

INTERNATIONAL EXPERT MEETING ON THE RETURN OF STOLEN ASSETS

Transparency and Accountability in the Asset
Recovery Process: Tanzanian Perspective

ADDIS ABABA, ETHIOPIA

Agenda

- Introduction
- Asset Forfeiture Regime in Tanzania
- Reforms in Management of Natural Resources
- Accountability and Transparency in AR Process
- Conclusion and Recommendations

Introduction

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- Dynamics of Illicit Financial Flows in Africa
- Report by High Level Panel on IFFs from Africa
- Report by [>]Global Financial Integrity
- IFFs - Tanzania

Asset Forfeiture Regime: Tanzania

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□ National Legal Framework

- The Mutual Assistance in Criminal Matters Act, No. 24 of 1991
- The Proceeds of Crime Act, No. 25 of 1991



□ International Instruments

- UNTOC
- UNCAC
- FATF

Asset Forfeiture Regime: Tanzania

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□ National Institutional Framework

-Establishment of FIU

-Revamping of Tanzania Revenue Authority

-Establishment of Prevention and Combating of Corruption Bureau >

□ International Institutional Framework

-ESAMLAAG

-ARINSA

-IAP, APA & EAAP

REFORMS : MGT OF NATURAL RESOURCES

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- IFFs vs Illegal exploitation of Natural Resources

- Legal Reforms

- Institutional Reforms

- Recent Reports : Gold smuggling

REFORMS : MGT OF NATURAL RESOURCES

CASE OF JKIA SEIZURE

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- Apprehension of Tanzanian National at JKIA
- Seizure of 35.34 Kgs of Gold
- Destination : DUBAI
- Mutual Talks for the Return of Gold btn Kenya & Tanzania (Ongoing)
- Transparency, Accountability & Trust : Key Factors

REFORMS : MGT OF NATURAL RESOURCES

SEIZURE OF 319 Kgs of Gold

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- January, 2019, Seizure of 319.59 Kgs of Gold
- Value : \$11.75 Million
- Cash seized : Tsh 305 Million = \$ 132,608
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- Foreign Nationals involved
- Destination : DUBAI via Kigali, RWANDA







Accountability & Transparency

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□ Key Factors

-Legal Framework

-Bilateral Agreements (Trust - a key factor)

□ Practical Cases

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-BAE Systems (The Serious Fraud Office, the Government of Tanzania, BAE Systems and the Department for International Development (DFID))

-Refunded amount of £29.5 million used to purchase books for Primary School Students (Key Condition of the Agreement)

Accountability & Transparency

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□ Practical Cases

-EGMA Case

- \$ 600 Million loan by Tz Govt from Stanbic Bank (UK)

- Inflated interest rates (1.4% to 2.4%)

- \$ 36.2 million (Payment of bribes & fines)

- Return of excess amount via Bilateral Agreement between UK & Tanzania

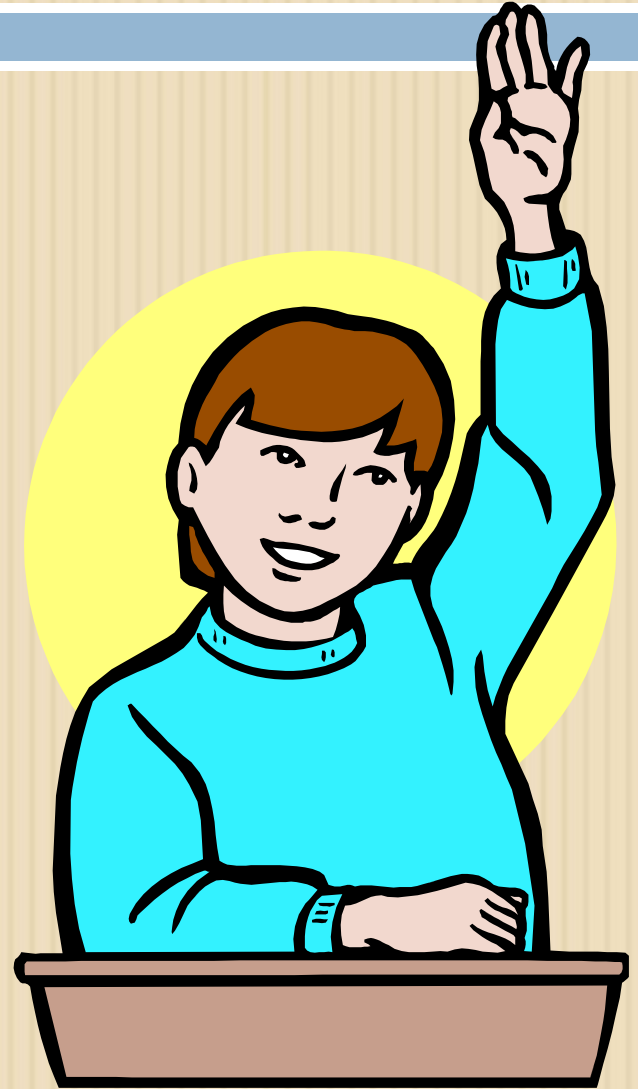
- Refunded amount of \$7,046,196.58 to fund activities within Ministry of Health & Education (Key Condition of the Agreement)

Conclusion & Recommendations

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- Adoption & implementation of Asset Recovery Strategy
- Development of Policies to attain mutual trust b/n jurisdictions
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- Use of informal Networks

Questions and Answers



“THANK YOU”

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