1. Please enter country name in the space below
   THE REPUBLIC OF MALAWI

2. Name of the agency
   THE ANTI-CORRUPTION BUREAU

3. Date of establishment (please include any predecessors if relevant)
   1995

4. Contact Information
   THE ANTI-CORRUPTION BUREAU, CITY CENTRE, MULANJE HOUSE, P.O. BOX 2437, LILONGWE, MALAWI- TEL: +265 1 770166; FAX: + 265 1 770108

5. Website
   www.acbmw.com

6. What are the main anti-corruption laws in your country? (please include year of entry into force)
   THE CORRUPT PRACTICES ACT (CAP. 7:04) OF THE LAWS OF MALAWI.
7. Does your Government have a single or primary anti-corruption strategy? When was it last updated?

YES, THE NATIONAL ANTI-CORRUPTION STRATEGY.
LAST UPDATED IN 2009.

8. Does your country have right to 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 statutory or constitutional provisions granting immunity from criminal prosecution to elected or appointed officials?

   ○ Yes ○ No, But the State President is immune from criminal prosecution during his or her office

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

   ○ Yes ○ No

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Institutional Framework

13. What functions does your agency perform?

   Please check all that apply

   ○ Research ○ Prevention ○ Investigation ○ Prosecution ○ Forensics ○ Auditing ○ Policy

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

   ○ Yes ○ No

   If yes, please specify: The Anti-Corruption Bureau

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. Do you have secondees? If so, are they counted separately?

   146 employees. We do not have secondees.
17. Number of prosecutors (if applicable)

10 Prosecutors

18. Number of investigators including legal advisors (if applicable)

29 Investigators

19. Number of support staff (if applicable)

N/A

20. Are staff positions permanent? Or subject to periodic renewal? What percentage of each?

Staff positions are on a three year contract, subject to periodic renewal

21. Does your agency keep records on its investigative activity? If it does not, go to question 22 If yes, please show the information you have on the following

a. Number of complaints received

1152 complaints in the year 2013/14

b. Number of investigations conducted

Over 1000

c. Number of investigations completed

435 in the year 2013/14

d. Number of cases recommended for prosecution

79 in the year 2013/14

e. Number of cases prosecuted by –i) Your agency ii) DPP, AG, or other separate office

56 cases prosecuted by the Anti-Corruption Bureau in the year 2013/14

f. Number of convictions

6 convictions so far, other cases still in court

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

293 awareness meetings; 26 citizen forums; 21 anti-corruption presentations; production and distribution of over 25,000 print Information Education and Communication materials; and production and airing of 84 radio spots
23. Please state the value of assets recovered by your agency (if applicable)

N/A

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

None

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

○ Yes  ○ No

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

○ Yes  ○ No

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

○ Yes  ○ No

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

○ Yes  ○ No

29. Who appoints the head of your agency?

The State President does the appointment, but such appointment is subject to the confirmation of the Public Appointments Committee of Parliament

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

The State President has the authority, but such removal is subject to the confirmation of the Public Appointments Committee of Parliament

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

To Parliament, the Minister of Justice, the Cabinet and the State President
32. Is there any term limit for the head of the ACA?
   ○ Yes ○ No term limit, but the head is appointed to a three year contract, renewable.
   If yes, please specify:

33. Is the agency subject to judicial review?
   ○ Yes ○ No

34. Is the agency subject to expenditure reviews?
   ○ Yes ○ No

35. Does your agency measure “performance”?
   ○ Yes ○ No
   *If yes, against which indicators?*
   ○ Number of investigations conducted
   ○ Number of investigations concluded
   ○ Ratio of number of investigations/staff
   ○ Percentage of total budget allocated to outreach activities and communication.
   ○ Number of outreach activities delivered
   Others, please specify

36. In practice is your agency protected from political interference?
   ○ Yes ○ No

37. Does your agency keep a comprehensive skill list of its staff?
   ○ Yes ○ No

38. Is the staff provided with regular training and refresher training to ensure that their skills are up-to-date?
   ○ Yes ○ No

39. What training has your agency received from foreign organizations or international agencies in the past year?
   Monitoring and Evaluation (CAACC); Cyber Crime Investigations (US Embassy); Pharmaceutical Crime Investigations (Global Fund); Data Analysis using IBM 2 software (Royal Norwegian Embassy); Forensic Skills Training (Royal Norwegian Embassy).

40. Are employees protected by law from recrimination or other negative consequences when reporting corruption (i.e. whistleblowing)?
   ○ Yes ○ No
41. Does your agency have a communication strategy?
   ○ Yes   ○ No

42. Does your agency have a comprehensive corporate plan?
   ○ Yes   ○ No

43. Is there a strategy for formulating a partnership with outside agencies to fight corruption?
   ○ Yes   ○ No

44. Is there a strategy for dealing with the media?
   ○ Yes   ○ No

45. In practice does your agency have sufficient powers to carry out its mandate?
   ○ Yes   ○ No

46. Has your agency requests for additional powers or authorities pending in the parliament or before the executive?
   ○ Yes   ○ No

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Resource Mobilization

47. Does your agency have budgetary autonomy?
   ○ Yes   ○ No

48. What is the annual budget of your agency?
   It is not fixed, it varies from one financial year to another

49. The annual budget is determined by (please choose the answer(s) that best fit(s) your agency)

<table>
<thead>
<tr>
<th></th>
<th>Number of staff</th>
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<tbody>
<tr>
<td></td>
<td>Number of investigations</td>
</tr>
<tr>
<td></td>
<td>Budget is constitutionally mandated</td>
</tr>
<tr>
<td></td>
<td>Other, please specify –The number of planned programmes and activities, but nevertheless Government has a final say on our budget depending on available financial resources</td>
</tr>
</tbody>
</table>
50. Is there any receive any financing from donors?
   ○ Yes  ○ No

51. Does your agency use a computerized system to handle cases?
   ○ Yes  ○ No
   If yes, was it developed especially for your agency or was it purchased off-the-shelf? Are you willing to recommend to others? What is its name and where did you obtain?

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

   ○ Yes  ○ No

55. Does your agency use any IT tools to
   a. Facilitate reporting of corruption and fraud by citizens (like www.Ipaidabribe.org )
   b. Share information with citizens about its own activities
   c. Share and/or obtain information for its own investigations
   d. Other – please explain

56. Does your agency use social media to raise awareness on corruption among the public?
   ○ Yes  ○ No

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