



ETHICS AND ANTI-CORRUPTION COMMISSISON

PUBLIC NOTICE ON LEADERSHIP AND INTEGRITY REGULATIONS, **2015**

The Ethics and Anti-Corruption Commission (EACC) is established under Section 3 of the Ethics and Anti-Corruption Commission Act No. 22 of 2011 (EACC Act) with the mandate to combat and prevent corruption and unethical conduct in Kenya through law enforcement, public education and promotion of best practices and standards in ethics and integrity.

The Commission is mandated to enforce among other laws the Leadership and Integrity Act, 2012 which came into effect on 27th August, 2012. The law provides for procedures and mechanisms for administration of Chapter Six of the Constitution.

The Commission pursuant to section 54 of the Leadership and Integrity Act, 2012, developed Regulations to operationalize various provisions of the Act. The Regulations were published in the Kenya Gazette vide Legal Notice No. 13 of 2015 and are now operational after approval by the National Assembly on 11th February, 2016.

The Regulations provide for the following key aspects of the Leadership and Integrity Act, 2012:

- Limitations on the types of gifts that a state or public officer can receive;
- The maximum value of gifts that a state or public officer can receive;
- Mechanism for the receipt, collection, storage and disposal of gifts;
- Mechanism and procedure for the opening, maintaining and publicizing of registers of conflict of interest;

- Grounds and conditions for opening, registering, maintaining, controlling and closing bank accounts outside Kenya;
- Lodging of complaints, investigation and disciplinary processes and mechanisms on the enforcement;
- Development and commitment by state officers to specific leadership and integrity codes.

As part of the Implementation of the Leadership and Integrity Act, 2012 and the Regulations made thereunder, Public Entities (National and County Governments), State officers and Public officers are required to observe and implement the requirements of both the Act and the Regulations.

Each Accounting Officer/ Chief Executive Officer of a public entity is required to take personal responsibility to, among other functions:

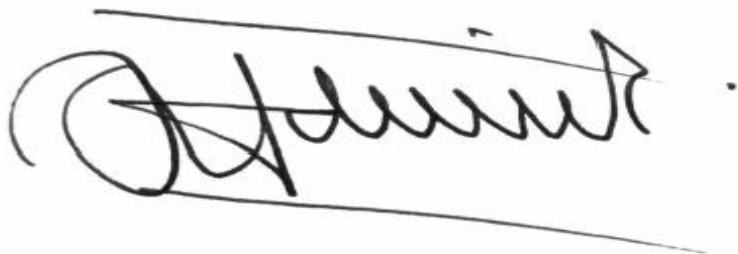
- Open and maintain a Register of gifts received by state and public officers serving in the entity;
- Open and maintain a Register of gifts given by the public entity to other state and public officers;
- Open and maintain a conflict of interest register;
- Ensure that any state or public officer operating or wishing to open a bank account outside Kenya seeks approval of EACC;
- In relation to public entities with state officers, develop a Specific Leadership and Integrity Code for the state officers in that entity and submit the codes to EACC for approval;
- Undertake investigations into ethical breaches and take disciplinary action against public officers in violation of the Act and where appropriate refer the matter to EACC or other relevant agencies.

The Commission will continue to provide oversight, monitor the conduct of all state and public officers and take such measures as may be necessary to enforce compliance with these requirements.

The Regulations and the prescribed Leadership and Integrity forms are available on the Commission's website on ***www.eacc.go.ke***. For more information on compliance you may contact the Ethics and Anti-Corruption Commission through email address:

liasubmissions@integrity.go.ke or any of the following telephone

numbers: +254 020 2717318, Mobile: +254 727285663, +254 733520641, or Post Box 61130-00200, Nairobi, Kenya.

A handwritten signature in black ink, appearing to read 'Halakhe D. Waqo', written over a horizontal line.

HALAKHE D. WAQO, ACIArb
COMMISSION SECRETARY/CHIEF EXECUTIVE OFFICER