Survey on the Effectiveness of Anticorruption Authorities

**Background Information**

1. Please enter country name in the space below
   
   NAMIBIA

2. Name of the agency
   
   ANTI-CORRUPTION COMMISSION

3. Date of establishment
   
   JANUARY 2006

4. Contact Information
   
   ANTI-CORRUPTION COMMISSION, PO BOX 23137, WINDHOEK, NAMIBIA, TEL: +264 61 435 4000, FAX: +264 61 300952

5. Website
   
   www.accnamibia.org

**Legal Framework**

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

   ANTI-CORRUPTION ACT NO 8 OF 2003 ENTERED INTO FORCE IN 15 APRIL 2005

   FINANCIAL INTELLIGENCE ACT NO 13 OF 2012 ENTERED INTO FORCE IN 14 DECEMBER 2012

   PREVENTION OF ORGANIZED CRIME ACT NO 29 OF 2004 ENTERED INTO FORCE 5 MAY 2009

   INTERNATIONAL COOPERATION IN CRIMINAL MATTERS ACT NO 9 OF 2000, 2000

   PREVENTION AND COMBATING OF TERRORIST ACTIVITIES ACT NO 12 OF 2012

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

   NATIONAL ANTI-CORRUPTION STRATEGY IN ITS FINAL STAGE
8. Does your country have freedom of information legislation?
   ○ Yes   x No

9. Does your country have conflict of interest legislation?
   ○ Yes   x No

10. Does your country have a financial disclosure system to help prevent conflicts of interest?
    Yes   x No

11. Does your country have immunity protection legislation?
    ○ Yes   x No

12. Is your agency protected from political interference by law?
    x Yes   ○ No

InstitutionalFramework

13. What are the main functions and operations of your agency? Please check all that apply
    x Research   x Prevention   x Investigation   ○ Prosecution   ○ Forensics   ○ Accounting   ○ Policy

14. Is there one agency in charge of coordinating AC efforts across agencies?
    x Yes   ○ No
    If yes, please specify:

15. Does your agency have the ability to share information or data with
    (a) Other agencies within your Government, and
    x Yes   ○ No
    (b) Government partners from other countries?
    x Yes   ○ No

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

    70

17. Number of prosecutors (if applicable)

    N/A

18. Number of investigators (if applicable)

    25

19. Number of support staff (if applicable)

    45
20. Number of cases handled annually (if applicable)

(a) Number of complaints received

500

(b) Number of investigations conducted

400

(c) Number of cases handled in court

100

(d) Other please specify

OTHER CASES REFERRED TO RELEVANT AUTHORITIES FOR ACTION

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

300

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

N/A

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

60 ACTIVITIES

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

THE NAMIBIAN POLICE INVESTIGATES CORRUPTION OFFENCES, ANTI-MONEY LAUNDERING, OFFENCES, DRUGS OFFENCES AND FINANCING OF TERRORISM OFFENCES

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

○ Yes  X No

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

X Yes  ○ No

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

X Yes  ○ No

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

○ Yes  X No
30. Who appoints the head of your agency?

PARLIAMENT

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

PARLIAMENT

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

PARLIAMENT

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

X Yes 〇 No
If yes, please specify: 5 YEARS RENEWABLE

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34. Is the agency subject to judicial review?

〇 Yes  X No

35. Is the agency subject to expenditure reviews?

〇 Yes  X No

36. Does your agency measure “performance”?

〇 Yes  X No

If yes, against which indicators?

〇 Number of investigations conducted
X Number of investigations concluded
〇 Ratio of number of investigations/staff
〇 Percentage of total budget allocated to outreach activities and communication.
X Number of outreach activities delivered
Others, please specify

37. In practice is your agency protected from political interference?

X Yes 〇 No
38. Does your agency keep a comprehensive skill list of its staff?
   - Yes  X No

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

40. Are employees protected by law from recrimination or other negative consequences when reporting corruption (i.e. whistleblowing)?
   - Yes  X No

41. Does your agency have a communication strategy?
   - Yes  X No

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

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

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

45. In practice does your agency has sufficient powers to carry out its mandate?
   - Yes  X No

**Resource Mobilization**

46. Does your agency have budgetary autonomy?
   - Yes  X No

47. What is the annual budget of your agency?
   - 54 MILLION NAMIBIAN DOLLARS

48. 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>
</tr>
</thead>
<tbody>
<tr>
<td>X</td>
<td>Number of investigations</td>
</tr>
<tr>
<td>X</td>
<td>Budget is constitutionally mandated</td>
</tr>
<tr>
<td>O</td>
<td>Other, please specify</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>Activity</th>
<th>Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>File a case</td>
<td>$</td>
</tr>
<tr>
<td>Manage a paper case</td>
<td>$</td>
</tr>
<tr>
<td>Analyze a case</td>
<td></td>
</tr>
</tbody>
</table>

50. Is there any donor involvement in your agency in term of budget?

- [ ] Yes
- [x] No

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

- [x] Yes
- [ ] No

Social Framework

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

- [x] Yes
- [ ] No

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

- [x] Yes
- [ ] No

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

- [x] Yes
- [ ] No

Innovation

55. Does your agency use any IT tools to

a. Facilitate reporting of corruption and fraud by citizens (like www.Ipaidabribe.org) (x)

b. Share information with citizens about its own activities (x)

c. Share and/or obtain information for its own investigations (x)

d. Other – please explain

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

- [ ] Yes
- [x] No