

Survey on the effectiveness of Anticorruption Authorities

Background Information

- 1. Please enter country name in the space below**

Republic of Yemen

- 2. The name of the agency**

Supreme National Authority for Combating Corruption

- 3. The date of establishment**

2007

- 4. Contact Information**

Sana'a – Al-Tahreer Square
Tel: (01 490400) Fax (01 299433) P.O.Box (3454)

- 5. Webpage**

www.snaccyemen.org

Legal Environment

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

Law No. (39) of 2006 on the fight against corruption
Law No. (30) of 2006 on the financial disclosure
Law No. (23) for the year 2007 on public tenders and Auctions
Law No. (47) of 2005 concerning ratification of the United Nations Convention against Corruption (UNCAC)
Law No. (35) for the year 2003 on combating Money Laundering
Law no. (4) for the year 2000 on the Local Authority and its amendments
Law No. (6) for the year 1995 on the Impeachment Proceedings and Trail of the Occupant of the Senior Executive Authority (senior officials) in the government.
Law No. (12) for the year 1994 on Crimes and Penalties
Law No. (13) for the year 1994 on Criminal Procedure
Law No. (39) for the year 1992 on the Central Organization for Control and Audit (COCA)
Law No. (1) for the year 1991 on the Judiciary System
Law No. (19) for the year 1991 on the Civil Service
Law No. (8) for the year 1990 on the Financial Law
Law No. (25) for the year 1990 on the Press and Publications
Presidential Decree, the President of the Supreme Judicial Council (No. 3) for the year 1996 on the Establishment of Courts of Public Funds and determination of their tasks.

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

National Anti-Corruption Strategy
2010 - 2014

- 8. Does your country have freedom of information legislation?**

It was agreed by the parliament but still waiting for Presidential Decree

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: Supreme National Authority for Combating Corruption

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

140

15. Number of prosecutors (if applicable)

7

16. Number of investigators (if applicable)

7

17. Number of cases handled annually (if applicable)

72 in total (in 5 years)

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

Central Organization for Control and Audit
Higher Committee of Tenders and Auctions
The Supreme Body for the Control of Tenders
General Prosecution
Anti-Money Laundry Unit (Central Bank)

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 parliament and Shura'a Council elect 11 members and then those members elect their head.

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

no one. According to Anti-Corruption Law, the head or members cannot be removed unless there is an order from the Court.

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

- Yes No

If Yes, Please specify:

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

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?

720 000 000 Yemeni Riyals

37. Is the annual budget determined by (Please choose the answer/s that best fits your agency)

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

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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it is hard to estimate how much it costs because it depends on the type of case and length of investigation period.

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