



**DIRECTORATE OF INVESTIGATION AND ASSET TRACING**

**MONTHLY REPORT, DECEMBER 2011**

## EXECUTIVE SUMMARY

The Directorate of Investigations and Asset Tracing is one of the four Directorates of the Commission. The following is a summary of the Directorate's activities for the month of **December 2011**. The report covers activities in the Headquarters and the Regional Offices of Mombasa and Kisumu.

### Reports Centre

		Oct	Nov	Dec
1	Total Reports Received	515	664	<b>233</b>
2	Reports taken up for Investigations	176	261	<b>112</b>
3	% Relevance of Cases Received	34%	39%	<b>48%</b>

### Operations

		Oct	Nov	Dec
1	Cases finalized and taken to Court.	3	-	<b>1</b>
2	Cases Closed / NFA	10	7	<b>6</b>
3	People Arrested and Charged.	1	-	-
4	Cases pending under investigations.	4	1	<b>12</b>

### Forensic Investigations

		Oct	Nov	Dec
1	Investigations finalized and sent to the AG	7	2	<b>2</b>
2	Cases pending before court	5	-	<b>6</b>
3	Cases concluded in court	-	-	<b>1</b>
4	Cases pending under investigations	1542	1239	<b>1525</b>

### Intelligence

		Oct	Nov	Dec
1	Reports under Intelligence Development	12	3	<b>6</b>
2	Tests Executed under ITP	7	-	<b>21</b>
3				

## REPORTS CENTRE

### Summary of Cases

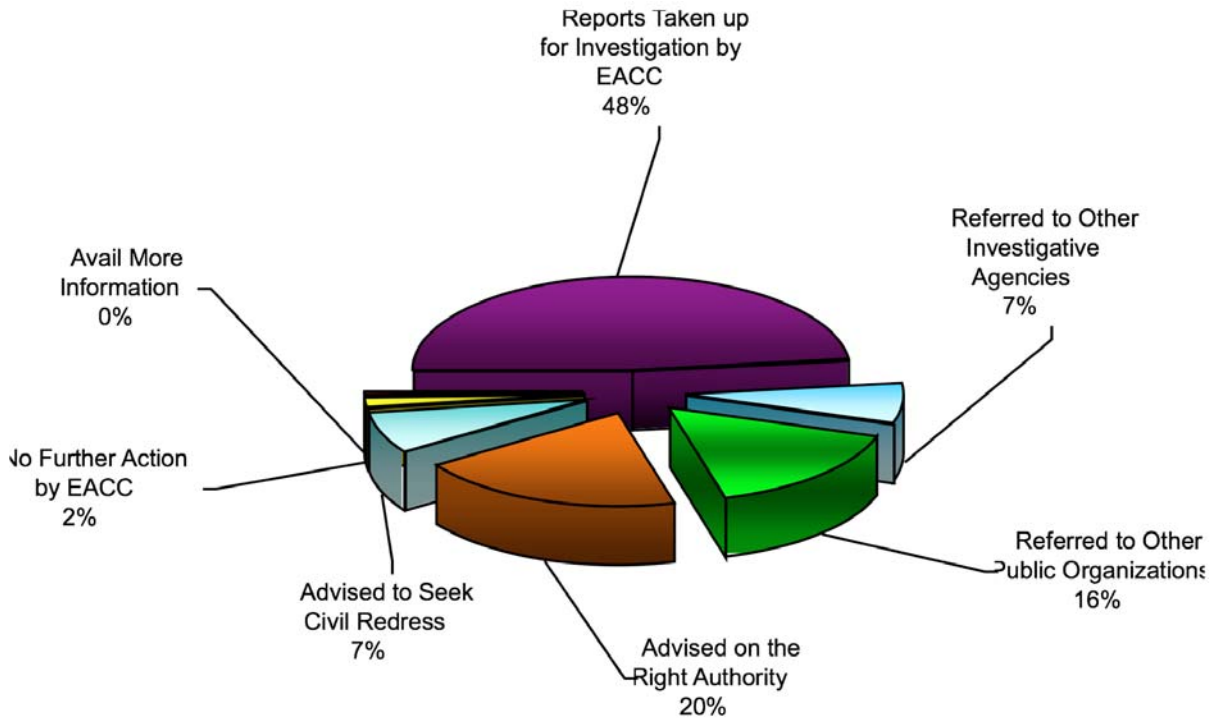
During the month of **December 2011**, the Reports Centre (Nairobi, Mombasa, & Kisumu) processed a total of **233** reports.

- **192** reports processed in Nairobi.
- **15** reports processed in Mombasa.
- **30** reports processed in Kisumu.

The following table highlights disposal of the reports.

	Category	Referral Agency	No. of cases	Total
1	<b>Reports for action by EACC</b>	EACC - Intelligence Production	41	<b>112</b>
		EACC – Rapid Response	20	
		EACC – Forensics	49	
		EACC – Legal Services	1	
		EACC – Public Relations	1	
2	<b>Reports to Other Investigative Agencies</b>	Kenya Revenue Authority KRA	15	<b>16</b>
		Immigration Department	1	
3	<b>Reports to Public Service Organisations</b>	Ministry of Basic Education	12	<b>37</b>
		Ministry of Medical Services	5	
		Ministry of State for Youth Affairs	2	
		Kenya National Highways Authority	2	
		Ministry of Higher Education	2	
		Public Procurement Oversight Authority PPOA	2	
		Ministry of Lands & Settlements	1	
		Ministry of Water & Irrigation	1	
		Other Public Bodies	10	
4	<b>Advised to Pursue the Matter in Court</b>			<b>17</b>
5	<b>Advised on the right authority to report to</b>			<b>46</b>
6	<b>Complainants to Avail More Information</b>			<b>1</b>
7	<b>No Further Action by EACC</b>			<b>4</b>
<b>Total</b>				<b>233</b>

## Categorization of reports processed by EACC in December 2011



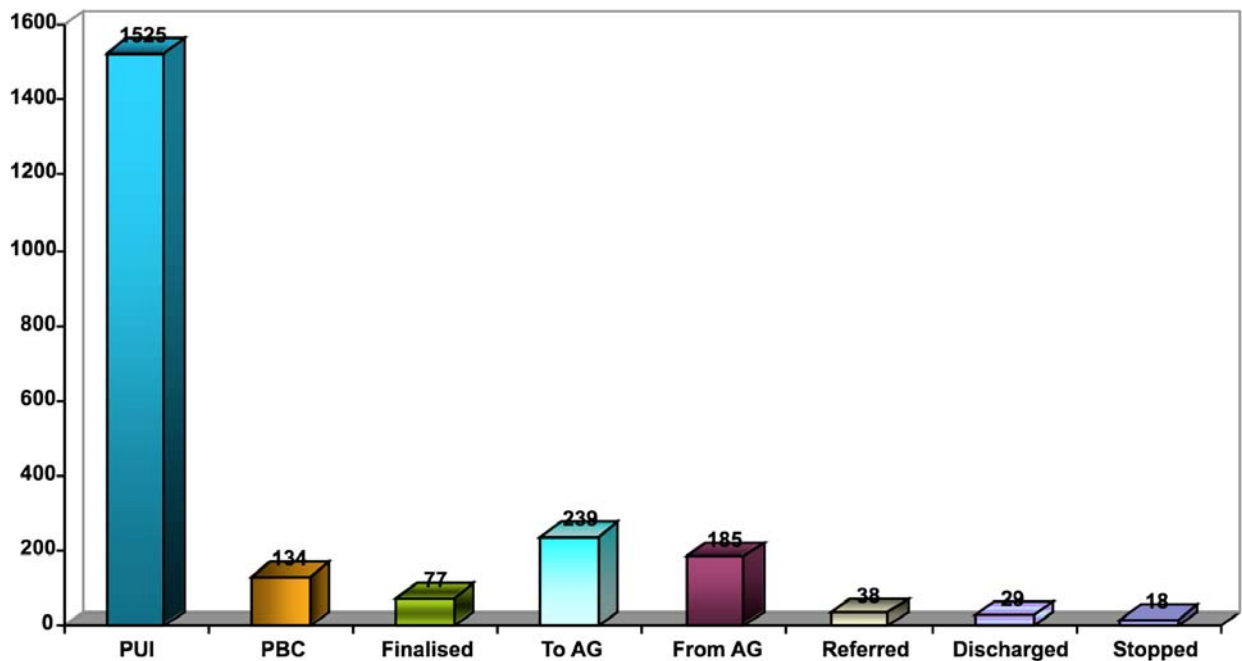
## FORENSICS INVESTIGATIONS

### Summary of Cases

Item	Description/Status	Nbi	Msa	Ksm
<b>1.Cases/ Reports</b>	<b>Case Status/Distribution</b>			
	New Cases Received during the month	7	2	4
	New Cases assigned for Investigations	7	4	-
	On-Going Investigations			3
	Cases awaiting allocation / PUI			4
	Files forwarded to Crime Readers	6		-
<b>2.To A-G</b>	<b>Files sent to Crime Reader(s)</b>			
	With Recommendation to Prosecute	1	1	-
	With Recommendation for Admin Action	-	-	-
	With Recommendations for closure	-	-	-
	After Further Investigations	-	-	-
<b>3. From A-G</b>	<b>Files Received from the Attorney-General/Crime Reader(s)</b>			
	To Prosecute	3	2	<b>3</b>
	For Administrative Action	-	-	-
	For Consolidate	-	-	-
	For Further Investigations	-	-	1

	To Close due to insufficient evidence	-	-	-
<b>4. Court</b>	<b>Cases in Court:</b>			
	Cases Taken for Plea	-	<b>1</b>	-
	Cases Before Court	-	-	<b>5</b>
<b>5. Finalized</b>	<b>Cases Finalized During the Month</b>			
	Convictions	-	<b>1</b>	-
	Acquittals	-	-	-
	Discharges	-	-	-
	'Nolle prosequi'	-	-	-

### Graphical Representation of the Cases as of 30<sup>th</sup> December 2011



### OPERATIONS DEPARTMENT

#### Summary of Cases

Below is a tabulation of cases and their respective status handled by the Department in **December 2011**.

#### New cases received During the Month



## INTELLIGENCE DEPARTMENT

### Summary of Cases

The Department received **44** reports from the Report Centre, **5** Intelligence Reports (IR) from various officers and **1** report from the Integrity Testing Program during the month of **December 2011**.

#### Breakdown

			Nbi	Msa	Ksm	Total
1	Reports received	Reports Centre	45	2	1	<b>48</b>
		Confidential sources	3	4	1	<b>8</b>
		Integrity Testing	21	-		<b>21</b>
2	Intelligence probes Conducted	7	1	1	9	
3	Cases retained for Analysis and Production	5	-	1	6	
4	Cases Referred to Other Departments	43	3	-	<b>46</b>	
5	Integrity Tests conducted	21	-	-	<b>21</b>	

### Monthly Activities

#### Mombasa

1. Intelligence probe on corrupt activities and tax evasion at Kilindini Port. Investigations led to the seizure of 4 containers containing imported goods which were mis-declared and or under-declared by the importer/ clearing agents. A joint verification exercise was conducted by EACC and KRA staff and the matter was handed over to KRA for compounding and levying of the requisite taxes and fines.
2. Intelligence activities at the Mariakani weighbridge. Investigations led to the seizure of an overloaded foreign registered truck which was ferrying goods to a neighbouring country. The truck No. B8149A/ T0154A was reweighed and found to be carrying a Gross Vehicle Weight of 101070 Kgs which was 53070kgs more than is required on the Kenyan roads. The Truck owner and the driver were each fined Kshs. 200,000/ by the Court.
3. Intelligence probe into the irregular release of expired food extracts (vegetable and Hop extracts) which were imported by the Kenya Breweries Limited vide entry No. 2011/MSA/3131157. Matter investigated and handed over to Kenya Bureau of standards for necessary action.

#### Kisumu

1. Preliminary inquiries done at Kakamega South DEO's office concerning alleged malpractices on recent recruitment of teachers.