

Survey on the effectiveness of Anticorruption Authorities

Background Information

1. Please enter country name in the space below

Federal Democratic Republic of Ethiopia

2. The name of the agency

Federal Ethics and Anti-corruption Commission of the Federal Democratic Republic of Ethiopia

3. The date of establishment

May, 2001

4. Contact Information

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5. Webpage

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Legal Environment

6. What are the main anticorruption laws of your country?

- ▶ The Criminal Code Proclamation No. 414/2004;
- ▶ The Criminal Procedure Code 1961;
- ▶ The Revised Federal Ethics and Anti-corruption Commission Establishment Proclamation No. 433/2005;
- ▶ The Revised Anti-corruption Special Procedure and Rules of Evidence Proclamation No. 434/2005;
- ▶ Assets Disclosure and Registration Proclamation No. 668/2010;
- ▶ Protection of Witnesses and Whistleblowers of Criminal Offences Proclamation No. 699/2011;
- ▶ Prevention and Suppression of Money Laundering and the Financing of Terrorism Proclamation No. 657/2009;
- ▶ The African Union Convention on Preventing and Combating Corruption Ratification Proclamation No. 545/2007;
- ▶ The United Nations Convention Against Corruption Ratification Proclamation No. 544/2007;
- ▶ IGAD Convention on Mutual Legal Assistance in Criminal Matters Ratification Proclamation No. 732/2012;
- ▶ Regional Ethics and Anti-corruption Commission Establishment Proclamations (8 of the nine regions have such laws);
- ▶ Office of the Federal Auditor General Establishment (as amended) Proclamation No. 669/2010;
- ▶ Federal Courts Advocates' Licensing and Registration Proclamation No. 733/2012;
- ▶ Customs Proclamation No. 622/2009;
- ▶ Licensing and Supervision of Banking Business (Ethiopian National Bank Directive No. SBB/46/2010 Customer Due Diligence of Banks) and
- ▶ Definition of Powers and Duties of the Executive Organs of the Federal Democratic Republic of Ethiopia Proclamation No. 691/2010.

7. Does your government have a single or primary anticorruption strategy?

There is a five-year anti-corruption strategy plan.

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

Institutional Environment

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

Research Prevention Investigation Prosecution Forensic Accounting Policy

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

Yes No

If Yes, Please specify: Ethiopia is a federal state. Regions have, therefore, a constitutional right to establish their own anti-corruption institutions which are independent from the Federal Government. However, the Federal Ethics and Anti-corruption Commission of Ethiopia is responsible for preparing a national report on anti-corruption efforts across the country. It also solely represents the nation on external communications.

13. 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

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

308

15. Number of prosecutors (if applicable)

32

16. Number of investigators (if applicable)

32 (17 of them are support staff)

17. Number of cases handled annually (if applicable)

Annually,

- ▶ 3,403 corruption cases reported.
- ▶ 922 files investigated and
- ▶ 809 cases handled in court.

18. Please enter the name of other agencies with similar functions.

Ethics and Anti-corruption Commissions of 8 regional states, Financial Intelligence Center, Ministry of Justice, Customs Authority, General Auditor, Federal Police Commission, Ethics liaison units in public offices and public enterprises, National Bank of Ethiopia and others.

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

Yes No

20. Are the human resource management, i.e. recruitment, promotion, termination built on the emphasis of staff integrity and professionalism?

Yes No

21. Who appoints the head of your agency?

The House of Peoples' Representatives appoints the Commissioner of the Commission upon nomination by the Prime Minister.

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

The Commissioner or the Deputy Commissioner may not be removed except on his will unless a) he has violated the provisions of the relevant code of conduct; b) he has shown manifest incompetence and inefficiency c) he can no longer carry out his responsibilities on account of mental or physical illness.

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

Yes No

If Yes, Please specify: The term of appointment of the Commissioner or the Deputy Commissioner shall be for six years; he may, however, be reappointed where necessary.

24. Is the agency subject to judicial review?

Yes No

25. Is the agency subject to expenditure reviews?

Yes No

26. Does your agency publish an annual report of activities?

Yes No

27. Does your agency measure performance?

Yes No

If yes, against what 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
- Other, please specify: Performance is measured against budgetary spending.

28. Does your agency keep a comprehensive skill list of its staff?

Yes No

29. Is the staff provided with regular training and refresher training to ensure that their skills are up-to-date?

Yes No

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

Yes No

31. Does your agency have a communication strategy?

Yes No

32. Does your agency have a comprehensive corporate plan?

Yes No

33. Is there a strategy in formulating partnership with outside agencies in fighting corruption?

Yes No

34. Is there strategy in dealing with media?

Yes No

Resource Mobilization

35. Does your agency have budgetary autonomy?

Yes No

36. What is the annual budget of your agency?

On average, 2 million USD

37. Is the annual budget determined by (Please choose the answer/s that best fits 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"/>	Other, please specify: Number of anti-corruption activities, including investigation and prosecution.

38. 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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39. Any Donor Involvement?

Yes No

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

Yes No

Social Environment

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

√ Yes ○ No
⌒

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

√ Yes ○ No
⌒

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

√ Yes ○ No
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