

## Anti-corruption Authorities Initiative: Survey on the Effectiveness of Anticorruption

## Background Information

## 1. Please enter country name in the space below

ZAMBIA

## 2. Name of the agency

ANTI-CORRUPTION COMMISSION

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

1982

## 4. Contact Information

P.O.BOX 50486, LUSAKA, 10101, ZAMBIA. +260 1  
237914/16

## 5. Website

www.acc.gov.zm

## Legal Framework

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

- Anti-Corruption Act No. 3 of 2012
- Prohibition and Prevention of Money Laundering Act No. 14 of 2001 (As amended by the Act No.44 of 2010)
- Anti-Terrorism Act No. 21 of 2007
- Forfeiture of Proceeds of Crime Act No. 1 of 2010
- Public Interest Disclosure (Whistleblower Protection) Act No. 4 of 2010
- Plea Negotiation and Agreements Act No. 20 of 2010
- Financial Intelligence Act No. 46 of 2010

## 7. Does your Government have a single or primary anti-corruption strategy? When was it last updated?

Yes. It was last updated in 2011

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

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

Yes  No

## 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 Commission***

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?

329

17. Number of prosecutors (if applicable)

15

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

117

19. Number of support staff (if applicable)

109

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

99.99% are permanent while 0.01% are renewable

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

✓ Number of complaints received

Year 2013

724

✓ Number of investigations conducted

Year 2013

439

✓ Number of investigations completed

Year 2013

223

✓ Number of cases recommended for prosecution

Year 2013

35

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

2013

35

✓ Number of convictions

25

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

Year 2013

13 types of events

**23. Please state the value of assets recovered by your agency (if applicable)**

Not yet quantified

**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 Head of State

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

Parliament, through a simple majority vote and upon reconstitution of a tribunal that will determine the outcome of the decision to be made.

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

The Anti-Corruption Commission Board of Commissioners

**32. Is there any term limit for the head of the ACA?**

- Yes       No

If yes, please specify: *Upon attaining 65 years of age as per statutory requirement*

**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?**

- Crimes Specialist Training by DFID
- Anti-Corruption Strategy Training by the Government of Singapore
- Investigations and Corruption Course by the American Government
- Training for Heads of Anti-Corruption Prevention and Education by the Commonwealth
- Master in Public Policy for Officers by the Australian Government
- Master of Corruption and Governance for an Investigations Officer by UK Government
- Investigations Training by the American Government
- Training in Monitoring and Evaluation by the Commonwealth

**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 has 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

## Resource Mobilization

**47. Does your agency have budgetary autonomy?**

Yes     No

**48. What is the annual budget of your agency?**

\$ 13,000,000 (ZMK 85,000,000)

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

<input checked="" type="checkbox"/>	Number of staff
<input checked="" type="checkbox"/>	Number of investigations
<input checked="" type="checkbox"/>	Budget is constitutionally mandated
<input checked="" type="checkbox"/>	<i>Other, please specify:</i> Prevention initiatives and outreach events

**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?**

The system is currently being procured

## 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 public reports of its activities? Annually? More frequently? Less?**

- Yes quarterly and annually  No

## Innovation

**55. Does your agency use any IT tools to**

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

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

- Yes  No