

PREAMBLE

The Kenya Anti-Corruption Commission is required under section 36 of the Anti-Corruption and Economic Crimes Act, 2003, to prepare quarterly reports.

Section 35 provides that:

1. Following an investigation, the Commission shall report to the Attorney General on the results of the investigation.
2. The Commission's report shall include any recommendation the Commission may have that a person be prosecuted for corruption or economic crime.

Section 36 provides that:

1. The Commission shall prepare quarterly reports setting out the number of reports made to the Attorney General under section 35 and such other statistical information relating to those reports, as the Commission considers appropriate.
2. A quarterly report shall indicate if a recommendation of the Commission to prosecute a person for corruption or economic crime was not accepted.
3. The Commission shall give a copy of each quarterly report to the Attorney General.

4. The Attorney General shall lay a copy of each quarterly report before the National Assembly.
5. The Commission shall cause each quarterly report to be published in the Gazette.

This report is therefore made pursuant to section 36 of the Anti-Corruption and Economic Crimes Act, 2003. The report covers the last quarter of the year 2006 and is for the period commencing 1st October, 2006 to 31st December, 2006.

INVESTIGATIONS COVERING THE PERIOD 1ST OCTOBER, 2006
TO 31ST DECEMBER 2006

1. KACC CR 011/44/06 – COURT FILE: NAIROBI ACC. NO. 1622/2006

Inquiry into an allegation that an Estate Officer of the City Council of Nairobi based at Bahati Social Hall was demanding a bribe of kshs. 2,000/- from each of the forty eight tenants residing in the City Council houses at Shauri Moyo. Investigations established that the suspect solicited for money from the residents on various occasions and received the same. He was arrested and charged with four counts of corruption, one of them being for soliciting for Kshs. 96,000/-.

The file was forwarded to the Attorney General on 21st July 2006 with recommendation to continue with the prosecution. The recommendation was accepted on 9th October 2006.

2. KACC. CR. 741/1006/2005 – COURT FILE: KIBERA ACC. NO. 732/2005

Inquiry into allegations that three employees of the City Council of Nairobi solicited for a benefit of Kshs. 15,000 from the complainant as inducement to waive the recovery of Kshs. 102,000/=, being an alleged underpayment in respect of a licence for his bar and lodging business. Investigations established that the suspect had corruptly solicited for and received a benefit. He was arrested and charged with two counts of corruption.

The file was forwarded to the Attorney General on the 13th October, 2006 with recommendation to continue with prosecution. The

recommendation was accepted by the Attorney General on the 15th December, 2006

3. KACC. CR. 741/152/2006 – COURT FILE: KERICHO ACC. NO. 3/06

Inquiry into allegations that a police officer attached to Kericho Police Station solicited for a benefit of Kshs. 15,000 and Kshs. 20,000/= respectively from two complainants as inducement to forbear charging their sons with the offence of infringement of copyright. Investigations established that the suspect had corruptly solicited for and received a benefit. He was arrested and charged with two counts of corruption.

The file was forwarded to the Attorney General on the 1st November, 2006 with recommendation to continue with prosecution. The recommendation was accepted by the Attorney General on the 22nd December, 2006.

4. KACC/FI/INQ./05/2006

Inquiry into an allegation of theft of Kshs. 2,255,201.70 being part of the revenue collection for 29th December, 2005 that was lost while in the custody of the Chief Cashier and other officers in the Cash Office Section of the City Council of Nairobi. Investigations established that the acting Chief Cashier and Internal Auditor, respectively, had stolen Kshs. 2,254,706/= belonging to the City Council of Nairobi.

The file was forwarded to the Attorney General on the 1st November, 2006 with recommendation that the two officers be jointly charged with the offence of Stealing by persons employed in the public service contrary to section 280 of the Penal Code, Chapter 63, Laws of Kenya. Recommendation was accepted by the Attorney General on 29th December 2006.

5. KACC/FI/INQ./12/2006

Inquiry into allegations of impropriety against the Managing Director of National Oil Corporation of Kenya, in that she asked the complainant, an applicant for a licence for an oil exploration venture in Kenya, to shop for her while they were attending an international Energy conference at Barcelona, Spain in June, 2005. Investigations revealed no credible evidence of impropriety or wrongdoing on the part of the Managing Director.

The file was forwarded to the Attorney General on the 1st November, 2006 with a recommendation for closure. The recommendation was accepted by the Attorney General on the 22nd December, 2006.

6. KACC. CR. 141/416/2006 – COURT FILE: NAIROBI ACC. NO. 33/06

Inquiry into allegations that two employees of the City Council of Nairobi had solicited for a benefit in the sum of Kshs. 10,000/= as inducement so as to give a favourable assessment of the trade licence fee claimed by the Debt Collection Unit in respect of premises occupied by the complainant's company. Investigations

established that one of the officers did corruptly solicit and receive a benefit. He was arrested and charged with two counts of corruption.

The file was forwarded to the Attorney General on the 2nd November, 2006 with a recommendation to continue with the prosecution. The recommendation was accepted by the Attorney General on the 22nd December, 2006.

7. KACC/FI/INQ/55A/2005

Inquiry into an allegation that a former Managing Director of Kenya Wine Agencies Ltd was irregularly advanced a house purchase loan of Kshs. 6,000,000/=. Investigations established the irregularity.

The file was forwarded to the Attorney General on the 2nd November, 2006 with a recommendation that the former Managing Director and his deputy be charged with the offences of Economic Crime and Abuse of office under sections 45 and 46 of the Anti-Corruption and Economic Crimes Act, 2003. The recommendation to prosecute was accepted by the Attorney General on the 22nd December, 2006.

8. KACC/FI/INQ./80/2005

Inquiry into allegations that the Directors of the Coffee Board of Kenya were influenced to award a tender for insurance services to companies in which the Minister for Co-operative Development and the Member of Parliament for Nyeri Town Constituency were

Directors. Investigations revealed that the tender by the Coffee Board of Kenya for insurance services was markedly transparent and that the procurement was in conformity with the Exchequer and Audit (Public Procurement) Regulations, 2001. There was no evidence that the Minister was a director of any of the companies that participated in the tender, or that he or the Member of Parliament for Nyeri Town, influenced the procurement process in any way.

The file was forwarded to the Attorney General on the 3rd November, 2006 with a recommendation for closure. The recommendation was accepted by the Attorney General on the 22nd December, 2006.

9. KACC/FI/INQ./03/2006

Inquiry into allegations that a construction company fraudulently obtained a consent judgment in its favour in Nairobi High Court Civil Suit number 1323 for Kshs. 121,708,169.73 against the City Council of Nairobi. Investigations revealed that the consent judgment was regularly obtained and was based on five certificates of payment raised by the contractor and authenticated by the responsible officers of the City Council of Nairobi for goods supplied and services rendered.

The file was forwarded to the Attorney General on the 3rd November, 2006 with a recommendation for closure. The Attorney General returned the file on 4th January 2007 with recommendation that further investigations be carried out.

10. KACC/FI/INQ./23/2006

Inquiry into allegations that a former Director of the National Aids Council attempted to embezzle funds in the guise of paying school fees arrears for orphaned children under the Orphaned and Vulnerable Children Programme (OVC). Investigations revealed that no such funds had been set aside that could have been diverted, nor was there any attempt to commit theft, embezzlement or any such related offence.

The file was forwarded to the Attorney General on the 6th November, 2006 with a recommendation for closure. The Attorney General accepted the recommendation on 21st December, 2006.

11. KACC/FI/INQ./38/2006

Inquiry into allegations by the former Permanent Secretary in the Office of the President in charge of Governance and Ethics to the effect that the former Minister for Justice and Constitutional Affairs and the former Minister for Finance, among others, had interfered with investigations he was undertaking into alleged procurement irregularities in the two contracts awarded to M/S Anglo Leasing & Finance Ltd. The contracts were for supply, installation and commissioning of a new passport issuing system by the Department of Immigration, Ministry of Home Affairs and contract for procurement of a CID forensic laboratory by the Office of the President. Investigations revealed that;

- the former Permanent Secretary was not an investigator as defined by law for there to exist an offence of interference with investigations. The investigators involved in the matter have denied any kind of interference
- the tape recorded conversation which formed the basis of the main allegation of interference is largely unintelligible, and the audible parts depict a conversation in short terse statements whose literal meaning would be a matter of conjecture
- the former PS refused to record a formal statement that would be used for purposes of any prosecution and that would explain the many unexplained gaps in the recorded conversation
- there is no evidence that would lay a proper basis for the play back and production of the tape recorded evidence in court as required
- The lawyer alleged to have given the file of Mr. Joseph Githongo, (the father to the former PS), to the former Minister for Justice and Constitutional Affairs has denied ever giving the Minister such a file.

The investigation did not therefore establish commission of any offence. The file was forwarded to the Attorney General on 6th November, 2006 with recommendation for closure. The recommendation was accepted by the Attorney on 15th January 2007.

12. KACC. CR. 921/595/2006 – COURT FILE: KAKAMEGA ACC. NO. 2059/06

Inquiry into allegations that the Chief of Marama North Location in Butere-Mumias District had solicited for a bribe of Kshs. 3,000/= from the complainant as inducement to provide security at the funeral of his deceased brother. Investigations established that the Chief corruptly solicited for and received a benefit of Kshs. 3,000/= from the complainant as inducement as alleged. He was arrested and charged with two counts of corruption.

The file was forwarded to the Attorney General on the 9th November, 2006 with a recommendation to continue with the prosecution. The recommendation was accepted by the Attorney General on the 22nd December, 2006.

13. KACC/FI/INQ./47/2005

Inquiry into allegations that the Member of Parliament for Muhoroni Constituency was engaged in various corrupt activities, including receiving a motor vehicle as a gift in order to support the construction of a new sugar factory at Kibos. Investigations revealed that none of the allegations levelled against the Member of Parliament had any merit.

The file was forwarded to the Attorney General on the 9th November, 2006 with a recommendation for closure. The recommendation was accepted by the Attorney General on the 22nd December, 2006.

14. KACC. CR. 141/800/2006 – COURT FILE: NO. NAIROBI ACC. NO. 5053/05

Inquiry into an allegation that a Probation Officer based at Nyayo House in Nairobi solicited for a benefit of Kshs. 8,000/= from the complainant as inducement to prepare a favourable probation report in respect of his brother who had been charged in Kibera Criminal Case number 5855 of 2005. Investigations revealed that the officer corruptly solicited for and received a benefit in the sum of Kshs. 5,000/=. He was arrested and charged with two counts of corruption.

The file was forwarded to the Attorney General on the 27th November, 2006 with a recommendation that the pending case be prosecuted to completion. The recommendation was accepted by the Attorney General on the 21st December, 2006.

15. KACC/FI/INQ./06/2006

Inquiry into allegations that an Assistant Commissioner of Police attached to the CID Headquarters obtained an imprest of Kshs. 508,000/= for a security operation but has been unable to account for it to date. Investigations revealed no wrongdoing to warrant prosecution. It was further established that the sum unaccounted for is about Kshs. 42,200/= only and could have been properly paid out to the officers deployed for the operation.

The file was forwarded to the Attorney General on 30th November, 2006 with a recommendation that a thorough audit be carried out by the Ministry of Tourism and Wildlife with the assistance of the Kenya National Audit Office and the Commissioner of Police for the purpose of ascertaining the correct amount outstanding, and that upon completion of the audit exercise, appropriate administrative action, including surcharge, be taken by the Commissioner of Police against the responsible officers. The Attorney General accepted the recommendation on the 21st December, 2006.

16. KACC.CR. 141/815/2006 – COURT FILE: KIBERA ACC. NO. 5341/06

Inquiry into allegations that a police officer attached to Muthangari Police Station solicited for a benefit of Kshs. 900/= as inducement to release the complainant's employee, who had been arrested for selling traditional liquor outside the official business hours stipulated in the licence. Investigations confirmed the solicitation and receipt of a benefit and the officer was arrested and charged with two counts of corruption.

The file was forwarded to the Attorney General on the 30th November, 2006 with a recommendation to continue with the prosecution. The recommendation was accepted by the Attorney General on the 22nd December, 2006.

17. KACC. CR. 111/377/2006 – COURT FILE: KEBERA ACC. NO. 2744/06

Inquiry into allegations that two employees of the Town Council of Kikuyu had solicited for a benefit of Kshs. 55,000/= from the

complainant as inducement to release his goats that had been seized and detained at the Town Council Offices' yard. Investigations established the solicitation, for which the suspects were arrested and charged.

The file was forwarded to the Attorney General on 30th November, 2006 with a recommendation that the case be prosecuted to conclusion. The recommendation was accepted by the Attorney General on the 21st December, 2006.

18. KACC. CR. 141/703/2006 – COURT FILE: NAIROBI ACC. NO. 58/06

Inquiry into allegations that a Field Officer working for the City Council of Nairobi had solicited for a benefit from the complainant to facilitate the issuance of an invoice to enable him pay for an advertisement sign for his business. Investigations established the solicitation and receipt of a benefit for which the suspect was arrested and arraigned before the Nairobi Anti-Corruption Court.

The file was forwarded to the Attorney General on the 30th November, 2006 with a recommendation that the case pending before Court be prosecuted to conclusion.

19. KACC. CR. 141/1162/ 05 – COURT FILE: NAIROBI ACC. NO. 65/05

Inquiry into allegations that a Children's Officer based at Embakasi Division in Nairobi Area corruptly solicited for a benefit of Kshs. 20,000/= from the complainant as inducement to forbear charging his wife and domestic worker with an alleged offence of child

neglect and assault. Investigations established the solicitation and receipt of a benefit by the suspect. She was arrested and arraigned before the Nairobi Anti-Corruption Court for corruption offences.

The file was forwarded to the Attorney General on the 1st December, 2006 with a recommendation that the pending case be prosecuted to conclusion. The recommendation was accepted by the Attorney General on the 29th December, 2006

20.KACC. CR. 411/05/06 – COURT FILE EMBU ACC. NO. 02/06

Inquiry into allegations that an Administrative Police officer attached to Magina Administration Police Post in Kiambu District had solicited for a benefit of Kshs. 20,000/= from the complainant as inducement to forbear re-arresting and charging him with an alleged offence of robbery with violence. Investigations established the solicitation and receipt of a benefit by the suspect. He was arrested and charged with corruption and obstruction under sections 39 (3) (a) and 66 (1) (a) of the Anti-Corruption and Economic Crimes Act, 2003.

The file was forwarded to the Attorney General on the 4th December, 2006 with a recommendation that the pending case be prosecuted to conclusion. The recommendation was accepted by the Attorney General on the 29th December, 2006.

21. KACC. CR. 141/448/2006 – COURT FILE: NAIROBI ACC. NO. 35/06

Inquiry into allegation that two employees of the Kenya Revenue Authority had solicited for a benefit of Kshs. 600,000/= from the complainant as inducement to resolve a dispute in respect of the 1993 tax returns for his company. Investigations established that the officers did corruptly solicit and receive a benefit from the complainant for which they were arrested and arraigned before the Nairobi Anti-Corruption Court.

The file was forwarded to the Attorney General on the 5th December 2006 with a recommendation that the pending case be prosecuted to conclusion. The recommendation was accepted by the Attorney General on the 29th December, 2006.

22. KACC/RR/INQ.84/2005

Inquiry into allegations that an Administration Police Constable attached to Kayole Chief's Camp had solicited for a benefit of Kshs. 3,000 from the complainant as inducement so as to release him. The complainant had been arrested by the officer on suspicion of being a member of the outlawed Mungiki sect. Investigations established that the officer did solicit for a benefit and therefore contravened the provisions of section 39 (3) (a) of the Anti-Corruption and Economic Crimes Act, 2003.

The file was forwarded to the Attorney General on the 19th December, 2006 with a recommendation that the officer be arrested and charged with the offence of soliciting for a benefit as

aforestated. The recommendation was accepted by the Attorney General on the 29th December, 2006.

23. KACC/AT/INQ./56/2005

Inquiry into allegations that the Kenya Sugar Authority (now Kenya Sugar Board) irregularly paid a firm of advocates Kshs. 1,111,557.20 as legal fees for preparation and registration of a debenture which was allegedly neither prepared nor registered. Investigations established that the said firm of advocates did prepare the debenture document and had it duly executed, and further that it was presented for registration, but the Registrar of Companies declined registration for the reason that Miwani Sugarcane Outgrowers Company Ltd had not filed its annual returns for the period between 1998 and 2000 as required under the section 125 (1) of the Companies Act, Chapter 485 of the Laws of Kenya.

It was further established that the lawyers were entitled to raise a fee note for work done and that the fee note raised was scrutinized by the Authority's Company Secretary who was satisfied that it was within the scale provided in the Advocates' Remuneration Order.

The file was therefore forwarded to the Attorney General on the 19th December, 2006 with a recommendation for closure. The recommendation was accepted by the Attorney General on the 29th December, 2006.

24. KACC/AT/INQ./18/2006

Inquiry into allegations that the Chairman of Kangema CDF Committee influenced the award of a contract of Kshs. 2,000,000 for the construction of a laboratory at Kibutha Mixed Secondary School to himself. Investigations by the Commission revealed that the suspect was not the Chairman of the Kangema Constituency Development Committee as alleged, and that there were no funds allocated by the CDC for the construction of a laboratory since the school mentioned already had a laboratory which was in use.

The file was forwarded to the Attorney General on the 19th December, 2006 with a recommendation for closure. The recommendation was accepted by the Attorney General on the 29th December, 2006.

25. KACC.CR.141/739/06 – COURT FILE: NAIROBI ACC. NO. 75/06

Inquiry into allegations that the Chief of Ruaraka Location within Nairobi Area solicited for a benefit of Kshs. 2,000/= from the complainant as an inducement to permit him to renovate and operate his kiosk. Investigations established that the suspect did solicit and receive a benefit as alleged. However, since he did not have the powers to restrain the complainant from repairing his kiosk, the benefit could not have been an inducement for the suspect to forbear any act that the Office of the President, being the principal, was concerned, but that the suspect abused his office by improperly conferring a benefit on himself.

The file was forwarded to the Attorney General on 20th December, 2006 with a recommendation that the charges be substituted with a

charge of abuse of office, contrary to section 46 of the Anti-Corruption and Economic Crimes Act, 2003, and that thereupon, the pending case be prosecuted to conclusion. The recommendation was accepted by the Attorney General on the 4th January 2007.

26. KACC/FI/INQ/34(A)/2005

Inquiry into allegations that a former Managing Director of Kenya Railways Corporation irregularly advanced himself Kshs. 4 million in abuse of the authority bestowed on his office. Investigations revealed that at the time the Managing Director was hired, his terms were not made known to him. He was later advised of his terms but was dissatisfied and appealed, as a result of which new terms were communicated to him. He was still dissatisfied and lodged a second appeal. By the time he left Kenya Railways Corporation, there had been no response, either rejecting or allowing his second appeal. In the circumstances, there may have been a justification for the Managing Director to draw a salary advance. Besides, the amount was recovered from the Managing Director's terminal dues, leaving a balance of Kshs. 889,134.45, and the recovery has been the subject of a court suit vide Nairobi High Court Civil Suit No. 844 of 2003 against the Attorney General and Kenya Railways Corporation. The Attorney General has filed a counter claim in the suit for Kshs. 889,134.45 on behalf of Kenya Railways Corporation.

The file was forwarded to the Attorney General on the 20th December, 2006 with a recommendation for closure. It was further

recommended that Kenya Railways Corporation be advised to amend its written statement of defence to include a counter-claim for the aforesaid sum. The recommendation was accepted by the Attorney General on the 4th January 2007.

27. KACC.CR.141/710/2006 – COURT FILE: NAIROBI ACC. NO. 60/06

Inquiry into allegations that a Public Health Officer working for the City Council of Nairobi had solicited for a benefit from two different complainants as inducement to facilitate the withdrawal of cases filed against them at the Nairobi City Court. Investigations undertaken by the Commission established the allegations and confirmed that the suspect did receive a benefit of Kshs. 10,000 as inducement in the circumstances aforesaid. The suspect was arrested and arraigned before the Anti-Corruption Court in Nairobi, charged with five counts of corruption offences under section 39 (3) (a) of the Anti-Corruption and Economic Crimes Act, 2003.

The file was forwarded to the Attorney General on the 21st December, 2006 with a recommendation that the case pending before Court be prosecuted to conclusion. The recommendation was accepted by the Attorney General on the 4th January 2007.

28. KACC/FI/INQ.107/2005

Inquiry into allegations that the Tana and Athi Rivers Development Authority (TARDA) irregularly signed an agreement with MAT International Ltd giving it a 70% shareholding in the proposed Tana Delta Sugar Ltd. Investigations by the Commission confirmed the

allegation that a Joint Venture Agreement was indeed signed between TARDA and MAT International Ltd, giving the latter a 70% shareholding in the proposed Tana Delta Sugar Ltd, and that the agreement was signed and registered before the revised draft was approved by Treasury or the Attorney General. However, since there were no guidelines issued by Treasury or clear rules or regulations to guide and inform the process of engaging the Public/Private Sector Partnerships, no actionable wrongdoing was unearthed by the investigations.

The file was forwarded to the Attorney General on the 21st December, 2006 with a recommendation for closure. The Attorney General returned the file on the 4th January 2007 with recommendation that further investigations be carried out.

29. KACC.CR.411/76/2006 – COURT FILE: EMBU ACC. NO. 12/06

Inquiry into allegations that the Mbeere District Administration Police Commander had solicited for a bribe of Kshs. 20,000/= from the complainant as a reward for having assisted her sister to be recruited to the Administration Police Force. Investigations conducted by the Commission established that the suspect did solicit for and received a benefit as alleged. He was arrested and arraigned before the Embu Anti-Corruption Court for soliciting and receiving a benefit, contrary to section 39 (3) (a) of the Anti-Corruption and Economic Crimes Act, 2003.

The file was forwarded to the Attorney General on the 21st December, 2006 with a recommendation that the case pending

before Court be prosecuted to conclusion. The recommendation was accepted by the Attorney General on the 4th January 2007.

30. KACC.CR. 140/170/06 – COURT FILE: KIBERA CRC. NO. 5342/06

Inquiry into allegations that the Chief of Thitani Location in Mwingi District had solicited for a benefit of Kshs. 2,000/= from the complainant as inducement to facilitate the recovery of his mobile phone and Kshs. 5,000/= which had been stolen by his step-daughter. Investigations established the solicitation and receipt of a bribe as alleged. The Chief was arrested and arraigned before Kibera Court, Nairobi charged with soliciting and receiving a benefit contrary to section 39 (3) (a) of the Anti-Corruption and Economic Crimes Act, 2003.

The file was forwarded to the Attorney General on the 21st December, 2006 with a recommendation that the case pending before Court be prosecuted to conclusion. The recommendation was accepted by the Attorney General on the 4th January 2007.

31. KACC/FI/INQ./83A/2005

Inquiry into allegations of abuse of office in the award of tender for procurement of a card printer against two employees of the Kenya Revenue Authority. Investigations undertaken by the Commission revealed no irregularity in the tender in question.

The file was forwarded to the Attorney General on the 21st December, 2006 with a recommendation for closure. The advice of

the Attorney General is awaited. The recommendation was accepted by the Attorney General on the 4th January 2007.

32. KACC/FI/INQ/54C/2005

Inquiry into allegations of receipt of improper benefit by a Chief Inspector of Police while on secondment to Telkom Kenya Ltd. Investigations established that whereas the officer continued to draw a salary from the Police Department while on the payroll of Telkom Kenya Ltd, there was no proof of fraudulent intent, a necessary ingredient of the offence of Economic Crime under section 45 of the Anti-Corruption and Economic Crimes Act, 2003.

The file was forwarded to the Attorney General on the 22nd December, 2006 with a recommendation for recovery of the full amount of the overpayment. The recommendation was accepted by the Attorney General on the 4th January 2007.

33. KACC.CR.111/122/06 – COURT FILE: NAIROBI ACC. NO. 10/06

Inquiry into allegations that an employee of the Nairobi City Water & Sewerage Company Ltd had demanded for a bribe from two complainants separately as inducement to release their property which had been seized during a raid on those suspected of illegal water connection within the City of Nairobi. Investigations established the solicitation and receipt of a benefit by the officer. He was arrested and arraigned before the Nairobi Anti-Corruption Court, charged with soliciting and receiving a benefit, contrary to

section 39 (3) (a) of the Anti-Corruption and Economic Crimes Act, 2003.

The file was forwarded to the Attorney General on the 22nd December, 2006 with a recommendation that the case pending before Court be prosecuted to completion. The recommendation was accepted by the Attorney General on the 4th January 2007.

STATISTICAL SUMMARY OF FILES FORWARDED TO THE ATTORNEY GENERAL

Total No. of files forwarded to the Attorney General	33
No. of files recommended for prosecution	20
No. of files recommended for administrative or other action	2
No. of files recommended for closure	11
No. of files where recommendation to prosecute accepted	20
No. of files recommended for prosecution and the cases are already lodged in court	17
No. of files where recommendation for administrative or other action accepted	2
No. of files where recommendation for closure accepted	9
No. of files returned for further investigations	2
No. of files where recommendation to prosecute not accepted	0
No. of files where administrative or other action not accepted	0
No. of files forwarded in previous quarters and received during this quarter	9
No. of files where closure not accepted	0
Total No. of files awaiting Attorney General's action	0

DATED AT NAIROBI THIS DAY OF 2007

JUSTICE A.G. RINGERA
DIRECTOR/CHIEF EXECUTIVE