

Survey on the Effectiveness of Anticorruption Authorities

Background Information

1. Please enter country name in the space below

Rwanda

2. Name of the agency

Office of the Ombudsman

3. Date of establishment

2003

4. Contact Information

PO Box: 6269, Kigali/ Rwanda

Phone: 0252587308- 0252587309

Fax: 0252587182

E-mail: ombudsinfo@ombudsman.gov.rw

5. Website

www.ombudsman.gov.rw

Legal Framework

6. What are the main anti-corruption laws in your country? (please include year of entry into force)

- Law n° 76/2013/0f 11/09/2013 determining the mission, powers, organization and functioning of Office of the Ombudsman;
- Organic Law modifying and complementing the Organic Law n° 61/2008 of 10/09/2008 on the leadership code of conduct;
- Law n° 23/2003 of 07/08/ 2003 aims at Prevention, Suppression and Punishment of corruption and related offences;
- Law n° 48/2008 of 09/09/2008 on Prevention and Penalizing the crime of Money Laundering and Financing Terrorism;
- Law n° 05/2013 of 13/02/2013 modifying and completing the law no 12/2007 of 27/03/ 2007 on Public Procurement;
- Law n° 35/2012 of 19/09/2012 relating to the Protection of Whistleblowers;
- Organic Law n° 1/2012/ OL of 02/05/2012 Instituting the Penal Code;
- Law n° 04/2013 of 08/02/2013 relating to access to information.

7. Does your Government have a single or primary anti-corruption strategy?

Yes

8. Does your country have freedom of information legislation?

Yes No

9. Does your country have conflict of interest legislation?

Yes No

10. Does your country have a financial disclosure system to help prevent conflicts of interest?

Yes No

11. Does your country have immunity protection legislation?

Yes No

12. Is your agency protected from political interference by law?

Yes No

Institutional Framework

13. What are the main functions and operations of your agency? Please check all that apply

- Research
- Prevention
- Investigation
- Prosecution
- Forensics
- Accounting
- Policy

14. Is there one agency in charge of coordinating AC efforts across agencies?

Yes No

If yes, please specify:

Office of the Ombudsman

15. Does your agency have the ability to share information or data with

(a) Other agencies within your Government, and

Yes No

(b) Government partners from other countries?

Yes No

16. Please enter the current size of permanent staff in the space below.

69

17. Number of prosecutors (if applicable)

There are already 3 prosecutors, other employees of the Office will, after approval by the Ombudsman council be granted prosecution powers by a Prime Minister's Order and it is in process (the Office has been given the power recently)

18. Number of investigators (if applicable)

44

19. Number of support staff (if applicable)

22

20. Number of cases handled annually (if applicable)

(a) Number of complaints received

Average of 75 cases per year

(b) Number of investigations conducted

All cases received are analyzed and investigated

(c) Number of cases handled in court

An average of 140 cases are handled in court per year (those cases are from the Office of the Ombudsman and Rwanda National Police)

(d) Other please specify

21. Please state the number of complaints received for which your agency did a follow up

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22. Please state the prosecution to conviction ratio of your agency (if applicable)

Not yet applicable

23. Please state the number of learning activities and outreach events organized by your agency (if applicable)

Regular trainings of different categories of citizen

24. Please state the amount of assets recovered by your agency (if applicable)

N/A

25. Please enter the names of other agencies with similar functions as this ACA

Rwanda National Police may investigate corruption cases

26. Does your agency have a system to monitor performance of staff?

Yes No

27. Are human resource management actions, i.e., recruitment, promotion, and termination based primarily on staff integrity and professionalism?

Yes No

28. Are new vacancies for your own agency announced publically?

Yes No

29. Are the results of these recruitment processes announced publically by your agency?

Yes No

30. Who appoints the head of your agency?

The head is proposed by the Cabinet and approved by the Senate. After approval, he/she is appointed by a Presidential Order

31. Who has the authority to remove the head of the ACA?

It is the same process as the appointment

32. To whom does the head of your agency report to?

The Ombudsman shall submit the activity report to the President of the Republic and Parliament, both Chambers with a copy to the Cabinet and Supreme Court

Yes No

44. Is there a strategy for dealing with the media?

Yes No

45. In practice does your agency has sufficient powers to carry out its mandate?

Yes No

Resource Mobilization

46. Does your agency have budgetary autonomy?

Yes No

47. What is the annual budget of your agency?

The annual budget depends on activities planned 1,879,459,807 RWF for the fiscal year 2012-2013
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48. The annual budget is determined by (please choose the answer(s) that best fit(s) your agency)

<input type="checkbox"/>	Number of staff
<input type="checkbox"/>	Number of investigations
<input type="checkbox"/>	Budget is constitutionally mandated
<input checked="" type="checkbox"/>	The budget depends on activities planned for a year

49. How much does it roughly cost to (please enter the dollar amount per stated activity)?

\$	File a case	\$	Manage a paper case	\$	Analyze a case
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50. Is there any donor involvement in your agency in term of budget?

Yes No

51. Does your agency use a computerized system to handle cases?

Yes No

Social Framework

52. Does your agency provide a mechanism for citizens to report complaints anonymously or provide information on corrupt activities?

Yes No

53. Does your agency or government provide a hotline to report corruption?

Yes No

54. Does your agency produce regular and annual public reports of its activities?

Yes No

Innovation

55. Does your agency use any IT tools to

- Facilitate reporting of corruption and fraud by citizens (like www.Ipaidabribe.org)
- Share information with citizens about its own activities
- Share and/or obtain information for its own investigations
- Other – please explain
- Toll free used by citizens

56. Does your agency use social media to raise awareness on corruption among the public?

Yes No