

# ANNUAL REPORT 2018

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**Commission to Investigate Allegations of Bribery or Corruption**  
No. 36, Malalasekera Mawatha, Colombo 07

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## VISION

**CREATING A SOCIETY FREE FROM BRIBERY AND CORRUPTION**

## MISSION

**TO SPEARHEAD THE FIGHT AGAINST BRIBERY AND CORRUPTION AND THE  
ILLEGAL ACCUMULATION OF ASSETS BY PERSONS THROUGH PREVENTION  
AND PROSECUTION IN A JUST AND FAIR MANNER**

## FUNCTIONS

- **Accepting complaints on bribery and corruption**
- **Conducting just and fair investigations on complaints**
- **Instituting proceedings on actionable allegations in the appropriate court**
- **Raising public awareness against bribery and corruption**





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# 01. Executive Summary

- 1.1. Complaints and Investigations of year 2018
- 1.2. Raids in year 2018
- 1.3. Institute of proceeding and case disposals
- 1.4. Convictions in year 2018
- 1.5. Progress in the International Corruption Perception Index
- 1.6. Recognition of UNODC
- 1.7. Open Government Partnership
- 1.8. GSP+ Concession
- 1.9. Prevention
- 1.10. Website
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- 1.19. New Building

### 1.1 Complaints and Investigations of year 2018

Total number of complaints received in year 2018 is 3,465. Number of complaints taken for further investigation is 2,157. Accordingly, 4,694 complaints were investigated in year 2018 which was 37% increase in comparing to previous year investigations.

### 1.2 Raids in year 2018

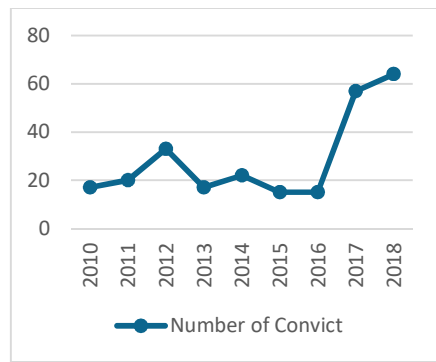
In year 2018, 71 raids have been conducted and 40 persons have been arrested for bribes.

### 1.3 Institute of Proceeding and Case Disposals

No. of cases filed in High Court in year 2018 was 36 while the cases filed in Magistrate's Court was 16 totaling 52 cases. 110 cases have been disposed in year 2018 and 331 cases were proceeding as at 31.12.2018.

### 1.4 Convictions in year 2018

No. of convictions in year 2018 was 64 through 110 proceedings.



### 1.5 Progress in the International Corruption Perception Index

Sri Lanka has elevated up to 91<sup>st</sup> rank from 96<sup>th</sup> in the International Corruption Perception Index.

### 1.6 Recognition of UNODC

- The UNODC has recognized Bribery Commission as a main functional institute against the rising corruption of the region.
- An international specialist's summit in this regard was held under the patronage of H.E. the President from 25<sup>th</sup> to 27<sup>th</sup> of July 2018 in Colombo.
- Organizing a summit as such which attended specialists of many countries was a great achievement of the Government of Sri Lanka and the Commission.
- The Commission held co-sponsorship of this summit.

### 1.7 Open Government Partnership

The Bribery Commission gave its active support to implement National Action Plan under the Open Government Partnership.

### 1.8 GSP+ Concession

The Bribery Commission has played an exclusive role by assisting the Ministry of External Affairs to retain GSP+ concession which is an extremely vital resource for the economy of Sri Lanka. The steps followed against bribery and corruption were mainly considered when offering above concession to Sri Lanka.



## 1.9 Prevention

The Prevention Unit of the Commission to Investigate Allegations of Bribery or Corruption initiated its work on 17.08.2018 as a new establishment. This unit will functioned to strengthen prevention programmes and integrity in public officers.

## 1.10 Website

The official website of the Commission to Investigate Allegations of Bribery or Corruption has won the public sector Merit Award by defeating thousands of websites at the competition organized by LK Domain Registry for the 8<sup>th</sup> time to select best website of year 2018.

## 1.11 New recruitments

Steps have been taken to recruit 200 Forensic Investigators, 50 Prevention Officers, 17 Legal Assistances and to fill 01 vacancy in the post of Deputy Director General, 09 vacancies in Office Assistance Service, 08 vacancies in Class III Drivers' Service.

## 1.12 Amendments to the Law

### a. Bribery Act

Laws on acceptance of bribery in private sector, joint investigations with other institutions, regulations on gifts, conflicts of interests, permission to obtain opinions of the Attorney General, regulations on informers, money laundering, witnesses and victims.

### b. Judicature Act

Amendments to the law to establish a three-member Special High Court to trial serious financial crimes and corruptions.

### c. Commission of Inquiry Act

Provisions to the direct application of evidence revealed by Presidential Commission of Inquiries for the investigations of the Commission to Investigate Allegations of Bribery or Corruption.

### d. Assets Declaration Law

Holding discussions in Colombo with specialists of Sri Lanka, World Bank, UNODC, Slovenia and Indonesia to scrutinize shortcomings of the law on declaration of assets in Sri Lanka, updating assets law of Sri Lanka in line with world practices on assets, updating assets declaration forms.

## 1.13 Salary increase for Legal Officers

Recruitment of Legal Officers to the Bribery Commission and retaining the recruited officers in the posts had been a struggle in the past. Low salaries and allowances, instability of future status of the employment has been the reasons. The Bribery Commission has submitted a proposal through the Presidential Secretariat to the Salaries and Cadre Commission to increase concerned salaries.

#### 1.14 National Action Plan

The UNCAC, UNODC and the European Union at the grant of GSP+ concession have inquired the unavailability of National Action Plan to eradicate corruption. Hence, the responsibility to establish a National Action Plan has been conferred on the Bribery Commission by the Cabinet of Ministers. This task has to be completed with the assistance of the Presidential Secretariat and the other Ministries as well. Several steps have already been taken in this regard.

#### 1.15 Prevention and Awareness

The countries such as Hong Kong, Malaysia, Bhutan and Korea have given high priority on prevention. They do not merely rely on investigation and prosecution. “Prevention is thousand times better than investigation and prosecution” is the slogan they use. However, in Sri Lanka, there were no effective mechanism on prevention of bribery and corruption at any time. Therefore, several steps have been already taken to strengthen the programmes on prevention and the government sector strategies on integrity. 67 prevention programmes have been conducted in the year 2018.

#### 1.16 International Cooperation

Sri Lanka has successfully completed first and second review cycles of the United Nations Convention Against Corruption. Development of

international cooperation with anti-corruption institutions of countries such as Hong Kong, Malaysia, Bhutan and Korea has been successful.

#### 1.17 Training Programmes

Continues training is a vital requirement to upgrade performance of any officer. Accordingly, several local and foreign trainings were conducted for officers of the Commission to upgrade performance.

#### 1.18 Re-acquiring of assets

Unavailability of a law to re-acquire illegal assets in Sri Lanka has been a considerable setback. Therefore several discussions were held in this year with local and foreign specialists to draft laws on re-acquiring of assets.

#### 1.19 New Building

Lack of office space has been an obstacle in strengthening the Commission. Therefore it expected that the proposed building to be more spacious to accommodate Prevention Unit and a centralized institute to take action on declaration of assets and liabilities. Several discussions have been taken place with relevant public institutions to construct a building in the premises of the Commission. A project proposal has been submitted to get the approval of the Department of Planning in order to construct new building at the end of this year.

## 02. Current Affairs

- 2.1. Progress in the International Corruption Perceptions Index
- 2.2. New recruitments
- 2.3. Amendments to the law
- 2.4. National action plan
- 2.5. International cooperation
- 2.6. Media against bribery and corruption

## 2.1. Progress in the International Corruption Perceptions Index

Sri Lanka has elevated upto 91<sup>st</sup> rank from 96<sup>th</sup> in the International Corruption Perception Index as per the annual report of Transparency International.

## 2.2. New Recruitments

### 1. Recruitment of Forensic Investigators

- i. No specialized officer had served in the Commission during its entire history. However, the approval has been obtained through government approval procedure to recruit 200 specialists in the fields of accountancy, auditing, financial analyzing, digital investigations, bonds, securities, banking, international conventions, procurement, constructions, engineering, management and public administration.
- ii. The gazette notification in that regard was issued in first week of the month of June 2018. Closing date of applications will be 01<sup>st</sup> of August 2018. An examination to recruit suitable persons will be held by the Commissioner General of Examinations under the subjects of Intelligence Questions and General Knowledge.  
  
First group will be selected through a subsequent interview.

### 2. Recruitment of Prevention Officers

- i. The Article 165 of the Constitution under the 19<sup>th</sup> Amendment, recommends to establish a prevention method. However, a prevention unit has not been established yet. Therefore, approval has been obtained to recruit 50 Prevention Officers to establish a Prevention Unit.
- ii. The Gazette Notification in that regard has been issued on first week of the month of June 2018. The closing date of applications will be 1<sup>st</sup> of August 2018. Officers will be recruited accordingly.

### 3. Other recruitments

- i. Approval of the Director General of Combined Services has been received to fill 09 vacancies in Office Assistant Service.
- ii. Applications have been received for the vacancies in the posts of Corruption Prevention Officer, Investigation Officer and Legal Assistant.
- iii. Actions have been taken to fill 08 vacancies in Drivers' Service.

- iv. Vacancy in the post of Deputy Director General has been filled by the appointment of Mrs.M.R.Y.K.Udawela on 30.01.2018 under the approval of Public Service Commission.

### 2.3. Amendments to the Law

1. The laws on bribery, corruption and assets have not been amended since 1994. Upon a study conducted, the proposals to amend these laws were submitted to the Cabinet of Ministers through the President. The approval of the Cabinet of Ministers has been received and the instructions for the amendments have been forwarded to the Legal Draftsman. Accordingly the eminent discussions to formulate policy and legislative framework is taking place.
2. Several discussions were taken place with Legal Draftsman and other parties in order to assist the process of drafting amendments.
3. Laws to be amended are as follows.

#### ✓ Bribery Act

- i. Following issues will be addressed.
  - a. Bribery in private sector
  - b. Joint investigations with other institutions
  - c. Gift rules
  - d. Conflict of interests
  - e. Permission to seek opinion of the Attorney General
  - f. Whistle blower provisions
  - g. Investigations on money laundering, offences relating to witnesses and victims
- ii. In year 1994, the corruption offences were prosecuted only in Magistrates' Courts. 10years rigorous imprisonment is the penalty that can impose on such offences. It is questionable why such severe cases are allowed to file only in Magistrates' Courts.
- iii. There were only 4 convictions under corruption offence since 1994. Following facts have been reasoned for the failure of corruption cases.
  - a. Lack of experience of the Judges on complicated corruption cases.
  - b. In most cases, the accused who have power and wealth get the assistance of prominent President Counsels to appear for them at courts. Cases are postponed for many months due to legal objections of parties.

- c. Cases are postponed regularly in Magistrates' Courts due to various reasons.
- d. Corruption cases in Magistrates' Courts are delayed due to the abundance of other cases on illegal liquor, drugs, maintenance.
- e. Unavailability of suitable environments in Magistrates' Courts to hear corruption cases which are understandably complicated financial crimes.
- f. An amendment to the Section 70 of the Bribery Act allowing High Courts to trial corruption cases has been already submitted to the Parliament.
- g. These cases are prosecuted by Legal Officers of the Bribery Commission. New Legal officers were recruited at the outset of Bribery Commission in 1994. In the beginning bribery and asset cases were handled by the skilled officers of Attorney General's Department. It is unfortunate to mention that the Bribery Commission has failed to attract such skilled officers. The insufficiency of salary and allowances, facilities allocated to the Legal Officers have been reasoned.
- h. Investigations are done by police officers who have less knowledge on accountancy and auditing. Since the Bribery Commission suddenly established in 1994, it had been unable to recruit independent officers to conduct investigations. Therefore, police officers were attached from Department of Police. Even though the Bribery Commission has 200 police officers they are not skilled with forensic knowledge to conduct serious corruption offences. However, they should be applauded for carrying out successful bribery raids up-to-date with the skill they have.

✓ **Judicature Act**

Law has been amended with the assistance of the Parliamentary Oversight Committee on Corruption, Attorney General's Department, Bribery Commission and Ministry of Justice to establish special court in order to trial serious financial offences and corruption offences every day.

✓ **Commission of Inquiry Act**

The Bribery Commission has no powers to file cases based on evidence gathered by the Presidential Commissions of Inquiries itself. Therefore, the Bribery Commission has to recall all evidences and conduct investigations once again. The Bribery Commission has 30 reports as such received from Presidential Commissions of Inquiries and it may take a long period of time to complete these reports since all evidences should be inquired again. However, this may cause to establish

contradictions between evidence. Therefore the approval to the amendments as above has been obtained from the Cabinet of Ministers and it has been presented to the Parliament for necessary action.

✓ **Declaration of Assets Law**

- i. Specialists representing World Bank, UNODC, Slovenia and Indonesia were arrived in Colombo to discuss with Sri Lankan specialists regarding the shortcomings of assets declaration law in Sri Lanka. International and Sri Lankan practices on laws on assets and assets declaration forms were deeply discussed in these meetings.
- ii. Their proposals were prepared.
- iii. A team of World Bank representatives has arrived in Sri Lanka from 17<sup>th</sup> June to 19<sup>th</sup> June 2018 to make final decision by considering relevant proposals. They have made several suggestions to upgrade Sri Lankan assets law in line with international practices. Accordingly, a policy framework has been prepared in consultation with Sri Lankan specialists and the Department of Legal Draftsman.

Discussions have been made with the Secretary to the Ministry of Telecommunication, Digital Infrastructure and Foreign Employments to make available online method to submit assets declarations. Furthermore it has been proposed to update assets declaration form with major changes.

Some of the proposals are as follows.

- Expanding the range of persons to submit assets and liability declarations.
  - Insertion of new types of assets, revenue and liabilities to the present Assets and Liability declaration.
  - Notifying to submit assets and liability declarations at the time of retirement and towards 02 years from the retirement instead of present method of submitting once a year. Furthermore, any large increases in assets during a certain year should be notified within 15 days.
  - Establishment of a special institute to accept, analyze and follow-up assets and liability declarations. Raising penalty levels in line with present requirements on offences of assets and liability law.
- iv. It will be submitted to the Cabinet of Ministers for necessary recommendations.

## 2.4. National Action Plan

The National Action Plan comprising anti-corruption and bribery measures in Sri Lanka during next five years has been formulated with the assistance of general public and foreign specialists. A vast number of programmes was held at national level to create this plan absorbing international good practices and experiences.

1. This task should be implemented with the assistance of the Presidential Secretariat and other ministries.
2. Several steps in this regard have been taken. The steps are as follows.
  - i. Preliminary discussions were held under the patronage of the Secretary to the President.
  - ii. All secretaries to the ministries and Heads of leading departments were convened for an awareness programme.
  - iii. A media briefing was held and the assistance of the media was also requested.
  - iv. Ministry of Finance has been requested to allocate financial provisions for the project.
  - v. The Director of Budget has allocated Rs.16Mn for this project on 15<sup>th</sup> May 2018 and the USAID also assisting for this task.
  - vi. A retired officer of the World Bank has joined hands with local specialists in the formulation of this plan.
  - vii. The Parliamentary Oversight Committee has met three times with the participation of Ministers, Members of Parliament, high post officers of public service, Heads of Departments to provide proposals to this plan.
  - viii. Furthermore, the views and proposals of civil employees, general public and civil societies have been obtained.
  - ix. These meetings have been conducted in all districts. Several other meetings have been held with the participation of private sector, media, foreign public officers and members of civil organizations.
  - x. Notices were published in newspapers in three languages calling proposal from general public.



## 2.5. International Cooperation

Jakarta summit held in Sri Lanka in month of July 2018



9<sup>th</sup> meeting of intergovernmental corruption prevention and first initiative of 9<sup>th</sup> session of implementation



15<sup>th</sup> commemoration of United Nations Convention Against Corruption



International seminars attended by officers of the Commission to Investigate Allegations of Bribery or Corruption

Serial No.	Country held workshop/ conference	Name of workshop/ conference	Officers attended	Date held
01	Bhutan	Anti-Corruption Commission Exchange Programme	Justice W.L.R. Silva – Commissioner II Mr. M.T.T. Ruwan Kumara – Assistant Director (Investigation I)	From 26.02.2018 to 02.03.2018
02	China	2018 seminar on Economic Development & Social Policy for Developing Countries	Miss. M.M. Munasinghe – Assistant Director General	From 27.03.2018 to 16.04.2018

Serial No.	Country held workshop/ conference	Name of workshop/ conference	Officers attended	Date held
03	Hong Kong	ICAC	Justice W.L.Ranjith Silva (Commissioner II) Mr. Sarath Jayamanne, PC (Director General) Mrs. M.P.R. Senevirathne (DDG) Mr. Asitha Anthony (ADG) Mr. Priyantha Chandrasiri (Director Investigation) Ms. D.S.H. Kumarajeewa, (PC -Legal Draftman)	From 17.04.2018 to 20.04.2018
.04	Botswana	2 <sup>nd</sup> Review Cycle- Implementation of the United Nation Convention Against Corruption	Miss W.M.T.D. Bandara (ADL)	From 02.05.2018 to 03.05.2018
05.	Mauritius	Reginal Conference for improving Effectiveness of the Fight Against Corruption and Money Laundering	Mr. Sarath Jayamanne, (PC Director General)	From 07.05.2018 to 08.05.2018
06.	USA	High Level Debate to Mark the 15 <sup>th</sup> Anniversary of the UN Convention Against Corruption (UNCAC)	Mr. Sarath Jayamanne, (PC Director General)	23.05.2018

Serial No.	Country held workshop/ conference	Name of workshop/ conference	Officers attended	Date held
07	Vienna	Eleventh Session of the Working Group of Government Experts on Technical Assistance and the 9 <sup>th</sup> Session of the Working Group on International Cooperation	Mrs. K.M.A.Siriwardana (ADL)	From 28.05.2018 to 31.05.2018
08	Malaysia	Malaysian Technology Cooperation Programme	Mr. Priyantha Chandrasiri (DI) Mr. U.P. Wickramaarachchi (IO) Mr. K.A.C.W. Goonarathna (IO)	From 13.08.2018 to 17.08.2018
09	Vienna	9 <sup>th</sup> meeting of intergovernmental corruption prevention and first initiative of 9 <sup>th</sup> session of implementation	Justice W.L. Ranjith Silva (Commissioner ii)	From 03.09.2018 to 07.09.2018
10		First Initiative of 9 <sup>th</sup> Session of Active Review Groups	Mrs. D.G.J. Heyyanthuduwa (ADG)	From 03.09.2018 to 05.09.2018

Serial No.	Country held workshop/ conference	Name of workshop/ conference	Officers attended	Date held
11	Vienna	Reinitiates of 9 <sup>th</sup> Session of Active Review Groups and 9 <sup>th</sup> session of open governments for corruption prevention	Mrs. D.I. Rajapaksha (ADL)	From 05.09.2018 to 07.09.2018
12	Sri Lanka	Specialists group meeting on Jakarta Principles	Officers representing 30countries	From 05.09.2018 to 07.09.2018



2.6. Media to prevent bribery and corruption in year 2018







## 03. Complaints Received

All complaints received by the Commission are registered and produced to the Commission by the Secretary's Division for necessary directions. Complaints communicating to the Commission are usually on bribery, corruption, illegal accumulation of assets and received by name or anonymous.

Total number of complaints received in year 2018 is 3,465. Number of complaints taken for further investigation was 2,157 and 1,019 complaints of the balance were not taken for investigations due to referring to other institutions as a result of not coming under purview of Bribery Act, insufficient of facts and unclear of the allegation.

3.1. Total complaints of year 2018

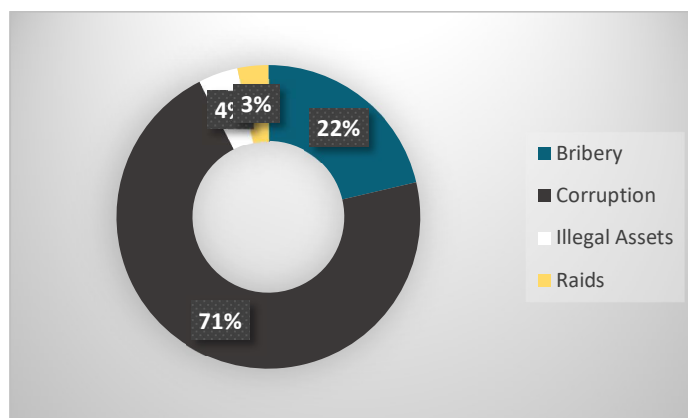
3.2. Complaints received from 2014-2018



### 3.1. Complaints received in year 2018

- Total complaints received in year 2018 - 3,465
- No. of complaints taken for further investigation and raid - 2,157

Bribery	Corruption	Illegal Assets	Raids	Total
460	1,535	91	71	2,157



- No. of complaints not further investigated - 1,019

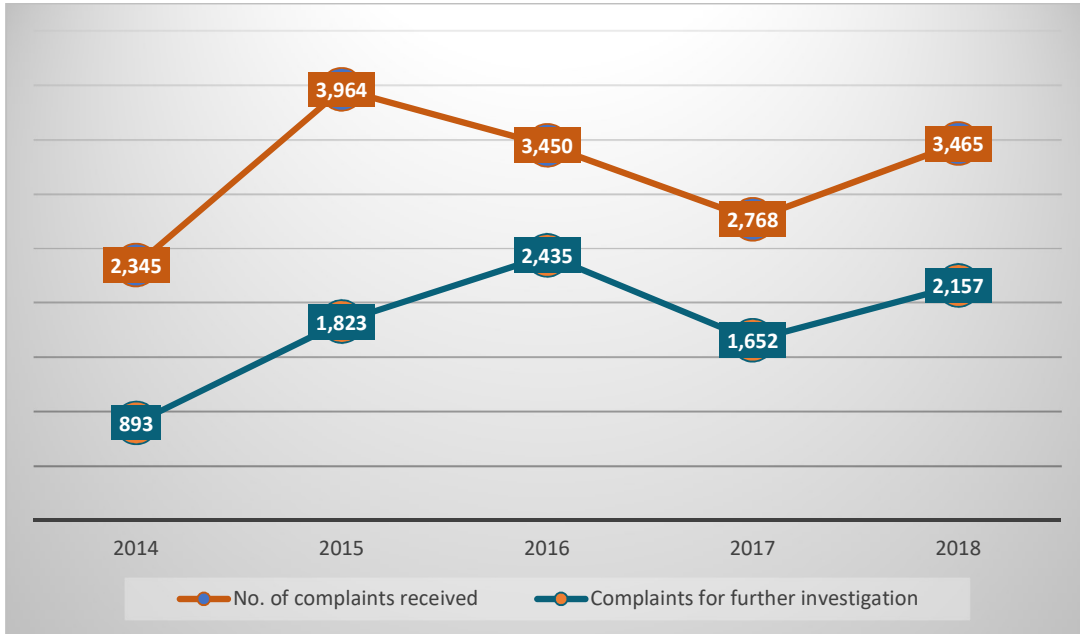
In Detail	No. of complaints
No. of complaints referred to other institutions for further action since the allegation is not coming under purview of the Commission Act.	397
No. of complaints closed due to not coming under purview of the Act, insufficient material and not clear.	622
<b>Total</b>	<b>1,019</b>

➤ **Complaints yet to decide on conducting investigation - 289**

In Detail	No. of complaints
No. of complaints decided to call reports from other institutions	288
No. of complaints decided to call legal reports to consider of initiating investigation	01
<b>Total</b>	<b>289</b>

**3.2. Complaints received from 2014-2018**

Year	No. of complaints	No. of complaints taken for further investigation
2014	2,345	893
2015	3,964	1,823
2016	3,450	2,435
2017	2,768	1,652
2018	3,465	2,157



## 04. Raids

The Raids Unit of this Commission conducts sudden raids based on complaints received on solicitation, acceptance and offering of bribes. Upon conducting investigations of the incident, the Unit reports its progress to the supervisory officer.

In year 2018, the Unit has conducted 71 raids and has arrested 40 suspects. Among the suspects arrested, there were highest ranking public officers, Import Export Controller, Chairman of Timber Corporation, Chairman of Livestock Development Board, Senior Assessor, an Electricity Superintendent and Police Inspectors

### 4.1. Raids conducted in year 2018

### 4.2. Raids during 2014 to 2018



#### 4.1. Raids conducted in year 2018

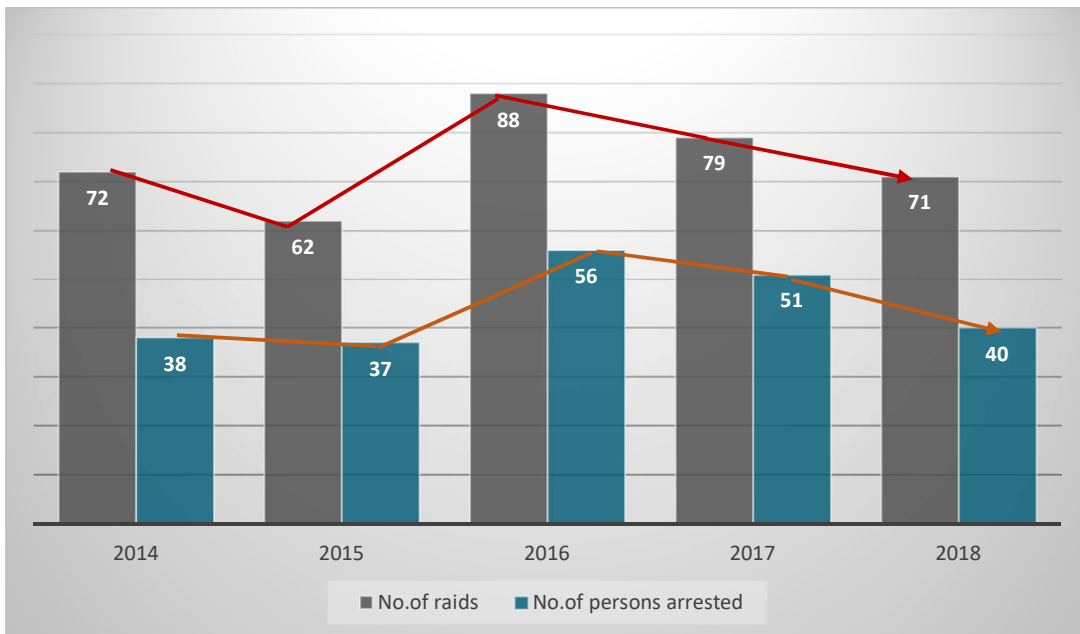
- Total raids conducted in year 2018- **71**
- No. of suspects arrested during raids in year 2018 - **40**

Suspects-

- |   |   |
|---|---|
| ▪ Chief of Staff to the President                 | ▪ Chief Inspector of Police               |
| ▪ Chairman – National Livestock Development Board | ▪ Unit Manager- Mahaweli Authority        |
| ▪ Chairman – State Timber Corporation             | ▪ Government Labour Officer               |
| ▪ Import and Export Controller                    | ▪ Beat Forest Officer                     |
| ▪ Senior Assessor                                 | ▪ Industrial Administrator                |
| ▪ Electricity Superintendent                      | ▪ Sub Inspector of Police                 |
| ▪ Assistant Superintendent of Police              | ▪ Member of Ayurvedic Formulary Committee |
| ▪ Inspector of Police (02)                        | ▪ Excise Officer                          |
| ▪ Assistant Legal Officer                         | ▪ Agricultural Instructor                 |
| ▪ Planning Officer                                | ▪ Grama Niladhari -3                      |
| ▪ Police Constable -3                             | ▪ Office Assistant                        |
| ▪ Samurdi Development Officer                     | ▪ Officer in Charge – Private Bus Stand   |
| ▪ Colony Officer                                  | ▪ Labour Officer 2                        |
| ▪ Development Officer                             | ▪ Time Keeper – Private Bus               |
| ▪ Police Sergeant                                 | ▪ Civil persons 4                         |
|   | ▪ Inspector of Fisheries                  |

4.2. Bribery raids from 2014-2018

Year	No. of raids	No. of arrests by raids
2014	72	38
2015	62	37
2016	88	56
2017	79	51
2018	71	40







## 05. Investigations

All investigations on allegations on bribery and corruption are investigated by the Investigation Division of this Commission.

The investigations are carried out by the officers attached to this division subject to the power assigned by the Bribery Act No.11 of 1954 and the Commission to Investigate Allegations of Bribery or Corruption Act No.19 of 1994.

Number of files investigated in year 2018 was 4,694. It was 37% increase comparing to previous year.

5.1. Investigation completed files in year 2018

5.2. Total investigations from 2016 to 2018

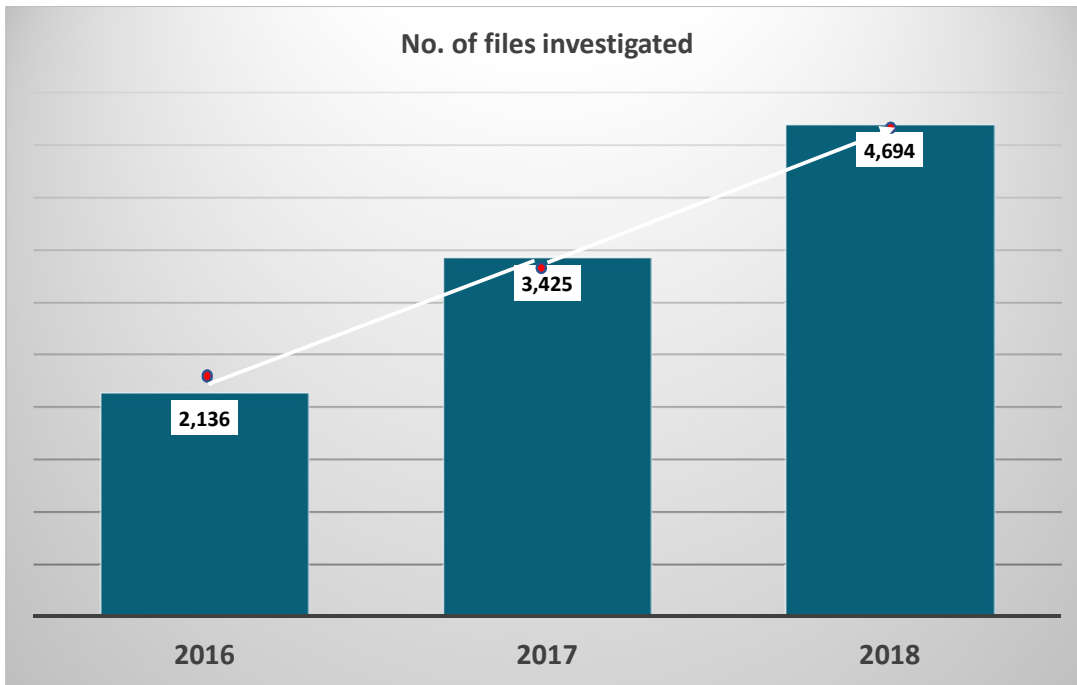


## 5.1. Investigations completed files in year 2018

Division	January	February	March	April	May	June	July	August	September	October	November	December	Total
Corruption - I	68	65	57	55	56	57	51	57	52	53	54	55	680
Corruption - II	57	64	67	50	50	54	54	55	55	59	59	80	704
Corruption - III	50	52	65	50	46	50	68	56	57	57	66	73	690
Corruption -IV	62	71	71	63	64	64	66	69	69	69	70	74	812
Assets	64	74	64	56	60	82	60	66	60	60	60	60	766
Open	46	46	47	40	42	43	45	47	48	52	83	100	595
Raid - I	20	11	14	05	07	05	03	03	15	08	11	05	107
Raid -II	17	23	05	05	06	11	05	05	10	05	10	07	105
Raid -III	08	12	04	04	09	08	07	06	08	06	07	06	85
Raid -IV	11	11	13	03	08	04	10	06	18	05	03	10	102
<b>Total</b>	<b>403</b>	<b>429</b>	<b>407</b>	<b>331</b>	<b>348</b>	<b>378</b>	<b>369</b>	<b>370</b>	<b>392</b>	<b>374</b>	<b>423</b>		<b>4,694</b>

5.2. Total investigations from 2016 to 2018

Year	Investigated files
2016	2,136
2017	3,425
2018	4,694





## 06. Prosecutions

One of the major accusation against the Bribery Commission is that the Commission is being targeting only the persons in minor employments. However, when considering last two years, the Commission has been able to file cases against persons such as former Attorney General, former Judge of Appeal Court, three former Ministers, former Chairman of Government Printing Corporation, former Chairman of Rupvahini Corporation, former Director of Rupavahini Corporation, former Chairman of Laksala, former Managing Director of Laksala, former Director – Finance of Laksala, former Director Project of Laksala, former District Judge, an Electricity Superintendent, Chairman of Avant-guard, former Brigadier of Army, a Superintendent of Customs, an Assistant Superintendent of Customs, a former Mayor, a former member of Pradeshiya Sabha. Among these cases, the case against the Chairman of Avant-guard and a former Brigadier is significant because in the same case the parties have been alleged for both solicitation and acceptance of bribes.

In year 2018, the Commission has filed 36 cases in High Court and 16 cases in Magistrate's Court

### 6.1. Cases filed in year 2018

### 6.2. Cases filed from 2014 to 2018

## 6.1. Prosecutions in year 2018

- Total cases filed in year 2018 - 52 (16+36)

### 6.1.1. Magistrate's Court - 16

Bribery	Corruption	Non declaration of assets / liabilities	Total
07	02	07	16

#### Accuses

- Former Secretary of Electricity Board
- Former Attorney General
- A former Judge of Appeal Court
- Former Mayor
- Former members of Pradeshiya Sabha (2)
- Inspector of Police
- Police Constable
- Non Public Officers 02
- Police Security Assistant
- Office Assistant
- Grama Niladhari

### 6.1.2. High Court - 36

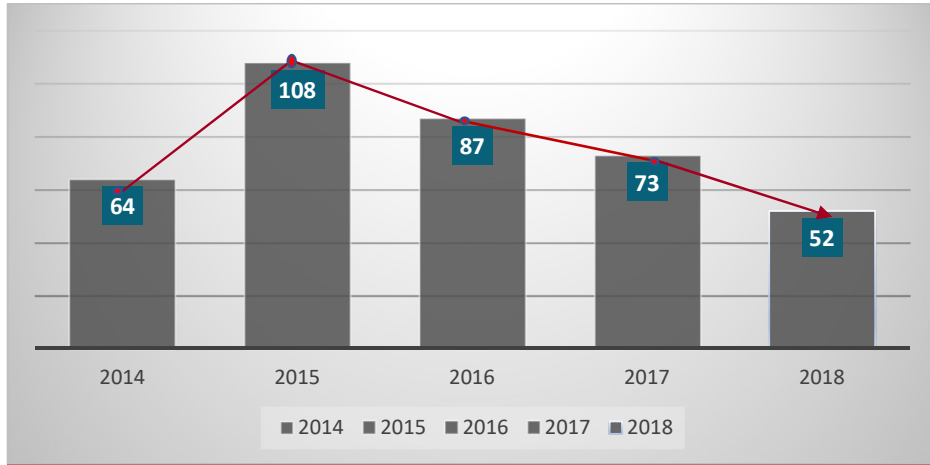
Bribery	Misappropriation of Assets	Total
36	-	36

Accuses -

- Inspector of Police
- Electricity Superintendent
- Principal
- Technical Officer of Road Development Authority
- Beat Forest Officer
- Public Health Inspector
- Sub-Inspector
- Health Assistant
- Grama Niladhari 5
- Police Sergeant 5
- Technical Officer
- Deputy Principal
- Assistant Sales Manager
- Civil Persons - 7
- Police Constables -3
- Army Soldier
- Office Assistant
- Electrician
- Labour Officer
- Store Keeper
- Sanitary Machine Operator

## 6.2. Cases filed from 2014 to 2018

Year	Cases filed in Magistrate's Court	Cases filed in High Court	Total cases filed
2014	12	52	64
2015	32	76	108
2016	44	43	87
2017	32	41	73
2018	16	36	52





## 07. Cases disposed

The Commission has been able to convict 64 respondents in 110 proceedings in year 2018. The number of convicted respondents in year 2017 were 57. These numbers should be compared with the statistics of year 2005 – 2010 period. In most occasions the number of convictions during such periods was 15 to 20 per year. Therefore it should be noted that the officers of the Bribery Commission have conducted prosecutions with the aim of convicting respondents without measuring the number of proceedings instituted.

7.1. Cases disposed in year 2018

7.2. Cases disposed from 2014 to 2015



**7.1. Cases disposed in year 2018**

- No. of cases disposed in year 2018 - **110 (27+83)**
- No. of convictions in year 2018 - **64 (19+45)**

**7.1.1. Magistrate's Court - 27**

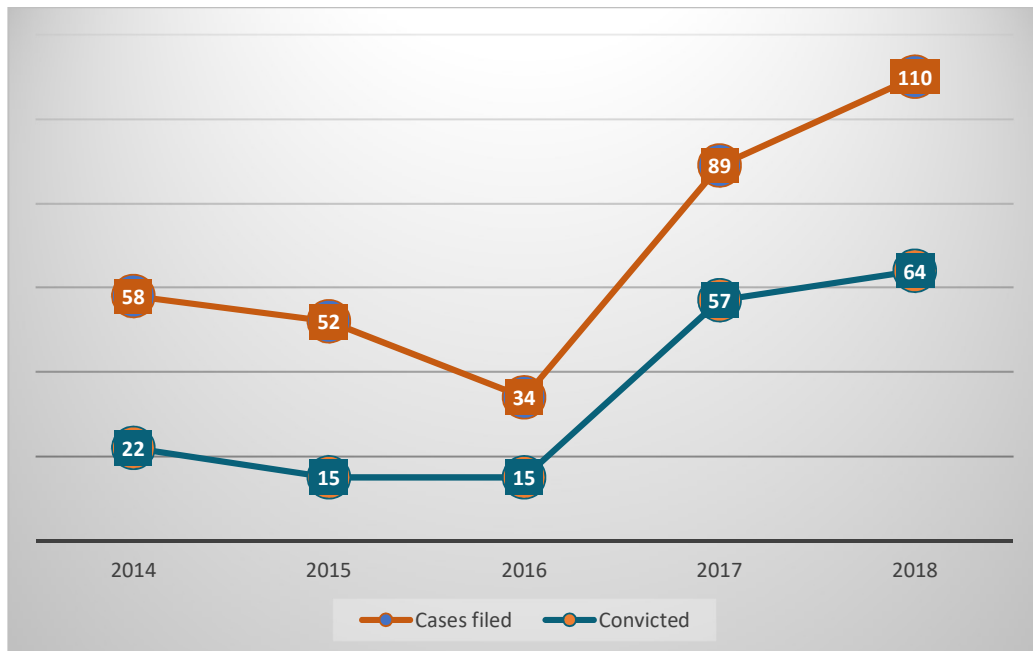
	Bribery	Corruption	Non declaration of assets and liabilities	Total
Guilty	05	01	13	<b>19</b>
Not guilty	06	01	-	<b>07</b>
Other	01	-	-	<b>01</b>
Total				<b>27</b>

**7.1.2. High court - 83**

	Bribery	Misappropriation of assets	Total
Guilty	43	02	<b>45</b>
Not guilty	33	01	<b>34</b>
Other	04	-	<b>04</b>
Total			<b>83</b>

7.2. Cases disposed from 2014 to 2015

Year	Total cases filed	Cases disposed	No. of convicts
2014	64	58	22
2015	108	52	15
2016	87	34	15
2017	73	89	57
2018	52	110	64





## 08. Corruption Prevention

Action against corruption should be based on an attitude change of the society is a world-wide accepted view. Hence the awareness of school children, university community, public officers and the general public should be raised in this regard.

Three major areas have been identified to deploy these awareness programmes. Accordingly, 67 awareness programmes have been conducted from the middle of year 2018 to date.

### 01. Raising awareness in education sector

09 programmes have been conducted in Southern Province to raise awareness of school children, teachers and principals.

### 02. Raising awareness of civil persons

Awareness of the members of voluntary organizations are raised under this segment based District Secretariats. Programmes have been already conducted in districts such as Kegalle and Gampaha.

### 03. Raising awareness of public officers

Action has been taken to raise awareness of Police Officers and Public Officers island-wide on corruption prevention. Accordingly, 56 awareness programmes have been already conducted.

- 8.1. Raising awareness in education sector
- 8.2. Raising awareness of civil persons
- 8.3. Raising awareness of public officers

## 8.1. Raising awareness in education sector

Serial No.	Date	Programme/ Function	Venue
01	2018-07-31	Raising awareness of school children	Mahinda Vidyalaya – Galle
02	2018-08-02	Raising awareness of school children	Theleggavila
03	2018-09-17	Raising awareness of Principals of Mulatiyana Zonal Education	Matara
04	2018-09-17	Raising awareness of Principals of Galle Zonal Education	Galle
05	2018-09-25	Raising awareness of school children	Galle
06	2018-10-01	Raising awareness of 400 school children in Southern Province	Matara- Weligama
07	2018-10-15	Raising awareness of Principals of Elpitiya Zonal Education	Galle
08	2018-11-21	Raising awareness of Principals of Hambantota Zonal Education	Hambantota
09	2018-11-26	Raising awareness of Principals of Ambolangoda Zonal Education	Ambolangoda

## 8.2. Raising awareness of civil persons

Serial No.	Date	Programme/ Function	Venue
01	2018-09-01	Raising awareness on dedication of the general public towards clean and upright country	Gampaha
02	2018-10-27	Raising awareness on dedication of the general public towards clean and upright country	Kegalle

## 8.3. Raising awareness of public officers

Serial No.	Date	Programme/ Function	Venue
01	2018-05-03	Programme to raise awareness of officers regarding bribery and corruption	Puttalam
02	2018-05-09	Training programme for Police Divisions in Ampara	Police training School
03	2018-05-10	Raising awareness in Batticaloa Police Division	Ampara Division
04	2018-05-17	Training programme for Public Management Assistant Officers	Department of Labour, Colombo 05
05	2018-05-18	Special lecture on bribery and corruption	Police training school Nikaweratiy

Serial No.	Date	Programme/ Function	Venue
06	2018-05-22	Induction training for officers of Public Management Assistant Service	Department of Labour
07	2018-05-24	Induction training for newly appointed irrigation planning officers and public management assistants	Irrigation Training College Galigamuwa
08	2018-06-17	Raising awareness of diploma students	Colombo
09	2018-06-20	Raising awareness of Military Police Service	Polhengoda
10	2018-06-20	Training Grama Niladhari	District Secretariat Colombo
11	2018-06-21	Training Grama Niladhari	District Secretariat Kalutara
12	2018-06-28	Raising awareness of Police Officers	Colombo
13	2018-07-02	Raising awareness of officers in administrative service	Colombo
14	2018-07-03	Raising awareness of newly appointed public management assistants	Battaramulla
15	2018-07-04	Raising awareness of Accountants	Colombo
16	2018-07-17	Raising awareness of Police Officers in Kurunegala Division	Kurunegala



Serial No.	Date	Programme/ Function	Venue
17	2018-07-24	Raising awareness of Police Officers of Seethawaka Division	Avissawella
18	2018-07-26	Training programme in Kegalle Police Division	Kegalle
19	2018-08-04	Raising awareness of employees of office assistants service	Battaramulla
20	2018-08-08	Raising awareness of Accountants Class iii	Colombo
21	2018-08-10	Raising awareness of Inspectors of Police	Kalutara
22	2018-08-10	Raising awareness of Prison Officers	Colombo
23	2018-08-11	Raising awareness of newly appointed Engineers of Department of Irrigation	Galgamuwa
24	2018-08-21	Raising awareness of the officers of Central Province	Kandy
25	2018-08-21	Raising awareness of Police Officers	Anuradhapura
26	2018-08-29	Raising awareness of Agriculture Officers	Matara
27	2018-08-29	Raising awareness of newly appointed Immigration and Emigration Officers	Kalutara
30	2018-08-30	Raising awareness of the officers in Accountancy Service	Colombo

Serial No.	Date	Programme/ Function	Venue
31	2018-09-07	Raising awareness of Police Officers	Colombo
32	2018-09-11	Raising awareness the members of state and civil organizations in Hambanthota	Hambanthota
33	2018-09-11	Raising awareness of Class iii Accountants	Colombo
34	2018-09-16	Raising awareness of Police Officers	Colombo
35	2018-09-18	Raising awareness of the officers of Central Province	Kandy
36	2018-10-05	Raising awareness of driver instructors	Colombo - Narahenpita
37	2018-10-16	Raising awareness of Class iii Administrative Service Officers	Colombo
38	2018-10-19	Raising awareness of the officers of Statistical Department	Colombo
39	2018-10-28	Raising awareness of the Police officers of Matale Division	Matale
40	2018-11-02	Raising awareness of the officers of Dodangoda Divisional Secretariat	Dodangoda
41	2018-11-08	Raising awareness of Public Technical Officers in Central Province	Kandy
42	2018-11-09	Raising awareness of Public Technical Officers in Central Province	Kandy

Serial No.	Date	Programme/ Function	Venue
43	2018-11-13	Raising awareness of class iii officers in Administrative Service	Colombo
44	2018-11-16	Raising awareness of Technical officers of Southern Province	Galle
45	2018-11-23	Raising awareness of Technical officers of Southern Province	Matara
46	2018-11-30	Raising awareness of Technical officers of Southern Province	Hambanthota
55	2018-12-10	Raising awareness of junior Police Officers	Colombo
56	2018-12-15	Raising awareness of the officers of Department of Motor Traffic	Colombo





## 09. Administration

The administrative functions of the Commission are conducted by the Administrative Division. Its main functions are as follows.

1. Human resource development, new recruitments and management
2. Proper functioning of Transport Unit
3. Maintaining and upgrading office premises
4. Providing documents to the Presidential Secretariat, Sri Lanka Parliament, Cabinet of Ministers

9.1. Local Trainings

9.2. Foreign Trainings

9.3. Details of cadre as at 31<sup>st</sup> October 2018



## 9.1. Local Trainings

Serial No.	Institution held workshop/ conference	Name of workshop/ conference	Officers attended	Date held
01	Sri Lanka Foundation	Two day workshop on preparing Advance Account and Appropriation Account in public finance management	Mrs. M.R.K. Wijerathna (PMS)	01.02.2018 and 02.02.2018
02	National Institute of Labour Studies	Case management	Mrs. D.I. Rajapaksha – (Assistant Director - Legal) Mr. G.D. Maduwage – (Assistant Director - Legal) Mr. R.A.K.G.C.J.K. Ranweera ( Budget Assistant )	12.02.2018
03	Prag Institute	Basic Budgetary	Mrs. R.K.K.A.S. Manohari ( PMS)	19.02.2018
04.	Skills Development Fund	Advanced Excel	Mr. K.G.Hasitha Prabash –PMS Mr. Dhanushka Dharmasiri (PMS)	03 Wednesdays from 25.04.2018
05.	Prag Institute	Detailed procurement procedure	Mr. K.D.Dimuthu Prasanga(PMS)	2018. May 08,17,31, June 14,25
06.	Skills Development Fund	Advanced Excel	Ms. A.G.P. Sarojini – (D.O.) Mrs. P.U.N. Kanchanamala ( PMS)	05 Wednesdays from 06.06.2018

Serial No.	Institution held workshop/ conference	Name of workshop/ conference	Officers attended	Date held
07.	Skills Development Fund	Disciplines and office ethics for drivers and Office Assistances	Mr. M.K.Kasun Tharanga ( Driver) Mr. G.M.D.K. Palihavadana ( Driver) Mr. D.M.R. Dissanayaka (OES)	Two days on 2018.06.07 and 2018.06.08
08.	Sri Lanka Foundation	Preperation of Project Proposals	Mr. K.G.Hasitha Prabash (PMS)	Two days on 2018.06.18 and 2018.06.19
09	Commission to Investigate Allegations of Bribery or Corruption	Training programme to develop attitudes of employees of Office Assistant Service	All employees of office assistant service	14.07.2018
10	Prag training Institute	New tax law	Mrs. R.K.K.A.S. Manohari (PMA)	14.08.2018
11	Miloda Institute	Board of survey and waiving off losses	Mr. E.A.Y. Dayarathna (PMA)	From 30.08.2018 to 31.08.2018
12	Skilss development Fund	Attitudes and skills development of drivers	Mr. K.A.R.R. Thushara (Driver) Mr. K.A. Pradeep Kumara (Driver)	From 28.09.2018 to 29.09.2018

Serial No.	Institution held workshop/ conference	Name of workshop/ conference	Officers attended	Date held
13	Skills Development Fund	Office Management and Financial Regulations	Mr. M.M. Ruwan Chamara (PMA) Miss. W.W.H.E. Jayasinghe (PMA) Miss. K.A.S.S. Jayasinghe (PMA) Mr. J.A.D.R. Jayakoody (PMA) Mrs. J.N. Jayalath (PMA)	From 25.09.2018 to 26.09.2018
14	Institute of certified management accounts of Sri Lanka	Certificate programme on forensic accounting and financial fraud	Miss. J.P.T.N. Jayalath (ADL) Mr. S.M. Sabri (ADL) Mrs. S.A.A.P.K. Sammandapperuma (ADL) Miss. B.W.M.U.M. Kumarihami (ADL) Mr. R.M.W.D. Rathnayake (IO) Mr. K.A.N.S. Jayawardena (IO) Mr. M.B.D.U. Karunarathna (IO) Mr. T.A.H. Madusanka (IO) Mr. P.D.P. Amarajeewa (IO) Mr. H.W.N.H. de Silva (IO)	From 20.09.2018 to 22.09.2018



Serial No.	Institution held workshop/ conference	Name of workshop/ conference	Officers attended	Date held
15	Skills development fund	Seminar on Inland Revenue Act No.24 of 2017	Mr. W.M.D. Bandara (Chief Accountant)	From 20.09.2018 to 21.09.2018
16	National Library and documentation Board	Seminar on E-Government Cyber Security and Social Media	Mrs. K.K. Siriwardana (IT Officer) Mr.P.K.D.Premarathna (Librarian)	2018.10.16
17	Skills Development Fund	Office Management and Financial Regulations	Mr. K.A.D.D.Chanaka (PMA) Mrs. U.S.Tharangani (PMA)	From 2018.10.22 to 2018.10.23
18	Skills Development Fund	Responsibilities and functions of Drivers and Minor Staff	Mr. B.T.S. Balasuriya (Driver) Mr. D. Ruwan Pathirana (Driver) Miss. E.M.N.S.Ekanayake (OES III) Miss. P.K.T.Sathsarani (OES III)	From 2018.10.25 to 2018.10.26
19	Skills Development Fund	Office Communication for Management Assistants and Development Officers	B.P.L.Dilrukshi (PMA) K.A.D.P. Wijerathna (PMA)	From 2018.11.26 to 2018.11.27
20	Skills Development Fund	Annual Board of Survey	Mrs. K.P.R. Samarasinghe (PMA) Mrs. H.H.A.Perera (PMA)	From 2018.11.29 to 2018.11.30
21	Distance Learning Centre	Essentials in Systems and Network Administration	Mr. V.P.K.C. Jayasekera (IT Assistant)	10/12/2018 11/12.2018 17/12/2018 18/12/2018 21/12/2018

Serial No.	Institution held workshop/ conference	Name of workshop/ conference	Officers attended	Date held
22	Distance Learning Centre	IT Procurement Management	Mr. J.A.D. Jayakody (PMA) Mr. T.D.N.L de Alwis (PMA)	From 2018.12.18 to 2018.12.19
23	Skills Development Fund	Workshop on Reporting losses and Damage settlement and strike off	Mr. R.M.G. Indika (PMA)	From 2018.12.17 to 2018.12.18

## 9.2. Foreign Trainings

Serial No.	Country held workshop/ conference	Name of workshop/ conference	Officers attended	Date held
1	Bhutan	Anti-Corruption Commission Exchange Programme	Justice W.L.R. Silva (Commissioner II) Mr. M.T.T. Ruwan Kumara (Assistant Director Investigation I)	From 26.02.2018 to 02.03.2018
2	China	2018 seminar on Economic Development & Social Policy for Developing Countries	Miss. M.M. Munasinghe (Assistant Director General)	From 27.03.2018 to 16.04.2018
3	Singapore	Combation - Financial Investigation Techniques International Cooperation Mechanisms	Mrs. R Wickramasinghe (ADG) Mrs. K.M.A.Siriwardana (ADL)	From 14.05.2018 to 17.05.2018
4	Korea	ACRC Training Course	Mrs. S.I Jayasinghe (DDG)	From 07.05.2018 to 16.05.2018

Serial No.	Country held workshop/ conference	Name of workshop/ conference	Officers attended	Date held
5	Bangkok	Programme on International Management	Mr. R.P.P. Liyanage (Staff Assistant)	From 15.07.2018 to 22.07.2018
6	Hong Kong	ICAC Chief Investigators Command Course	Mrs. W. Jayantha Padmini (Assistant Director Investigation)	From 05.11.2018 to 30.11.2018
7	Kazakhstan	Training and Public Integrity Network Meeting on Preventing Corruption in Public Procurement	Justice W.L.R. Silva (Commissioner II)	From 06.11.2018 to 08.11.2018
8	Vienna	Ninth Session of the Implementation Review Group	Mrs. K.I.S.H.Siriwardena (ADG) Miss. W.M.T.D.Bandara (ADL)	From 12.11.2018 to 14.11.2018
9	India	THE UNDOC Regional Workshop on International Co Operation in Criminal and Financial Investigation Corruption Crimes	Mrs. M.R.Y.K. Udawela (DDG) Mrs.B.R.A. Jayasinghe (ADL) Mr. P.R.G. Sumendra (IO) Mr. M.B.N. Nuwansiri (IO) Mr. E.N.I. Dharmadasa (IO)	From 12.11.2018 to 14.11.2018

9.3. Details of cadre as at 31<sup>st</sup> October 2018

Designation	Approved Cadre	Actual Cadre	Vacancies
Chairman	1	1	0
Commissioner	2	2	0
Director General	1	1	0
Secretary	1	1	0
Additional Director General	1	0	1
Deputy Director General	5	3	2
Director (Administration)	1	1	0
Chief Accountant	1	1	0
Assistant Director/ Deputy Director (Corruption Prevention)	1	0	1
Assistant Director/ Deputy Director (Planning)	1	1	0
Assistant Director General	10	5	5
Assistant Director (Legal)	30	19	11
Assistant Director (SLITS)	1	1	0
Engineer	1	1	0
Accountant	3	0	3
Valuer	2	0	2
Asst./Deputy Commissioner	1	0	1
Audit Superintendent	1	1	0
Superintendent of Custom	1	0	1
Director (Audio/ Video)	1	0	1
Administrative Officer	3	0	3
Translator	4	2	2
Information Technology Officer	1	1	0
Investigation Officer	200	0	200
Intelligence Officer	10	0	10

Budget Assistant	1	1	0
Development Officer	4	4	0
Corruption Prevention Officer	50	0	50
Legal Officer	17	0	17
News Officer	1	0	1
Librarian	1	1	0
Assistant District Valuer	2	0	2
Transport Officer	1	0	1
Information and Technology Officer	3	1	2
Public Management Assistant	110	60	50
Communication Assistant	4	0	4
Stenographer (Sinhala)	4	0	4
Stenographer (Tamil)	2	0	2
Stenographer (English)	4	0	4
Typist (Sinhala)	14	0	14
Typist (Tamil)	4	0	4
Typist (English)	4	0	4
Driver	50	37	13
Plumber	1	0	1
Air Condition Technician	1	0	1
Library Assistant	1	0	1
Document Assistant	2	0	2
Office Assistant	50	37	13
Sanitary Labourer	20	0	20
Watcher	15	0	15
<b>Total</b>	<b>650</b>	<b>178</b>	<b>472</b>



## 10. Accounts

The Finance Division which has been established for the smooth functioning of financial management of the Commission is headed by a Chief Accountant and assisted by a supportive staff. Financial Management, preparation of accounts reports and provision of infrastructural facilities are the main objectives of this division. Furthermore, all payments including salaries of all officers of the Commission except of the Investigation Officers, implementing procurement process when required, maintaining Public Officers Advance Account for the issuance of Special Advances, Festival Advances and Distress Loans, maintaining Raid Advance Account to release advances for the officers performing as decoys of raids.

- 10.1. Allocated Provisions for the year 2018 and Actual Expenditure as at 2018.12.31
- 10.2. Advance B Account
- 10.3. Raid Advance Account

**10.1. Allocated Provisions for the year 2018 and Actual Expenditure as at 31.12.2018**

Details	2018		
	Maximum Limit of Expenditure Rs.	Minimum Limit of Receipts Rs.	Maximum Limit of Debits Rs.
Recurrent Expenditure	452,713,000.00	395,455,877.63	57,257,122.37
Personal Remuneration	349,420,000.00	297,846,973.15	51,573,026.85
Other Recurrents	103,293,000.00	97,608,904.48	5,684,095.52
Capital expenditure	58,139,000.00	33,923,222.50	24,215,777.50
Acquiring of Capital assets and maintenance	39,139,000.00	23,320,922.03	15,818,077.97
Actual Amount as at 31.12.2018	19,000,000.00	10,602,300.47	8,397,699.53
Capital expenditure	510,852,000.00	429,379,100.13	81,472,899.87

**10.2. Advance B Account**

Details	2018		
	Maximum Limit of Expenditure Rs.	Minimum Limit of Receipts Rs.	Maximum Limit of Debits Rs.
Advance 'B' Account			
Limit prescribed by the Appropriation Bill	9,000,000.00	4,000,000.00	30,000,000.00
Actual Amount as at 31.12.2018	8,320,132.00	4,950,273.57	19,844,567.69



**Balance of Advance B Account and Raid Advance Account as at 31.12.2018**

Details	2018		
	Maximum Limit of Expenditure Rs.	Minimum Limit of Receipts Rs.	Maximum Limit of Debits Rs.
<b>Raids Advance Account</b>			
Limit prescribed by the Appropriation Bill	150,000,000.00	1,000,000.00	275,000,000.00
Actual Amount as at 31.12.2018	39,413,900.00	17,500,730.00	40,865,551.98