of the National Anti-Corruption Strategy Evaluation Report Workshop in October 2020.

6.2 Internal and External Validation of the System Examination or Corruption Prevention Guidelines

The DPECP hosted both the internal and external validation for the 'Guidelines for Examination of Practices, Systems and Procedures in Public and Private Bodies' in Windhoek during the period under review. The internal validation workshop was held 28th to 30th October 2020, and was attended by the DPECP head office and regional staff. Meanwhile, the external consultative validation was held on 6th November 2020.

Information solicited from both the internal and external validation workshops complemented the guidelines/ document initially compiled using desk research as a tool or methodology to collect information from several Anti-Corruption Agencies across the globe as best practices. Meanwhile, input from the validation workshops was included in the final draft of the guidelines, and the finalisation and printing of the system examination guidelines are set to take place during quarter four. The system examination guidelines will be used by staff members at the DPECP when conducting activities related to Corruption Prevention.

7. Commemoration of the International Anti-Corruption Day - 9 December 2020

The Anti-Corruption Commission through the PECP Directorate joined the rest of the participating countries in commemoration of the International Anti- Corruption Day on 9th December 2020.

Notably, the day was commemorated under theme of “Recover from COVID-19 with Integrity and Stand #Unitedagainstcorruption”, which focused on the urgent responses required during any crisis as it regards to create significant opportunities for corruption. The event was attended mostly by members of the NACS Steering Committee and other stakeholders. The event coincided with the launch of the NACS Evaluation Report by the Minister of Justice, Ms. Yvonne Dausab.

At the occasion, a panel discussion delving into the topic of ‘How can stakeholders effectively contribute to the implementation of the 2nd National Anti-Corruption Strategy and Action Plan (2021-2025)?’ was also hosted. The panel discussion aimed to enrich the crafting of the National Anti-Corruption Strategy and Action Plan 2021-2025. Panellists included representatives from faith-based organisations, academia and the Anti-Corruption Commission.



Fig: 18 Participants observed the International Anti- Corruption Day (picture 1) while the Minister of Justice, Honorable Yvonne Dausab and the Acting-Director- General launched the NACS Evaluation Report (2nd Picture).

8. Other activities

8.1 UNCAC Review

ACC, Windhoek Office staff members participated in the preparation of the second review cycle. The review cycle for Namibia will be conducted by Uganda and France respectively. The two week session took place from 17- 25 August 2020 at the Ministry of Justice. It was attended by five institutions namely; Ministry of Justice (MoJ), Anti- Corruption Commission (ACC), Financial Intelligence Centre (FIC), Office of the Prosecutor General (OPG) and lastly the Ministry of Finance (MoF) procurement division.

8.2 Social Media Topics and Concept Note

The Directorate developed themes and a concept note on public education and corruption awareness via social media during the quarter under review. The content was developed in collaboration with the Chief Public Relations Officer, who further disseminated the content digitally.



PART C

DIRECTORATE: ADMINISTRATION

**MR ANDREAS
NANGOMBE**

DEPUTY DIRECTOR: ADMINISTRATION

Overview

The Administration Division is the operational hub for the Commission and all administrative subdivisions exist under this Division. The division ensure fully implementation of policies and guarantee a conducive working environment and a high degree of governance within the Commission. It is further entrusted with the responsibility to provide efficient and effective administration and support services in: **Human Resources Management, Finance, Information Technology (IT), Auxiliary Services, and Training** to all divisions in the institution. Moreover, this division ensures that the image of the Commission is upheld and that internal control systems, are guarded and adhered to.



1. Sub-divisions under the Administration Division their activities

1.1 Sub-Division: Human Resource Management (HRM)

The sub-division Human Resource Management exists to ensure that the Commission achieves its goals and objectives by having a suitable number of employees with appropriate competencies and, right attitude and behaviour to perform specific job responsibilities. Hence, the scope of the Sub-division Human Resources Management is to manage and administer human capital; policies, and procedures with its core functions: job analysis- which examines specific job functions in determining the skills; duties, and knowledge required for each job category as well as creating a conducive working environment. Further, the sub-division is responsible for advisory services on issues about human resources management within the Commission and ensuring that rules and regulations are correctly understood, implemented, and complied with.

During 2020/2021 the sub division managed to carry out the following:

i. Staff Establishment / Staffing status of the Commission

The ACC establishment comprises one-hundred and six (106) positions of which five (5) in the Division Security and Risk Management had been frozen until the 2019/2020 financial year.

As at the end of the reporting period, eighty-eight (86) positions were filled with thirty (30) in the Directorate: Investigations, eighteen (18) in the Directorate: Public Education and Corruption Prevention, and thirty-six (36) in the Division: Administration. During the year under review, fifty-six (56) personnel were based at the ACC head office in Windhoek, eight (8) at Otjiwarongo, ten (10) at Oshakati, and ten (10) at Swakopmund offices. There are a total number of twenty (20) vacancies of 31 March 2021. All positions could not be filled during the year under review due to inadequate funding.

Table 13: Staff status of the Commission during the 2020/2021 FY

DEPARTMENT	VACANT POSITIONS	STAFF ON BOARD	TOTAL ESTABLISHMENT
Investigation	6	30	
Public Education	4	18	
Administration	4	37	
Security	6	1	
Total	20	86	106

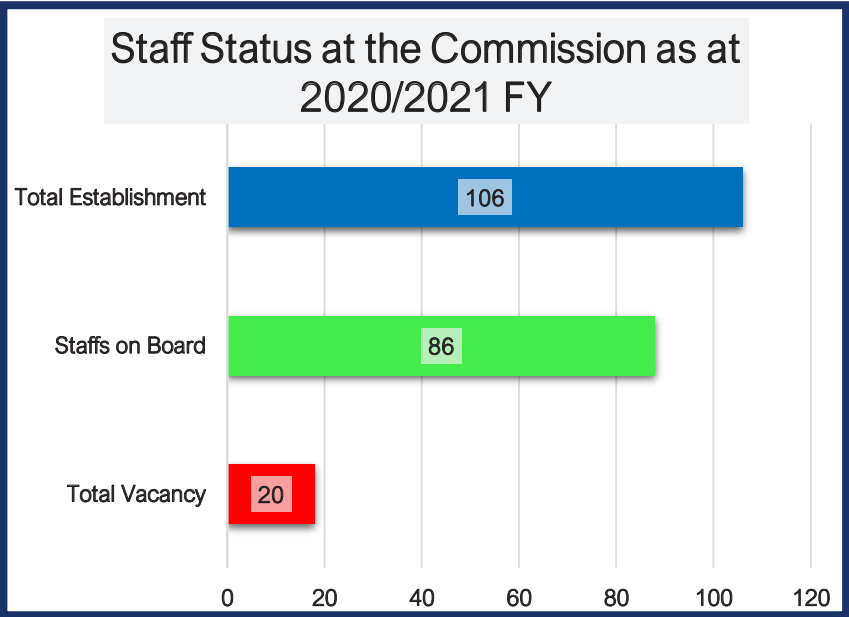
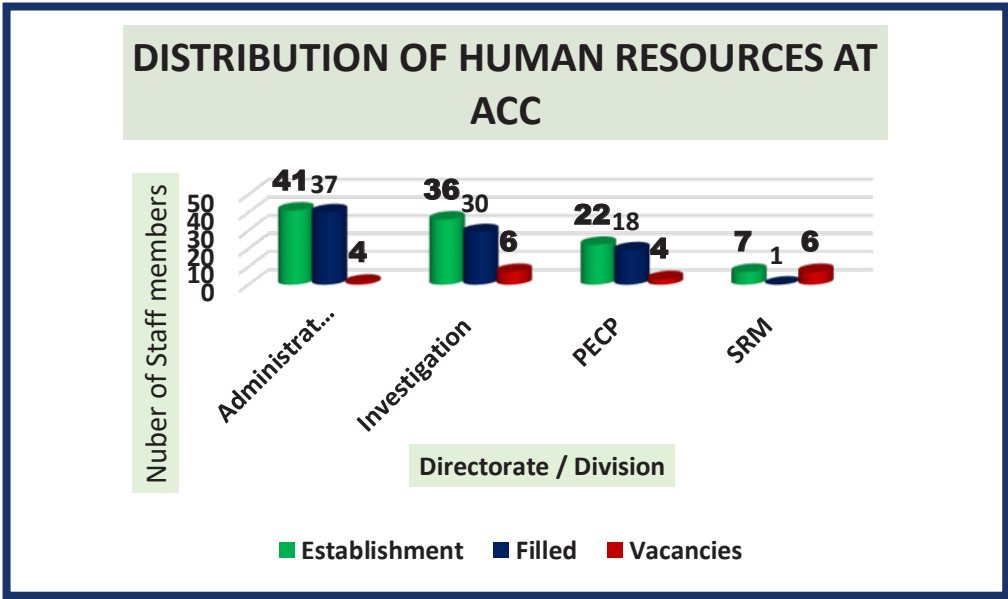


Figure 19: Staff complement of the Commission during the 2020/2021 FY

ii. Distribution of Human Resources during the FY under review



iii. Fig. 20: Distribution of Human Resources among directorates/divisions

iv. **Gender Metrics**

Out of eighty-four (86) staff members, forty-four (44) are male, and forty-two (42) are female. See the chart below:

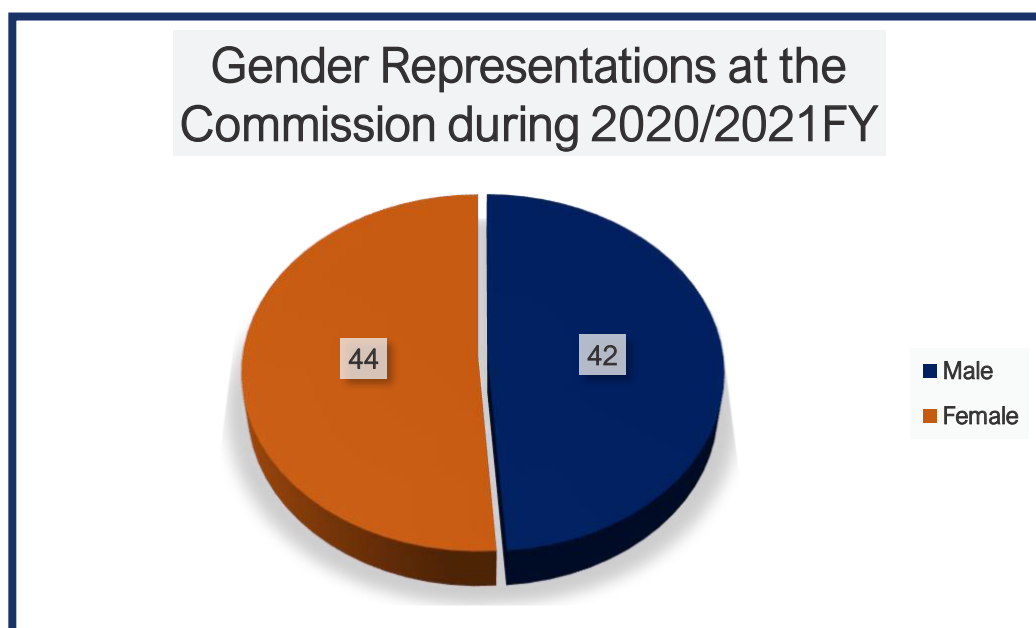


Fig 21: The Commission's staff complement as per gender

Table 14: Gender representation per Directorate

Gender Representation at different Directorate / Divisions 2019/2020		
	Female	Male
Investigation	7	23
Public Education	10	8
Administration	25	12
Security And Risk Management	0	1
Total	42	44

v. **Staff Movements at the Commission**

The ACC recorded the following staff movements during the reporting period:

Table 15: Staff Movement at the Commission

	HEAD OFFICE	OSHAKATI	OTJIWARONGO	SWAKOPMUND	TOTAL
Promotions within the Commission	0	0	0	0	0
Promotions from other O/M/As	2	0	0	0	2
New Appointments	1	0	0	0	1
Transfer to other O /M/As	3	0	0	0	3
Resignations	1	0	0	0	1
Retirements	1	0	0	0	1

- Staff turnover**

The Commission takes pride in its ability to retain and attract high quality staff. During the financial year under review, only one (1) staff member resigned. An indication that the Commission recorded 0.01% staff turnover in the 2020/2021 financial year.

- Transfer to other O/M/As**

During the reporting period, two (1) male and one (2) female staff members were transferred to other Ministries with the following positions: Executive Director to National Council of Higher Education (Horizontal Transfer) Grade 1; Senior Accountant Grade 7 to the position of Chief Accountant Grade 6 in the Ministry of Justice and Senior Administrative Officer Grade 10 to Erongo Regional Council (Horizontal Transfer)

- Retirement**

During the financial year period under review, one (1) staff member retired from the Commission. (Mr. Chriswald Stramis, Senior Administrative Officer).

- Promotions from other O/M/As**

During the year under review, two (2) staff member were promoted from the NCIS and Ministry of Safety and Security respectively.

- Appointments**

During the financial year period 01 April 2020 – 31 March 2021, seven (7) new personnel were recruited to fill vacant positions and created new capacity according to the Commission's needs.

Table 16: Staff members employed between the 01 April 2020 to 31 March 2021

NAME AND SURNAMES	RANK	DATE APPOINTMENT
Tylvas Shilongo	Executive Director Grade 1	01/08/2020
Polykalpus Sem	Deputy Director: SRMS Grade 4	01/06/2020
Oberty Inambao	Chief Investigating Officer Grade 4	01/11/2020

1.2 Sub-Division: Training and Development

The sub-division is responsible for coordinating training and development programs and activities with the aim of closing staff member's competency gaps identified through Training Need Assessments (TNA), Personal Development Plans (PDPs), or through their supervisors

During the reporting period: The Commission intended to support and fund all staff members who wish to further their studies on qualifying training and on capacity building to enhance individuals and Organisational Performance, but due to Covid -19 pandemic none of the staff member were capacitated/funded during the financial under review.

Carrying out inductions and Orientation for the new staff members who joins the Commission and old staff members who were not inducted upon joining the Commission.

During the year under review, none of the inductions and orientation activity were carried out due to Covid-19 pandemic.

1.3 Sub-Division: Finance Management

The Finance sub-division is responsible for: recording and reporting the cash flow transactions of the commission. Coordinating of the compilation of the Commission's budget allocations; ensuring compliance with Government's financial regulations, and managing the utilization of the budget to ensure that organizational programs are successfully executed and that the organisational objectives are implemented.

Ensuring that payments were processed successfully and timely without any delays.

i. **Budget allocation during the 2020/2021 financial year**

During the 2020/2021 financial year, an amount of N\$ 61 612 000 was allocated to the Anti-Corruption Commission. The allocated funds were namely for operational expenditure such as:

- Personnel Expenditure;
- Goods and Other Services;
- Subsidies and other current transfers and;
- Acquisition of capital assets.

1.4 Sub-Division: Auxiliary Services

The subdivision is responsible for:

- ❖ Procurement of goods and services and stock control;
- ❖ Transport / fleet management;
- ❖ Office maintenance and contract management;
- ❖ Registry services and office management.

In procuring for good and service, the subdivision prepares the Annual Procurement Plan, as per Regulation 8 (2) (d) of the Procurement Act, 2015 (Act No.15 of 2015). The regulation requires each public entity to prepare an Annual Procurement Plan, which details how the entity intends to execute its procurement duties during the financial year. In compliance with the Act and Regulations, the sub-division ensure that the Anti-Corruption Commission's approved Procurement Plan is submitted to the Office of the Executive Director as well as to the Procurement Policy Unit in the Finance Ministry.

During the 2019/2020 financial year, the sub-division:

During the 2020/2021 financial year, the sub-division:

- ❖ Amended the procurement management structures to comply with the new Procurement Act, 2015
- ❖ Carried out bidding process for the procurement of goods, services and works.
- ❖ Recorded all movable assets in various registers for proper recording.

1.5 Sub-Division: Internal Audit

Internal auditing is an independent, objective assurance and consulting activity designed to add value and improve an organization's operations. It helps an organization accomplish its objectives by bringing a systematic, disciplined approach to evaluate and improve the effectiveness of risk management, control, and governance processes.

Function of Internal Audit sub-division

1. Apply audit standard procedures and techniques to ensure proven audit findings;
2. Conduct audits for the Commission;
3. Conduct sensitization sessions for the Commission staff members;
4. Audit various financial and non-financial systems of the Commission;
5. Verify the correctness of financial statements;
6. Prepare audit reports and submit to the Executive Director and Audit Committee on time;
7. Prepare draft report based on the audit evidence obtained and submit these to the Executive Director before Audit Committee
8. Report work progress to the Executive Director monthly;
9. Prepare and submit annual work plans and audit programme to the Executive Director/ Audit Committee for recommendations and approval
10. Advise the Executive Director regarding any aspect of irregularities as per the findings of the audit.

During the period under review, the internal Auditor has carried out audit(s) as follow:

- i. **Routine audit** - an audit that reviews the Commission's adherence to the laws regulation and policies of the organization.
- i. **Follow up audit** - an audit designed to evaluate the effectiveness of a corrective action that is officially closed after all of the recommendations have been endorsed for closure through the follow-up audit process.
- ii. **Ad hoc audit** – an action taken for a particular reason or in a special situation. This audit is only carried out on request from Executive Director / Audit Committee.

Achievement by the Internal Audit Sub – section during 2020/2021 FY

- The last FY in 4th quarter the office of the Executive Director and Auditor have managed to form up an Audit Committee. The Committee is consist of 4 members plus secretary, two members are from private while others two are from state.

Challenges faced by the Internal Audit Sub – section during 2020/2021 FY

- Low man power - currently on the organisation structure there is only one position of Internal Auditor this make it difficult to carry out the sub – section activities in case one is out of the office and this can cause back track of the activities plan for that FY and lower the performance of section.

Table: 17: Types of audit carried out during the 2020/2021 Financial Year

ROUTINE AUDIT	FOLLOW AUDIT	AD –HOC AUDIT
Leave Days (HR)	Daily Subsistence & Travelling	No request submitted
Method of Procurement	-	-

1.6 Sub-Division: Information Technology

The sub-section is responsible for providing access to ICT services, systems administration, and networking to all ACC staff members and office premises including computers, printers, e-mail, telephone services, intranet, software internet, ACC extranet (website), as well as various platforms to connect to the cooperate network. The sub-division further, ensures monitoring of computer equipment; monitoring and controlling of the IT infrastructure, and the application of installation standards and procedures are adhered to.

During the 2020/2021 Financial Year, the sub-division managed to carry out the following activities:

- During the year under review, in order to ensure ACC programme delivery, the commission acquired and assigned the following it Equipment to the respectful divisions.

Table: 18: Equipment procured during 2020/2021

INVESTIGATIONS	PUBLIC EDUCATION AND CORRUPTION PREVENTION	ADMINISTRATION AND DG OFFICE	SECURITY AND RISK
3x Laptops,	3x Laptops	1x Laptop	1x Laptop
1x Computer	1x Computer (Backpack, and mouse included)	1x Computer	
2x Printers	1x Printer	3x Printers	
5x Monitors	3xProjector+pointers	3x Monitors	

- The sub-division has enabled and encouraged solutions that promote new ways of working, and improved in core activities, such as remote support, virtual communication equipment acquired, unified communication \ VOIP telecommunication solutions.
- In the year under review the sub-division had an objective to ensure resilient global ICT Infrastructure service and mainstream Knowledge management, such as Backup solutions where done but no Disaster Recovery test where conducted on the case management and no business continuity management exercise were conducted during the period under review Due to outdated infrastructure the commission does not have an adequate financial sustainable plan to cater for new technologies solution to be acquired and implemented.

1.7 Sub-Division: Public Relations

The Public Relations (PR) sub-division is given the task of enhancing, uplifting, and maintaining a good image of the Commission and raising the profile of the Commission. The PR sub-division plays an integral part in shaping the image of the Commission by ensuring that public confidence and trust in the Commission are enhanced. This is achieved through a robust public relations strategy and related activities implemented through the media and directly to the public. The PR Sub-division is further responsible for promoting and increasing the visibility and the image of the Commission. Also, PR Sub-division is responsible for enhancing/strengthening internal and external communication.

The Public Relations Sub-division carried out its function as per Strategic Objective Number 2: “Enhance stakeholder engagement and coordination”

During the year under review, the PR carried out many activities under four outputs or key projects as follows:

1. Increased Internal and External communication

Under this output, the sub-division planned to review and access communication needs internally to identify and maintain suitable internal and external communication channels and engage employees effectively via suitable content. The Sub-division successfully kept Staff members well informed of the happenings in the institutions. Further Stakeholders were timely engaged on the happenings at the Institution.

A total number of 26 Media Releases and more than 20 Memo were issued for internal and external dissemination and Stakeholder Relations.

Further, the subdivision assisted in the drafting of invitation letters to relevant stakeholders invited to partake in different activities in the institution.

2. Enhanced Media and Public engagement

The PR sub-division has, through its media relations and management strategy took a proactive engagement approach to ensure that all media queries are addressed timely. It further ensured that the information is communicated timely to the media.

Under this output, the sub-division engaged the media and public alike through different communications and ensure that information is readily available by providing responses timely.

The subdivision gathered correct and factual information on all inquiries and provided timely responses to the Media and the Public alike. Responses were compiled and shared as planned, which shows a 100% achievement.

3. Enhanced Public access to information

3.1 Press Releases

Under this output the sub-division ensured that access to information is enhanced and improved and that information is readily available by issuing Press Releases on happenings at the institutions, timely update the Social Media Platforms, and respond to queries effectively. During the financial year, a number of twenty-six (26) Press releases were issued in respect to events and cases where the Commission has taken action against the suspects and or information dissemination to the public. Under this output, the Institutions' Social Media Platforms and the website were timely updated with information on the happenings at the institution and for educational purposes.

Further, to align with the increasing trend towards online information dissemination and electronic access to information, the commission through the Sub-division made sure all communications were made available on the Commission's website at www.acc.gov.na.

3.2 Content development

Further, the subdivision developed content for internal and external audiences for educational purposes. In regards, two articles were written and shared with the different Media channels for dissemination.

3.3 Event management

- (i) **International Anti-Corruption Day**
During the FY under review, this sub-division had played pivotal roles in the organization and management of various events, which were well organized, attended, and communicated effectively throughout the Commission. During the year under review, the Sub-division assisted with the planning and coordination of the commemoration of the International Anti-Corruption Day held in Windhoek on 09 December 2021. The Sub-division played a role to ensure wide coverage of the event, popularization of the event through radio and TV interviews, and preparation of media kit.
- (ii) **Editor's and Journalist information session**
This activity was not achieved due to Covid-19 pandemic as this activity required face-to-face engagement before the online platforms were employed.

3.4 **Public awareness / Media Interviews**

During the period under review, the sub-division facilitated and coordinated the Commission's interviews with NBC National Radio, NBC TV, Government Information Centre, Cosmos Radio, and One Africa TV on issues raised in the media.

4. **Media Monitoring and Analysis (MMA)**

During the year under review, the PR sub-division has managed mainstream media and social media surveillance by means of monitoring and analysing information relating to the Commission. Media data with a focus on corruption-related matters were captured and analysed with the purpose to inform public education, awareness planning, and corruption investigations as well as appropriately assist in engagements and decision-making in the institution.

As a result, four (4) Media Monitoring and Analysis quarterly reports were produced, representing 100% Achievements.



PART D

DIVISION: SECURITY AND RISK MANAGEMENT



**MR POLYKALIPUS
SEM**

DEPUTY DIRECTOR: SRM

Overview

The Division Security and Risk Management functions are to create a safe and secure work environment for all staff members, clients, and the institution's facilities, ensure that the security, security policies and plans are developed, managed, strictly implemented, enforced, and adhered to, coordinate the execution of vetting for security clearance; and provide security advice, guidance, and support to management and staff members.

1. Activities carried by the SRM Division during the 2020/2021 FY

The Division Security and Risk Management carried out the in 70 % of activities planned during the year under reviews towards the improvement of physical security measures at the institution.

- Developed and implemented a Security Policy;
- Developed the security manual/directive among others Visitors Security Record Form, Security Register Form After hours, and Official Vehicles Security Record Form;
- Coordinated the upgrading, repair, and maintenance of electronic security systems;
- Coordinated surveillance (CCTV) system upgrading and maintenance;
- Coordinated the installation, repair, and maintenance of fire systems and equipment at all the Commission's facilities;
- Prepared procurement request to Procurement Management Unit for required security improvements among others CCTV upgrade/maintenance, card printing machine, security cabinets, electronic security system, turnstiles, and fire systems for the implementation of the Security Policy;
- Compiled and submitted the security auditing report to the Accounting Officer.

Challenges the Commission faced during the 2020/2021 financial year

- **In terms of cases before court: Lack of functional and specialised courts**
Some corruption cases remain a daunting task and complex to handle; hence, the need to have specialised courts to handle these offences of corruption. It is believed with dedicated courts; cases will be handled faster, effectively, and efficiently.
- **In terms of human resource: Shortage of manpower:**
There is no enough investigators to investigate the corruption cases within the country as some of the corruption cases are of a complex nature which take some years for the investigation to be finalised and some of the investigators has to put other cases on hold in order to work on the high priority cases due to inadequate manpower. Currently the ratio to the population is roughly 101, 6000 per investigator. This result for the experience Investigators living for green pastures. Accordingly, the Commission needs to recruit investigators with relevant expertise.
- **In terms of Decentralisation: Shortage of Regional Offices**
Currently, the Commission only has offices in four regions in Khomas, Erongo, Otjozondjupa, and Oshana regions. Thus, the lack of ACC offices in all 14 regions poses a challenge and this make it difficulties for the Commission not able to bring services across all the regions as investigators have to travel long distances in order to conduct investigations all over the country.

- **In terms of public education activities**

Stringent measures put in place due to COVID-19 hampered the Directorate to fulfil its mandate, given that the Directorate work is oriented around contact engagement with stakeholders. Most planned activities could not be executed due to the followings:

- (1) staff members' efforts to comply with regulations,
- (2) cancellation of activities by stakeholders due to closure of institutions reporting to confirmed COVID-19 cases as well as
- (3) limited resources.

Despite of the inevitable challenges the directorate still managed to pull all the strings with limited resources in its disposal to accomplish most of the planned activities as per directorate's activities plan. Challenge rewards those who take it on, with responsibility and they present an opportunity to make a difference.

In the interim, the Directorate hopes to maximise on virtual platforms (with assistance by the Information Technology Section) to execute its activities and engage with stakeholders in the fight against corruption.

SECTION 3

INFORMATION TO NOTE



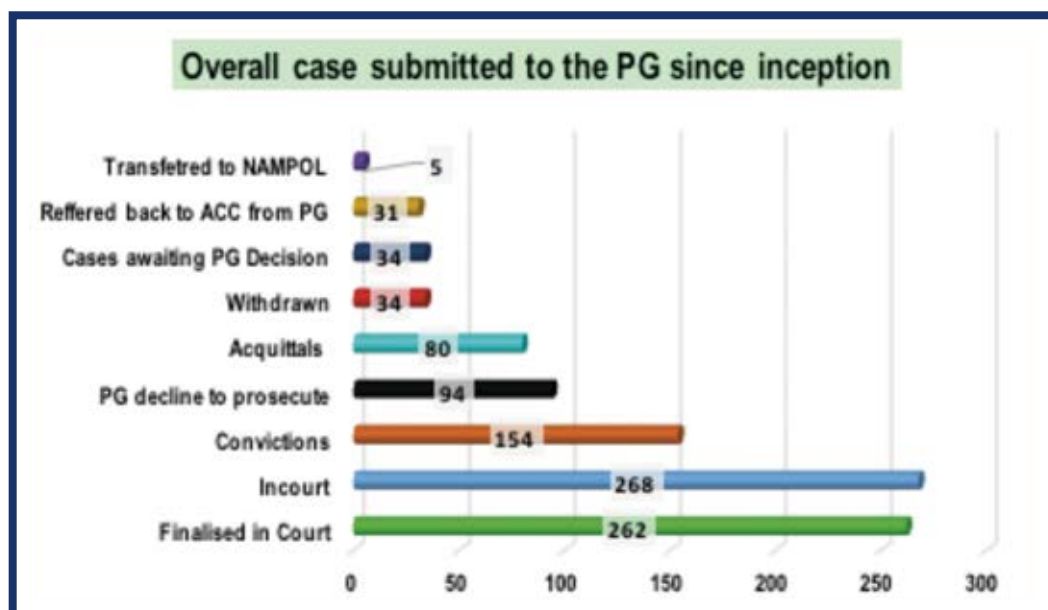
OVERALL**"SINCE ACC INCEPTION"**

→ Handling of case dockets submitted to the PG ←

- i). Since its inception, the ACC has submitted 694 cases to the Office of the Prosecutor-General;
- 262 cases representing 38% of the total number of cases submitted to PG are still in court;
 - 268 cases representing 39% of cases submitted to the PG have been finalised in court;
 - 154 cases (57%) of those that were finalised resulted in a conviction;
 - 80 cases which represent (30%) of the finalised cases resulted in acquittal;
 - 34 cases representing (13 %) of the finalised cases resulted in withdrawal of charges;
 - 5 cases (0.7%) were transferred to the Namibian police;
 - In 94 (14%) of the cases, the Prosecutor-General declined to prosecute, due to various reasons;
 - 31 cases (4%) in total were referred back to the Commission to comply with further instructions; and
 - In 34 cases (5%), the PG decision is awaited.

Overall, a total of 530 cases of the 694 submitted, the PG decided to prosecute. Accordingly, of all cases where the PG decided to prosecute, 268 cases (51%) have been finalized in court representing 51% of corruption related cases on which the PG decided to prosecute.

Fig 21: Overall handling of case dockets referred to the PG since ACC inception



REPORTING CORRUPTION AND PROTECTION OF INFORMERS AND INFORMATION

There are many ways to tip off the ACC on suspected corrupt activities:

- i) Email: anticorruption@accnamibia.org
- ii) Toll free No: 0800 222 888
- iii) E-Complaint: www.acc.gov.na
- iv) P O Box: 23173
- v) Visit any ACC offices in Windhoek, Otjiwarongo, Swakopmund and Oshakati

Despite the many ways to report corruption, majority of complaints received by the ACC in the 2020/2021 Financial Year were made in person and through electronical platform (emails & social media). The ACC however, encourages face-to-face submission as enables one to obtain more detailed information on suspected corrupt practices.

The ACC takes a serious view of all complaints or information that may disclose any offence under the Anti-Corruption Act, 2003.

All complaints are deliberated upon, regardless of the nature or amount of the gratification, or whether the complainant has identified himself or chosen to remain anonymous. The identities of whistle-blowers are kept confidential as per Section 52 of the Anti-Corruption Act, 2003.

HOW ACC HANDLES CORRUPTION COMPLAINTS.

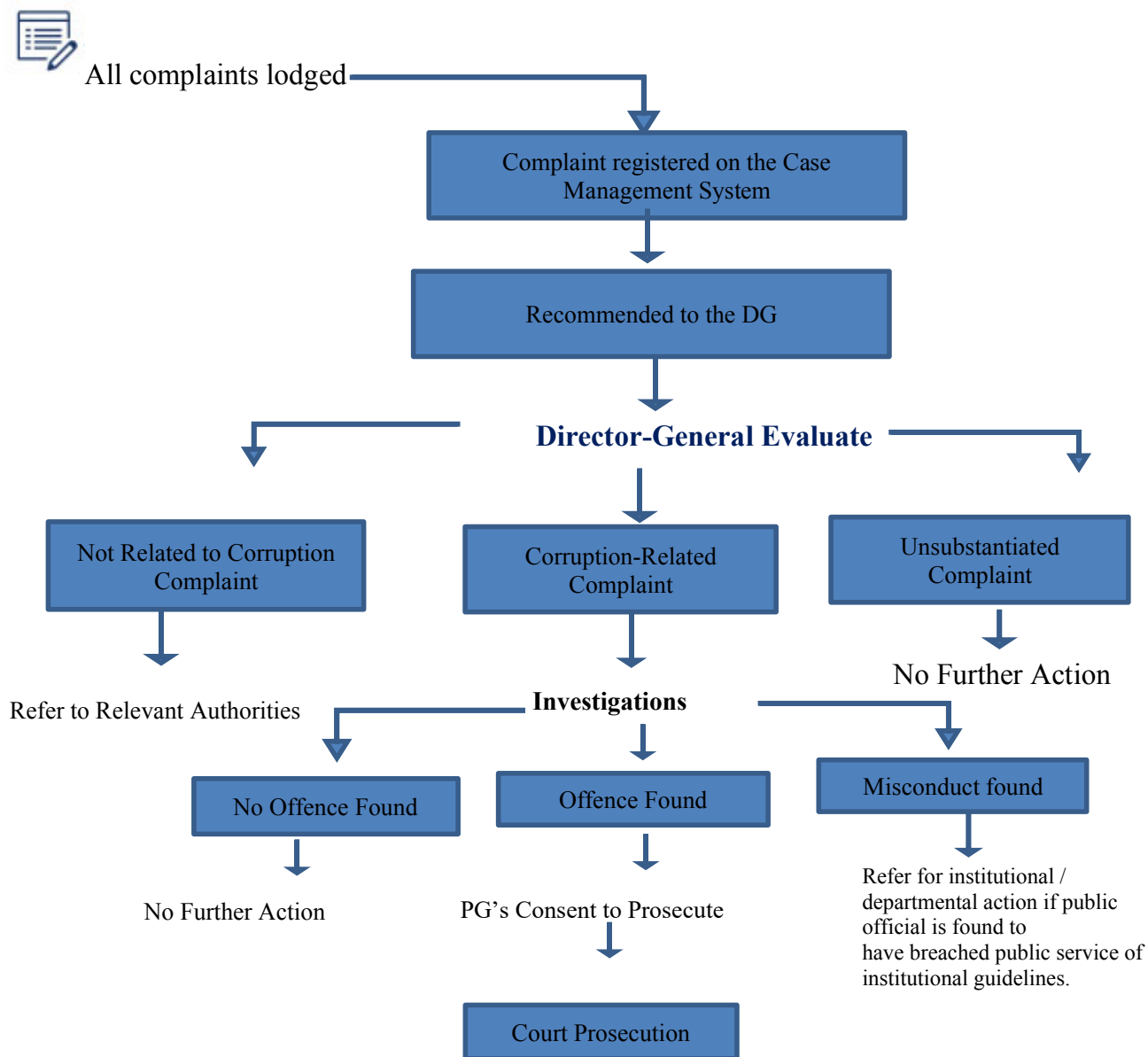
ACC is empowered by the Anti-Corruption Act, 2003 to investigate corruption complaints. It investigates other offences only when these offences are discovered in the course of investigating corruption offences. All corruption complaints received by the Commission are registered on the case management system (go-case) and then recommended to the Director-General for evaluating whether the complaint is on a reasonable ground warrants investigation or not.

Complaints that do not fall under ACC's purview, are referred to relevant authorities. If a complaint is too vague, ACC may not be able to act upon it. As such, it is always helpful if complainants/informants can provide the Commission with as much information as possible.

Once the decision is made to look into a corruption complaint received, an investigation will be conducted. If sufficient evidence is gathered for court prosecution, the case is then referred to the PG. If the PG then decides to prosecute, the corrupt offenders will be arrested and charged in court for offences under the Anti-Corruption Act, 2003.

In cases involving public officials, whereby investigations do not disclose any criminal offence but instead shows they may have breached civil service or departmental guidelines on conduct and discipline, such cases are referred to relevant OMAs departments for internal or departmental actions.

Fig. 22. Process flows in handling corruption complaints.



STOP
CORRUPTION

**LET'S
BOOT
OUT**



**CORRUPTION
- IT'S A
CRIME !**

SECTION 4

CONCLUSION

The ACC continues to innovatively devise measures to enhance and level up the fight against corruption in Namibia. We remain cognizant of the fact that overall effectiveness in implementing anti-corruption measures and realizing the dream of a corrupt-free nation requires collaborations and cooperation with all stakeholders.

No doubt, the implementation of anti-corruption measures is a bedrock for good governance as good governance entails being proactive in promoting the values of transparency and accountability. While poor governance breeds corruption as it creates incentives for corruption to flourish.

Moreso, during the 2020/2021 Financial Year ACC however, observed remarkable progress in the implementation of anti-corruption strategies. For this, ACC commends respective institutions for a demonstrable commitment displayed over years.

Though so, there is still a lot that all sectors of society still need to do to ensure efficient and proper management of resources. Implementation of anti-corruption measures effectively prevents the re-occurrence of mismanagement and corruption.

At this very moment when the majority of citizens are in a dire state of need for employment and economic opportunities, Namibia cannot afford to let limited resources put to be mismanaged. Plundering and looting of public resources is an ugly phenomenon all citizens must reject and resist.

The Commission uses lawful investigation techniques to detect and unearth appropriate evidence to prove the commission of corruption offence by suspects.

In this regard, the Commission maintains the view that the passing of a law providing for the admissibility of electronically obtained evidence will enhance the investigation work of the Commission. Such a provision will also have the potential to increase the conviction rate of suspects charged with corruption, fraud, and related organised crimes.



Notes



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***Refrain from Any Kind of Corruption!!
“Take a Stand for Your Integrity”***

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