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

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Introduction



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- 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



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Legal Framework

- Asset recovery among the ARINEA member states is governed by the following Legal Frame Work:
 - i. **UGANDA-** Common law
Recovery process: Conviction Based
 - ii. **KENYA-** Common Law; Non & Conviction based
 - iii. **TANZANIA-** Common Law



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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



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Legal Framework Contd.

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

viii. **Rwanda-** Civil & common laws: Conviction Based process



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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)



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Successes in Recovery

i. The Chicken Gate Scandal

The investigators used the network

-informal

-formal assistance

Successes Contd.



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ii. Request from Uganda to Kenya

-Public sector corruption

-Forgery/ employment fraud



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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



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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



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- 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



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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.



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THANK YOU!!