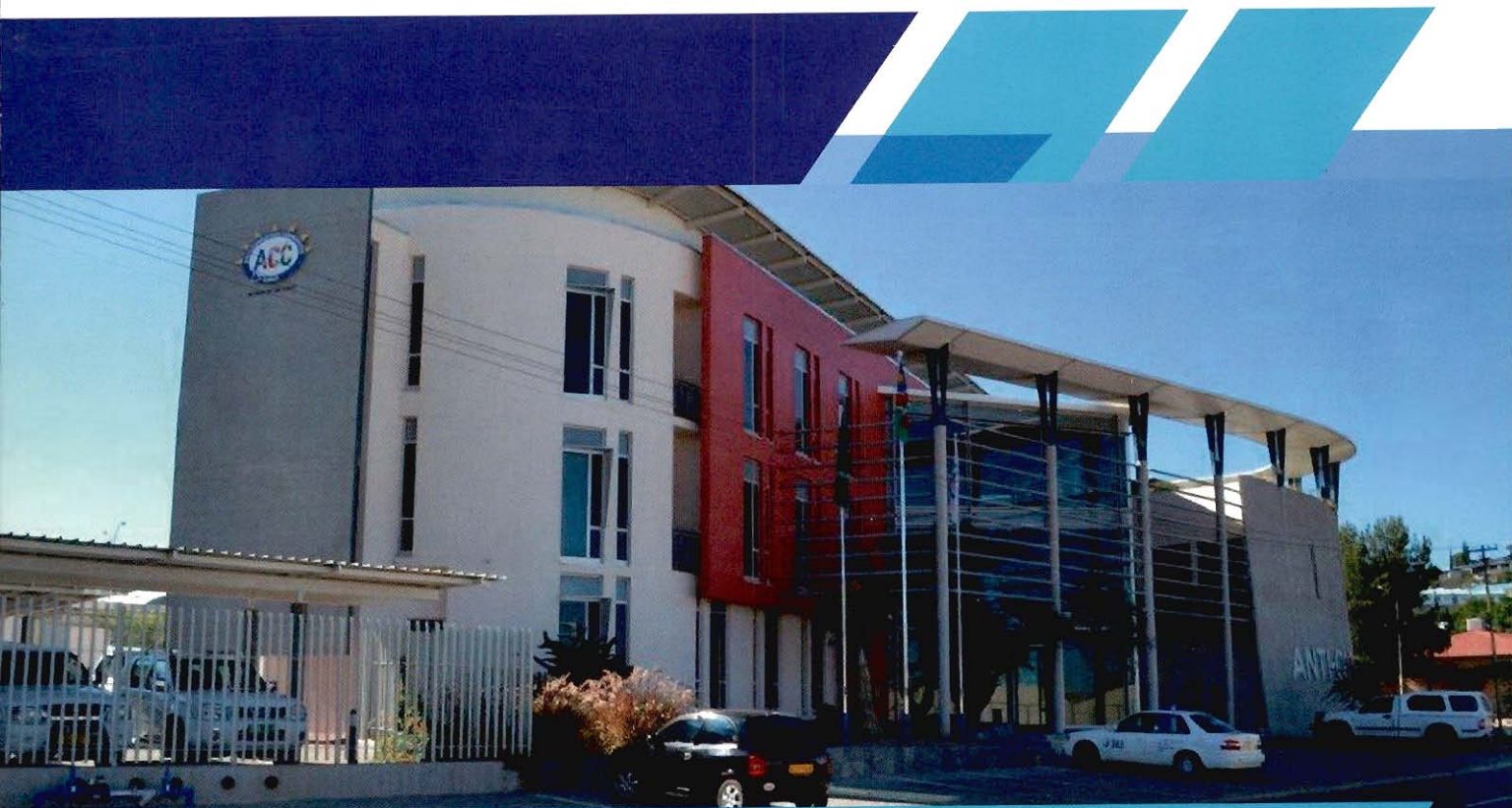




BE PART OF THE FIGHT!



## Annual Report 2015 - 2016

# Anti-Corruption Commission

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BE PART OF THE FIGHT!

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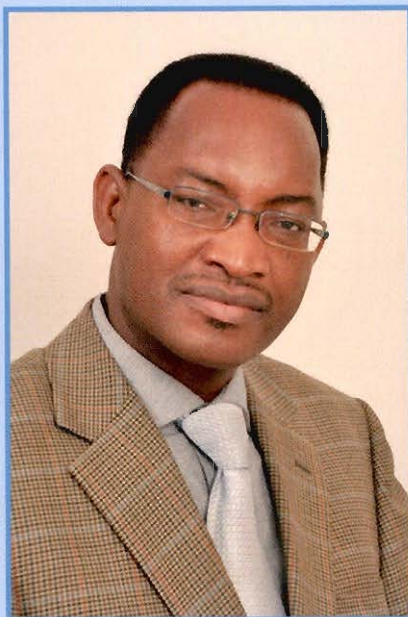
## Annual Report 2015 - 2016

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# ACC Top Management



MR PAULUS K NOA  
DIRECTOR-GENERAL



ADV E L VAN DER MERWE  
DEPUTY DIRECTOR-GENERAL

# Foreword

## by the Director-General

The Anti-Corruption Commission (ACC) accounts to the authorities and the public at large on the activities of ACC through the annual report. I am therefore pleased to account on the activities of ACC during the financial year 2015/2016 as mandated by the Anti-Corruption Act, 2003 (Act No. 8 of 2003).

The mandate of ACC is mainly to investigate allegations of corrupt practices, refer administrative complaints to appropriate authorities for investigation and action, consult, co-operate and exchange information with appropriate bodies or authorities, take measures for the prevention of corruption in public bodies and private bodies, educate the public and disseminate information on the evil and dangers of corruption and to do anything else that the Commission is required or authorised to do under the Act or any other law.

ACC carried out the aforesaid core functions during the year under review. Our officials from the Directorate of Public Education and Corruption Prevention visited different institutions with the objective to raise awareness on the destructive effects of corruption as well as to advise on measures that must be instituted to prevent corruption. The awareness activities took place in all the regions to the extent that the allocated financial budget of ACC could afford.

Particularly, the integrity management trainings were conducted for some public institutions and ministries. This is an ongoing programme and the objective is to promote ethical values and integrity through development of service models to identify risks and appropriate ways of mitigating the risks and development of road map by the concerned institutions. Workshops were also conducted for some private institutions with an objective to underscore the important role private sector can play in the prevention of corruption and promotion of good governance.

Regional Council and Local Council Authorities play a pivotal role in delivery of services to the people in their respective jurisdictions. The Commission therefore conducted anti-corruption awareness workshops for the officials of these important authorities. Further, the community in general is central to good governance free of corruption because services are largely rendered to the public. In this regard, ACC conducted community outreach programmes whereby information was disseminated and officials interacted with community members to share with them the economic and social damage that can be caused by corruption and why they must be proactive towards prevention of corruption.

The future of Namibia lies in the hands of the Namibian youth. With this in mind, ACC developed an Anti-Corruption Education Manual for Teachers. The manual is particularly meant for teachers who teach Life Skills subject. The purpose of the manual is to assist teachers to better teach anti-corruption topics in Life Skills subject. In this regard, workshops were held for teachers to better equip them with the contents of the manual and understand the anti-corruption concepts. When youth from young age understand the corrosive effect of corruption to the economy and their future well-being, it helps them not to engage in corrupt activities and also encourage them to speak out against corruption. Youth outreach programmes were arranged for learners to directly interact with officials of ACC. This was the case for learners at secondary schools and tertiary institutions. The programs are continuing since educating the public on the evils and dangers of corruption is a never ending responsibility of ACC.

Sensitization workshops were also held for church leaders. Church leaders have many followers in the community and thus can be instrumental in disseminating the message against corruption.

The ACC continues to fulfil its regional and international obligations by consulting, co-operating and exchanging information with appropriate international bodies or authorities. Namibia is a signatory to the United Nations Convention against Corruption. Our Government also ratified the same Convention. In the light of that, the Convention becomes part of our laws and we are under obligation to comply with the provisions of the Convention. Namibia was reviewed in terms of the Convention to determine the extent to which Namibia complies with the provisions of the Convention. The first cycle of the review focused on Chapter III (Criminalisation and Law Enforcement) and Chapter IV (International Cooperation) of the Convention. ACC officials attended information sharing meetings organised by the Southern African Forum Against Corruption (SAFAC), Commonwealth Secretariat and the United Nations Office on Drugs and Crime (UNODC).

Like in the previous years, Namibia commemorated the International Anti-Corruption Day on the 9<sup>th</sup> December 2015. The 9<sup>th</sup> December has been declared by the United Nations General Assembly as an International Anti-Corruption Day. This was done with a view to recognise that corruption is a transnational crime that affects all societies and therefore the prevention and eradication of corruption is the responsibilities of the States Parties. All States Parties must cooperate with one another with the support and involvement of individuals and groups outside the public sector.

With regard to investigation, ACC received many reports on allegation of corrupt practices. All reports received or initiated by ACC were appropriately considered to determine whether there was reasonable ground for investigation by the ACC or whether the matter should be referred to any other appropriate authority for investigation or action. In many instances ACC, by

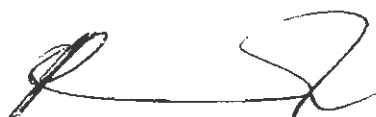


virtue of the prima facie allegations received, conducted investigation to satisfy itself whether there was substance in the allegations or not. In the cases where evidence was found, ACC submitted the dockets to the Prosecutor-General to decide whether to prosecute or not. In some cases, ACC referred the findings to the relevant authorities with recommendations to internally deal with the matter. There are also instances when allegations were unfounded. In such cases ACC closed the files.

Corruption destroys the economy and hampers efforts to alleviate poverty. Corruption diminishes economic growth and creation of employment opportunities. Corruption further destroys investment atmospheres. Corruption prevention strengthens democracy and good governance. Transparency, accountability, efficiency and effectiveness are the basic elements of good governance. It is with this in mind that ACC developed a National Anti-Corruption Strategy. The Strategy is a national cross-cutting anti-corruption prevention policy which provides for measures to prevent corruption in all sectors of society. The Strategy binds all stakeholders together in their quest to make Namibia a corrupt-free nation. It must be strongly supported and implemented by all institutions, because it underscores the objective of strengthening good governance and democracy.

Fighting corruption is the business of every sector. It is a phenomenon found in all institutions. There is no one size fits all approach in prevention and fight against corruption. The only better strategy is to build and consolidate national integrity system that holds public and private institutions responsible to drive in one direction in the spirit of corruption prevention, poverty eradication and national economy building.

Our dream of becoming a prosperous nation will only be realised if we declare the prevention and fight against corruption as one of the government's priority objectives.



Paulus Kalomho Noa

**Director: Anti-Corruption Commission**

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*“The future of Namibia lies in the  
hands of the Namibian youth”*

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# ACC Profile

## *Vision*

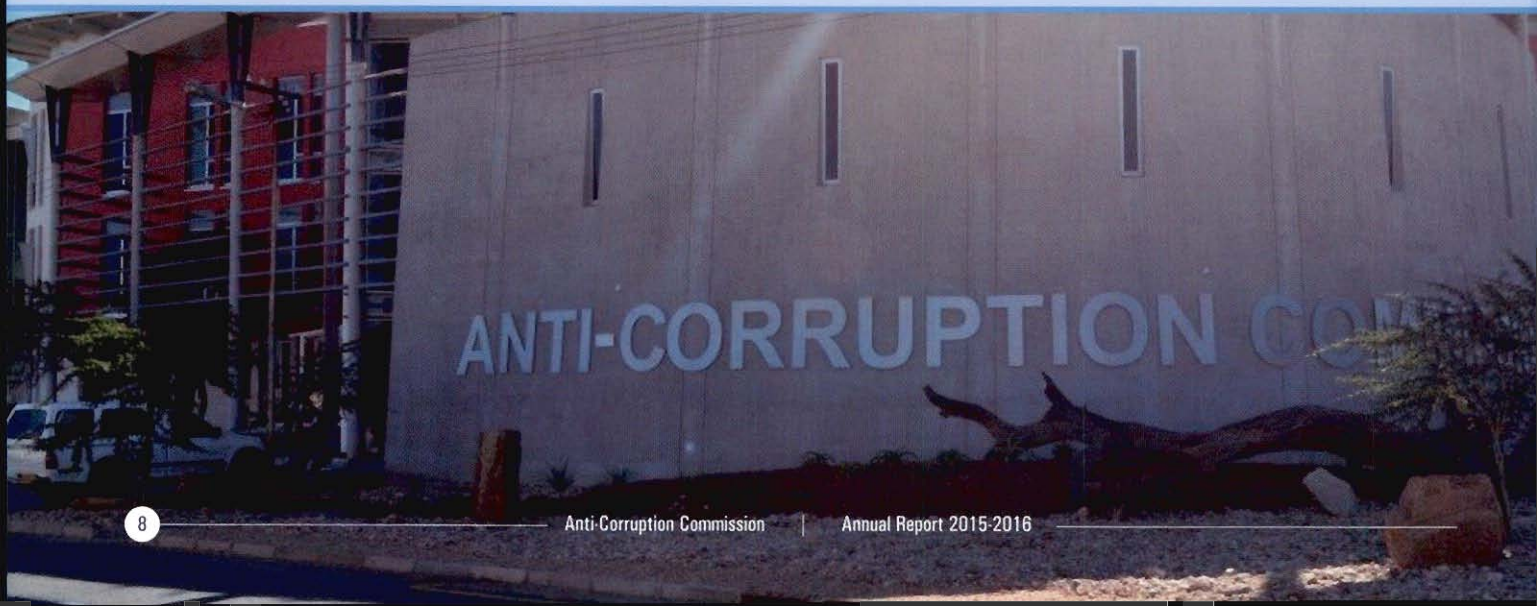
To be a world class Anti-Corruption Commission

## *Mission*

To fight corruption in Namibia through effective law enforcement & preventative measures in a professional manner for the good of society

## *Core Values*

- Integrity
- Accountability
- Courage
- Transparency
- Excellence
- Fidelity to the law
- Fairness and impartiality

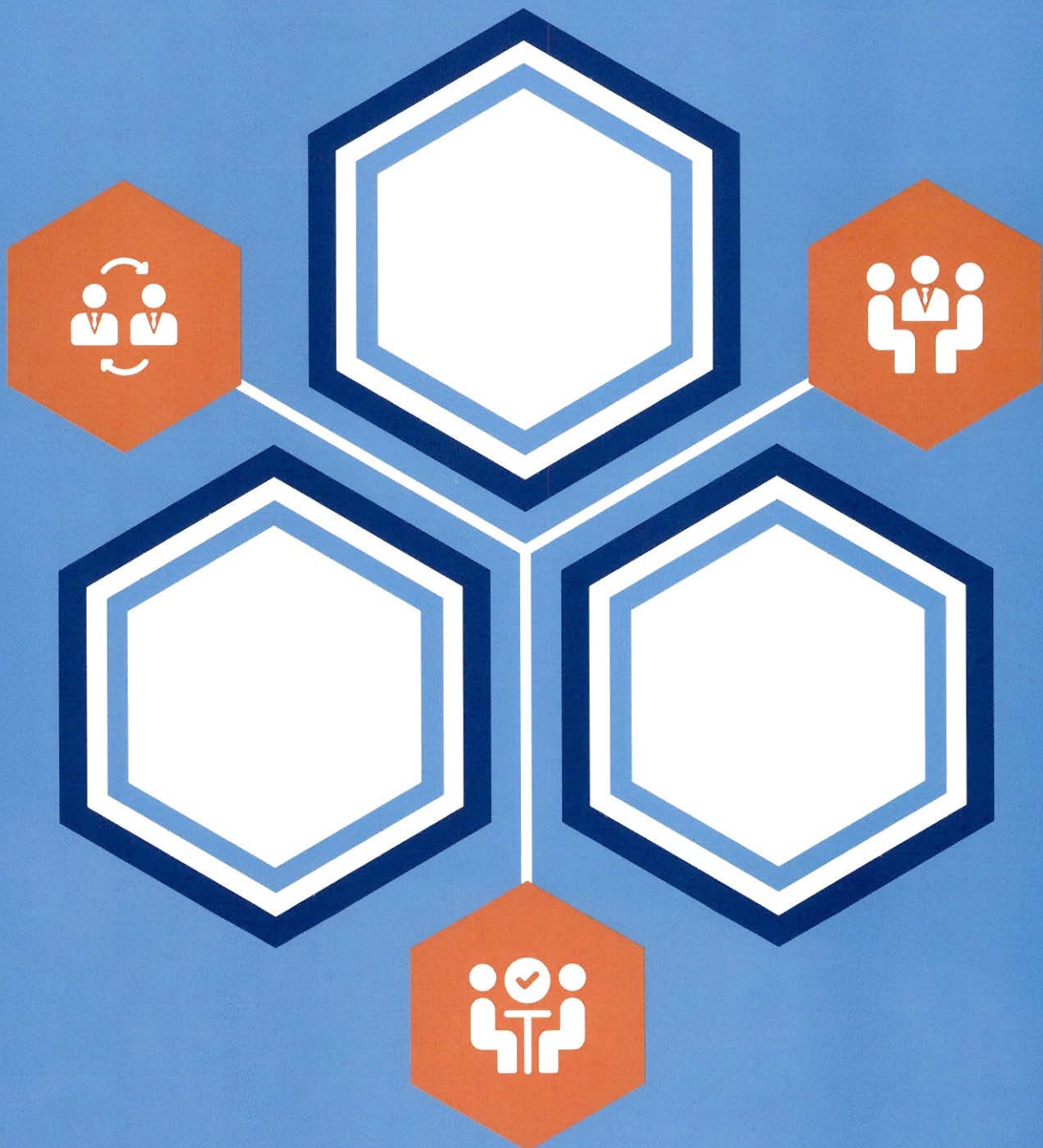




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# ACC Structure

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**Director-General: Anti-Corruption Commission**  
**Deputy Director-General: Anti-Corruption Commission**

**SECTION INTERNAL AUDIT**  
1 x Internal Auditor

**DEPARTMENT PUBLIC EDUCATION, CORRUPTION, PREVENTION AND INVESTIGATION**  
1 x Deputy Permanent Secretary

**DIRECTOR INVESTIGATION  
AND PROSECUTION**

1 x Chief: Investigation and Prosecution

**DIVISION REPORT CENTRE**

3 x Senior Investigating Officer  
3 x Investigating Officer

**DIVISION INVESTIGATION**

3 x Chief Investigating Officer  
7 x Senior Investigating Officer  
2 x Investigating Officer

**DIVISION NORTHERN REGION**

1 X Chief Investigating Officer  
1 x Senior Investigating Officer  
2 x Investigating Officer

**DIVISION WESTERN REGION**

1 X Chief Investigating Officer  
1 x Senior Investigating Officer  
2 x Investigating Officer

**DIVISION CENTRAL NORTHERN REGION**

1 X Chief Investigating Officer  
1 x Senior Investigating Officer  
2 x Investigating Officer

**DIRECTORATE PUBLIC EDUCATION AND  
CORRUPTION PREVENTION**

1 x Chief: Public Education and Corruption Prevention Officer  
2 x Chief Public Education and Corruption Prevention Officer  
2 x Senior Public Education and Corruption Prevention Officer  
4 x Public Education and Corruption Prevention Office

**DIVISION NORTHERN REGION**

1 x Chief Public Education and Corruption Prevention Officer  
1 x Senior Public Education and Corruption Prevention Officer  
2 x Public Education and Corruption Prevention Officer

**DIVISION WESTERN REGION**

1 x Chief Public Education and Corruption Prevention Officer  
1 x Senior Public Education and Corruption Prevention Officer  
2 x Public Education and Corruption Prevention Officer

**DIVISION CENTRAL NORTHERN REGION**

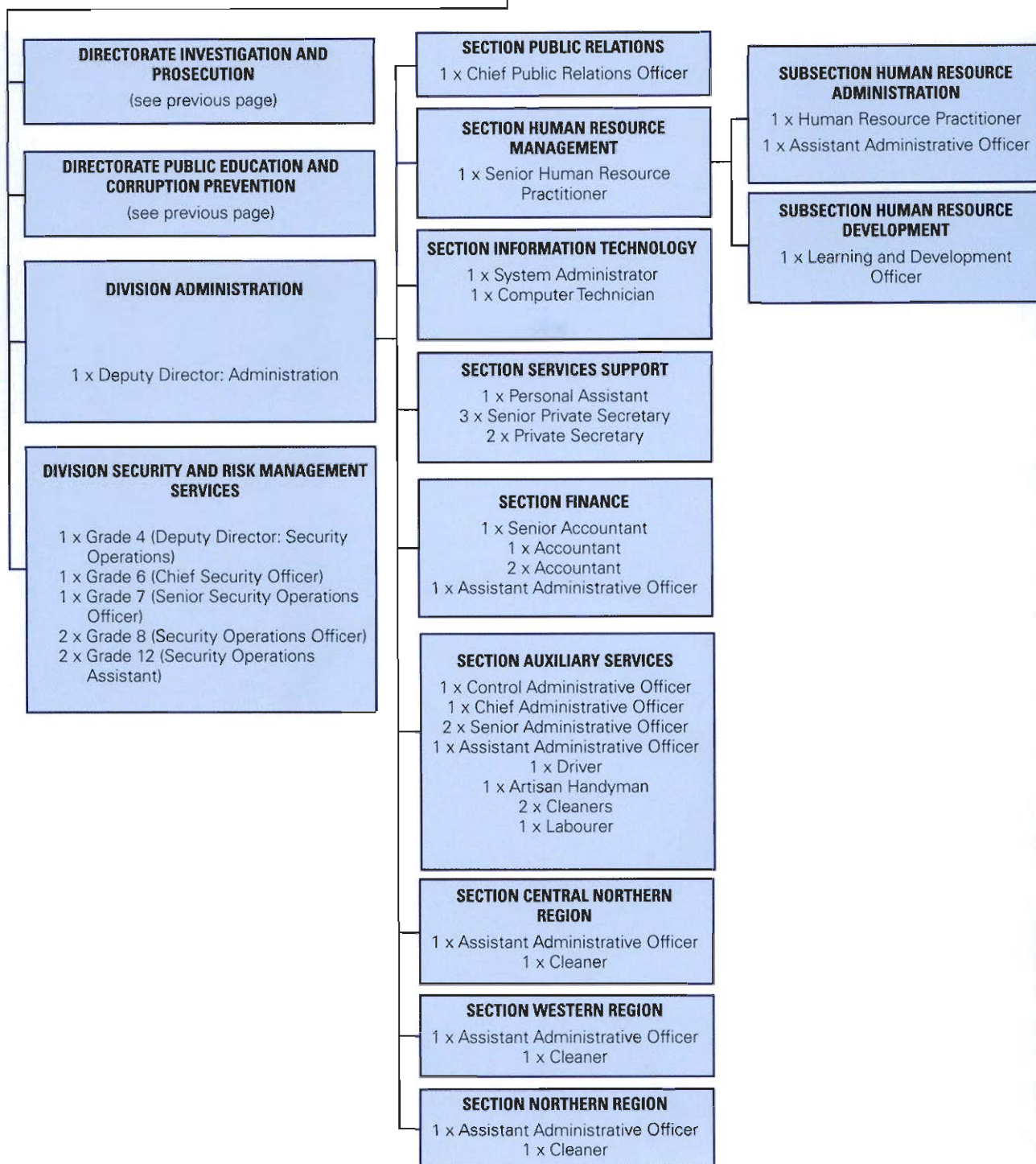
1 x Chief Public Education and Corruption Prevention Officer  
1 x Senior Public Education and Corruption Prevention Officer  
2 x Public Education and Corruption Prevention Officer

**DIVISION ADMINISTRATION**  
(see next page)

**DIVISION SECURITY AND RISK MANAGEMENT SERVICES**  
(see next page)

**DEPARTMENT PUBLIC EDUCATION, CORRUPTION, PREVENTION AND INVESTIGATION**

1 x Deputy Permanent Secretary





*“Break the Corruption Chair”*



# Background

## The Commission

The Anti-Corruption Commission (ACC) is established by the Anti-Corruption Act, 2003 (Act No. 8 of 2003) as an independent and impartial body. The Commission is headed by a Director-General who is assisted in the execution of control over the Commission by a Deputy Director-General. The Director-General and Deputy Director-General are appointed by the National Assembly upon nomination by the President. They are appointed on a full-time basis for five years and may be reappointed upon expiry of their term.

In addition to the Office of the Director-General and Deputy Director-General, the Commission is organised into the following department, directorates and division:

Department: Public Education, Corruption Prevention and Investigation

- Directorate Investigation and Prosecution
- Directorate Public Education and Corruption Prevention
- Division Administration

## Mandate and statutory functions

The Anti-Corruption Commission (ACC) is mandated to combat and prevent corruption through law enforcement, educating the public and enlisting their support against corruption, and providing advisory services.

In terms of the Anti-Corruption Act, 2003 the ACC has the following core functions:

### Investigation function

- The ACC investigates matters that in its opinion raise suspicion that the following has occurred or is about to occur:
- Conduct constituting corruption; or
- Conduct prone or conducive to corruption.



### **Education function**

- The ACC educates the public on corruption and enlist their support in combating corruption in Namibia.

### **Prevention function**

- The ACC examines practices, systems and procedures of public and private bodies to facilitate the discovery of corrupt practices and to secure the revision of practices, systems and procedures that may be prone or conducive to corrupt practices.

## **Constitutional Anti-Corruption Measures**

The Government confirmed its commitment to root out corruption by amending the Namibian Constitution to provide for anti-corruption measures. The amendment came into effect on 7 May 2010.