

MINUTES
6th MEETING OF 2024
ANTI-CORRUPTION COMMISSION
18 September 2024
COMMISSIONS SECRETARIAT

COMMISSION MEMBERS PRESENT:

Charles Jennings	Chairman (Via Zoom in Part)
Simon Whicker	Member (Acting Chairman in Part)
Romeo Frederick	Member
Elisabeth Lees	Member
Laurence Aiolfi	Member
Kendra Foster	Member

APOLOGIES:

None

SECRETARIAT MEMBERS PRESENT:

Melanie McField	Manager
Francis Kearns	Deputy Manager
Richard Oliver	Senior Investigator "SIO"
Evette Burnell	Administrator/Analyst

1. Meeting called to Order

The meeting was called to order at 10:00am and it was confirmed that a quorum was present.

Ms. Lees was welcomed to the Commission as a new Member.

2. Conflicts of Interest

Members were reminded of their obligation to disclose and recuse themselves should any conflict of interest arise in relation to any new matters during the course of the meeting. Melanie McField, Elisabeth Lees and Romeo Frederick each declared conflicts and were subsequently recused from these cases.

3. Confirmation of Minutes

It was noted that the minutes of the meeting held on 17 July 2024 had previously been approved and posted on the Anti-Corruption Commission (ACC) website.

4. Matters Arising from Previous Meetings

a. Secretariat HR Update

The Manager updated Members that there is still one Administrator/Analyst role to be filled and the post is likely to be re-advertised in the new year. In addition, there is still one Investigator level I and one Investigator level II post to be filled. Finally, existing posts within the Investigative Team

will need to re-advertised due to fixed-term contracts coming to an end. Advertisement for these investigative positions is anticipated to begin in the next few weeks.

b. Secure Data/Information Transfer Update

Following the successful trial of devices for accessing ACC emails, all Members will now be issued a device. The intention is for these devices to be provided at the next Commission meeting.

c. MOU with HM Prisons

The Chairman will follow up on finalizing the MOU with Prisons by contacting the Director of Prisons.

d. Educational Outreach

The Secretariat have written a draft script for a short, public-facing video introducing the Commission, which will be produced with the assistance of the Communications department. Members approved the content of the script with one minor addition.

e. Jakarta Principles / Independence

Member Whicker volunteered to take on the project of reviewing the Jakarta Principles and the Cayman Island's adherence to them. He will produce a report discussing the Cayman Islands' alignment with these principles. Ms. Lees also offered to assist with this project.

f. Policies and Procedures

Members discussed the press release policy and some slight amends to the wording to align with current practices. The amendments were agreed by resolution of the Commission. This change will also be reflected in the ACC report.

g. ACC Annual Report

Members reviewed the draft 2023 annual report and made some amendments. All changes were approved by Members.

5. New Business

The SIO provided a staff update, which included two investigators attending a two-week financial investigation/confiscation course arranged by the Royal Cayman Islands Police Service (RCIPS) and delivered by the National Crime Agency.

Two members of the ACC staff are also due to undertake a one- week secondment with an overseas Financial Intelligence Agency, arranged in conjunction with the International Anti-Corruption Coordination Centre (IACCC) in London. A report detailing what has been learned will be shared with the Commission.

C-FATF Related Updates

The Chairman continues to attend meetings. Recent meetings have focused on the strategic plan for the 5th round of the mutual assessment, due to take place in 2027.

The Chairman exited Zoom at 11:49 am and passed over to Member Whicker as Acting Chairman for the remainder of the meeting.

6. Operational Update

a. Outstanding Matters

- i. **ACC/COMP/2023/05**
There is no further update. This matter is with RCIPS and awaits further developments before a decision can be made.
- ii. **ACC/COMP/2024/01**
The Auditor General has investigated this case and found no justification for the complaint. The Commission made the decision to close this complaint.
- iii. **ACC/COMP/2024/04**
Further information is needed from the relevant department before a decision can be made.
- iv. **ACC/COMP/2024/05**
It is noted that Melanie McField and Elisabeth Lees are recused from this case. The Complainant is not responding and has other avenues to pursue. The Commission made the decision to close this complaint.
- v. **ACC/COMP/2024/06**
It is noted that Romeo Frederick is recused from this case. Members decided this case should be investigated.

b. New Complaints

- i. **ACC/COMP/2024/07**
Further information is needed from the Complainant before a decision can be made and the Commission awaits their response.

c. SIO Report

Mr. Oliver updated Members regarding ongoing investigations.

Member Foster departed at 1:18 pm.

d. Existing Corruption Reports/Complaints Statistics

The ACC was informed that since inception (1st Jan. 2010) there have been 160 investigations registered by the ACC, of which:

- i. Zero investigations are pending;
- ii. 140 have been concluded;
- iii. 10 have been transferred to other investigative units for action; and
- iv. 10 are now under current active investigation.

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

7. Any Other Business

None

8. Action Items

- a. Secretariat to deliver devices for remaining Members for confidential email/data exchange as detailed in item 4.b. above (Manager);

- b. SIO to organize an introductory meeting between the Chairman and Commissioner of Police.
- c. Follow-up on the MOU proposed to HMCIPS as detailed in item 4.c. above (Chairman);
- d. Member Whicker (with assistance) is to review the overall position on alignment with the Jakarta Principles, as detailed in item 4.e. above (Simon Whicker/Member Elisabeth Lees);
- e. Update to be made to the ACC Policies and Procedures and 2023/2024 Annual Report, as detailed in item 4.f. above (Secretariat);
- f. Annual Report to be finalized and submitted to the Governor prior to September 30th, as outlined in item 4.g. above (Secretariat);
- g. Relevant closure letters to be drafted and distributed, as outlined in 7.a.ii. and 7.a.iv above (Secretariat).

9. Items to be Discussed at the Next Meeting

- a. Secretariat HR Update
- b. Secure Data/Information Transfer Update
- c. Educational Outreach
- d. C-FATF Related Updates
- e. Jakarta Principles / Independence
- f. Annual Report Update
- g. ACC/COMP/2023/05
- h. ACC/COMP/2024/04
- i. ACC/COMP/2024/06
- j. ACC/COMP/2024/07

10. Date of the Next Meeting

The date of the next meeting was scheduled for 20 November 2024 at 10am.

11. Adjournment

The meeting was adjourned at 1:20 pm.



CHARLES JENNINGS
CHAIRMAN
ANTI-CORRUPTION COMMISSION