

Offences Under the Integrity Commission Act

Offences

Section of Act

Making a False or Misleading Complaint to the Commission

Section 37(4)

Taking Harmful Action against a Person for Making a Complaint to the Commission

Section 37(7)

Failing to File a Statutory Declaration as Required Under Section 41(2) Within Thirty (30) Days of Notice of Failure to File same

Section 41(7)

Failing to Submit a Statutory Declaration Without Reasonable Cause

Section 43(1)(a)

Failing to Provide Information to the Director of Information & Complaints Without Reasonable Cause

Section 43(1)(b)

Failing to Attend an Inquiry of the Director of Investigation

Section 43(1)(c)

Knowingly Makes a False Statement in a Statutory Declaration

Section 43(2)(a)

Knowingly Gives False Information at an Inquiry Conducted by the Director of Investigation

Section 43(2)(b)

**One Voice, One Team:
United Against
Corruption**

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The Integrity Commission

**The Integrity
Commission
Act, 2017**


ACCOUNTABILITY


AND INTEGRITY



Overview

The Integrity Commission (IC) is a Commission of Parliament, which is governed by the **Integrity Commission Act (ICA), 2017**. The ICA effectively merged the operations of the following entities to form the IC:

The former Office of the Contractor General, which had the primary responsibility of ensuring that Government procurement procedures and the issuance of Government licences and permits were free of impropriety and irregularity;

The former Commission for the Prevention of Corruption, to which Public Officials were required to file their income, asset and liability statements annually; and

The former Integrity Commission (Parliamentary), to which Parliamentarians were required to file their income, asset and liability statements annually. '



Accountability



Corrupt-Free Jamaica

Realising and Sustaining a Corrupt-Free Jamaica

Corrupt-free Jamaica

Sustaining

Realizing

Objectives of the Integrity Commission Act

- ✦ To encourage and promote propriety and integrity among persons exercising public functions in Jamaica;
- ✦ To promote and strengthen measures for the prevention, detection, investigation and prosecution of acts of corruption;
- ✦ To ensure that government contracts are awarded, varied, renewed or terminated impartially, on merit and in a financially prudent manner; and
- ✦ To enhance public confidence that acts of corruption and impropriety committed by persons exercising public functions will be appropriately investigated and dealt with, in a manner which achieves transparency, accountability and fairness.
- ✦ The Commission, in carrying out its functions under the Integrity Commission Act, is committed to acting independently, impartially and fairly, in the interest of the public, which it serves.

QUIET PLEASE!



The 'Gag' Clause

Restriction on Disclosure- Section 53 (3): Until the tabling in Parliament of a report, all matters under investigation **MUST** be kept confidential, and no report or public statement shall be made by the Commission or any other person in relation to the initiation or conduct of an investigation under this Act.

Confidentiality- Section 56: All employees of the IC **MUST** regard and deal with as secret and confidential, all information, statutory declarations, government contracts, prescribed licences and all other matters relating to any matter before the Commission.

Any attempt or communication of information in breach of Section 56 is liable on conviction to a fine not exceeding \$1M or imprisonment not exceeding one year.

