

**Anti-Corruption Authorities Initiative: Survey on the Effectiveness of Anticorruption
Background Information**

1. Please enter country name in the space below

NIGERIA

2. Name of the agency

ECONOMIC AND FINANCIAL CRIMES COMMISSION

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

2003

4. Contact Information

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5. Website

www.efccnigeria.org

Legal Framework

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

1. **EFCC Est. Act 2004**
2. **Independent Corrupt Practices & Other Related Offences Act 2000**
3. **Advance Fee Fraud and Other Related Offences Act 2006**
4. **Money Laundering (Prohibition) (Amendment) Act 2012**
5. **Miscellaneous Offences Act**
6. **Code of Conduct Act**
7. **Nigerian Extractive Industries Transparency Initiative Act**
8. **Freedom of Information Act 2011**
9. **Fiscal Responsibilities Act 2010**
10. **Penal Code Laws of Federation of Nigeria 2004**
11. **Criminal Code Law of Federation of Nigeria 2004**
12. **Banks and Other Financial Institutions (Amendment) Act 1991**
13. **Failed Banks (Recovery of Debts) and Financial Malpractices in Banks (Amendment) Act 1994.**

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

A national anticorruption strategy document is currently being put together by the Nigerian Government

8. Does your country have right to information legislation?
 Yes No
9. Does your country have conflict of interest legislation?
 Yes No
10. Does country have a financial disclosure system to help prevent conflict of interest?
 Yes No
11. Does your country have statutory or constitutional provisions granting immunity from criminal prosecution to elected or appoint officials?
 Yes No
12. Is your agency protected from political interference by law?
 Yes No

Institutional Framework

13. What functions does your agency perform?

- Research Prevention Investigation Prosecution Forensic Auditing Policy

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

- Yes No

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?

Permanent Staff: **1,273**; Secondees: **685**

17. Number of prosecutors (if applicable)

126

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

1600

19. Number of support Staff (if applicable)

679

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

Yes (*permanent Staff*). **No** (*Contract and seconded Staff*)

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 (*Please note that Records provided is 2013*)

a) Number of complaints received

6,089

b) Number of investigations conducted

4,453

c) Number of investigations completed

2,883

d) Number of cases recommended for prosecution

999

e) Number of cases prosecuted by your agency

485

f) Number of convictions

117

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

343

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

N 11,276,108,536.81

\$ 4,104,350.00

£ 76,865.00

€ 16,430.00

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

Independent Corrupt Practice Commission (ICPC), Code of Conduct Bureau (CCB) & Nigeria Police force (NPF)

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 publicly?
 Yes No
28. Are the results of these recruitment processes announced publicly by your agency? Yes No
29. Who appoints the head of our agency?

The President of Nigeria, subject to confirmation National Assembly
30. Who has the authority to remove the head of the ACA?

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

The National Assembly
32. Is there any term limit for the head of the ACA?
 Yes No
If yes, please specify:

2 Terms(of 4 years each)
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
 Number of Convictions secured
 Values of Forfeitures (final forfeiture order)
 Value of recoveries
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 organizations or international agencies in the past year? Several, including:-

- i. Financial Analysis & Investigation/Money Laundering Methodology (Nii International U.S)
- ii. Crime Analysis Applications (Alpha Group Center, U.S.A)
- iii. Financial Investigation Course(Canada Police College)
- iv. Combating Cyber Crime (Royal Institute Public Administration (RIPA, UK)
- v. Digital Evidence Training (SOCA)
- vi. West African Regional Organised Crime Investigation Course (US Embassy)
- vii. Rules of evidence training Workshop (UNODC)
- viii. Economic and Financial Crimes Course (Madrid, Spain)
- ix. Senior Financial & Anti Corruption Investigation Techniques (J4A)
- x. Workshop on Transnational Organised Crime & Peace building Efforts (Swiss FDFA)

40. Are employees protected by law from recrimination or other negative consequences when reporting corruption (i.e. whistle blowing)?

Yes No

41. Does your agency have 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 request 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?

10.5 (NGN)

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

<input type="radio"/>	Number of Staff
<input type="radio"/>	Number of investigations
<input checked="" type="radio"/>	Budget is constitutionally mandated
<input type="radio"/>	Other, please specify

50. Does your agency receive any financing from donors?

Yes No

51. Does your agency use 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?

goCase for petitions, **goAML** for Financial Intelligence Analysis

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 hotline to report corruption?

Yes No

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

Annually? More frequently? Less?

Yes No

Innovation

55. Does your agency use any IT tools to

a) Facilitate reporting of corruption and fraud by citizens Yes

b) Share information with citizens about its own activities Yes

c) Share and/or obtain information for its own investigations Yes

d) Other – please explain

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

Yes No