



REPUBLIC OF KENYA

COUNTRY STATEMENT

BY

MS. MARYANN NJAU-KIMANI EBS,

SECRETARY, JUSTICE AND CONSTITUTIONAL AFFAIRS

OFFICE OF THE ATTORNEY GENERAL

**TENTH SESSION OF THE CONFERENCE OF STATE PARTIES TO THE
UNITED NATIONS CONVENTION AGAINST CORRUPTION (UNCAC)
HELD IN ATLANTA, GEORGIA, 11TH -15TH DECEMBER, 2023**

**Your Excellencies, Chairpersons, Distinguished Delegates, Ladies
and Gentlemen**

1. Let me begin by congratulating the President and the Bureau for the successful election and thanking the Secretariat for the excellent facilitation of this 10th session of the Conference of States Parties (COSPs).

Distinguished delegates,

2. The Government of Kenya appreciates the importance of fighting corruption and has put in place measures for prevention, criminalisation, law enforcement, jurisdiction, prosecution of corruption and economic crimes. To this end, all state agencies are obligated to continuously sensitize their staff and clientele to promote ethics and integrity and fight corruption. This initiative has been adopted by all the three (3) arms of Government and the private sector.

3. The Government has also institutionalized performance contracting and declaration of assets and liabilities in public service and included corruption prevention and complaints handling as measurable performance indicators.

Ladies and Gentlemen,

4. The Government of Kenya is committed to ensure that all public services are digitised, a good example being the e-citizen platform which was inaugurated several years back and currently, the migration of all public services to the digital platform is on-going. This is in recognition of the fact that inefficiencies in offering public services and in person delivery of services coupled with cash-based transactions breed corruption by way of solicitation and payment of bribes to fast-track delivery of government services. It is expected that most of the critical services to the public will be automated and any charges and fees thereto, if any, will be paid through mobile money transfer services and other electronic cash transfer platforms.

5. In criminal matters, the Office of the Director of Public Prosecutions (ODPP) adopted a Case Management System known as “Uadilifu” which entails electronic disclosure and e-filing of charge sheets, applications, submissions, and other pleadings. This has resulted in the expedition of pre-trials and trials of cases in an efficient manner hence, reducing the turnaround time during proceedings. The ODPP also has employed strategies such as strategic focus on high profile and high impact cases and establishment of specialized thematic divisions and units with an aim of creating expertise to enhance prosecution of corruption cases.

6. The Ethics and Anti-Corruption Commission which is the designated national anti-corruption authority investigates corruption and economic crime cases and recovers assets acquired through corrupt activities. The Commission has also developed preventive mechanisms such as systems reviews; corruption and bribery risk assessments and issuance of corruption prevention advisories. On asset recovery, in the last two (2) financial years, the total estimated value of the assets traced was KES. 17.83 billion and a total of KES. 4.74 billion of illegally acquired and unexplained assets was recovered.

7. In addition to the foregoing, Kenya was evaluated under the Eastern Africa and Southern Africa anti-money laundering group peer review mechanism. As a result, a national strategy and action plan for anti-money laundering was developed, to ensure that Kenya meets the international standards.

8. Recognising the anti-corruption role of non-state actors, public and private sector actors collaborate through forums such as the Kenya Leadership and Integrity Forum, the National Council on the Administration of Justice, Court Users Committees and County Anti-Corruption Civilian Oversight Committees.

9. These collaborative frameworks have resulted in increased corruption prevention and reporting, recovery of assets and convictions. To enhance public interest disclosures, we are developing a Whistle-blower Protection mechanism to supplement the existing witness mechanisms.

10. Meanwhile, we continue to strengthen our anti-corruption laws and have, among others, enacted amendments to the Proceeds of Crime and Anti-Money Laundering Act to designate accountants, advocates and other professionals as reporting entities for financial transactions and, development regulations on beneficial ownership information, access to information and, prevention of bribery.

Ladies and Gentlemen,

11. Further, on international cooperation, we have partnerships with other jurisdictions for purposes of mutual legal assistance, sharing of experiences, trainings and technical support to build our capacity. For that, we extend our gratitude to UNCAC members and to our development partners for their continued support and cooperation.

12. As I conclude, let me take this opportunity to re-affirm Kenya's commitment to the fight against corruption and to implementing the United Nations Convention Against Corruption and thank the people of the United States of America for their great hospitality

THANK YOU.