ASSET RECOVERY INTER-AGENCY NETWORK FOR EASTERN AFRICA AND SOUTHERN AFRICA-ARIN-EA & ARIN-SA

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Introduction

- ARIN-EA Secretariat – EAAACA

- Member countries are: Burundi, Djibouti, Ethiopia, Kenya, Rwanda, South Sudan, Tanzania and Uganda;

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Observer Networks

Networks that are observers:

- ARIN-SA
- RRAG
- CARIN
- ARIN-AP
- ARIN-CARIB
- ARIN-WA
Legal Framework

- Asset recovery among the ARINEA member states is governed by the following Legal Framework:
  
  i. **UGANDA** - Common law  
  Recovery process: Conviction Based

  ii. **KENYA** - Common Law; Non & Conviction based

  iii. **TANZANIA** - Common Law
Legal Framework Contd.

process: Conviction & Non conviction Based

iv. **BURUNDI**- Civil law process: Conviction Based

v. **ETHIOPIA**- Civil law process: Conviction & Non conviction Based

vi. **Djibouti**- Civil law; codified based on Islamic and customary laws process
Legal Framework Contd.

vii. SOUTH SUDAN- Statutory and Customary laws processes: Conviction Based

viii. Rwanda- Civil & common laws: Conviction Based process
Asset Recovery Guides for East African Countries

- Objectives:
  - Information on asset tracing and investigations infrastructure
  - Information on legal system
  - Sources and registries etc
  - (final stages)
Successes in Recovery

i. The Chicken Gate Scandal

The investigators used the network

- informal
- formal assistance
Successes Contd.

ii. Request from Uganda to Kenya

- Public sector corruption
- Forgery/ employment fraud
ARIN-SA

- Informal multi-agency network for countries in the southern part of Africa.

- Includes Tanzania and Uganda
- Future membership by Kenya possible.

- Database
- Publications/Forum-Annual Reports, case law blog
- Website
ARINSA Contd.

ARINSA Manual:

i. membership status

ii. observer status; -must share objectives of network;

- nominate 2 rep. to act as contact points.

- Not entitled to vote and membership of steering committee
Challenges

- The legal framework which provides for Conviction based asset recovery in some of the member states countries. Efforts are underway to have non-conviction based system.
- Language barrier
- Delays in getting information requested for from other networks
Way Forward

1. Carry out a typology study of common offences within the region;
2. Development of a database
3. Dissemination of information through websites
4. Identifying more partners to collaborate with in the area of asset recovery.
THANK YOU!!