

ACTS

Amendment to the Sierra Leone Gazette Vol. CXXXIII, No. 69
dated 21st November, 2002

Enacted this 8th day of November, 2002.

ALHAJI AHMAD TEJAN KABBAH,
President.



2002

Sierra Leone

The Anti-Corruption (Amendment) Act, 2002

Short title.

Being an Act to amend the Anti-Corruption Act, 2000.

[21st November, 2002] Date of commencement.

ENACTED by the President and Members of Parliament in this
present Parliament assembled.

Amendment of
No. 1 of The Anti-Corruption Act, 2000 is amended—

(a) in section 17—

(i) by substituting for the words “request” and “requested” respectively wherever they appear therein, the words “require” and “required”;

(ii) in subsection (3) thereof, by inserting immediately after the word “home” in paragraph (a), the words “or elsewhere in Sierra Leone”;

(b) in section 18, by the repeal and replacement of subsection (2) thereof with the following:—

“(2) For the purposes of subsection (1), the Commissioner, the Deputy Commissioner or any investigating officer of the Commission authorised in that behalf by the Commissioner shall administer the oath or affirmation.”

(c) in section 19—

(i) by substituting for the word “request” in subsection (1), the word “require”;

(ii) by inserting immediately after subsection (2) thereof the following:—

(3) Any person who fails or neglects without reasonable excuse, the proof of which shall be upon him, to comply with any requirement under subsection (1) is guilty of an offence and shall be liable on conviction to a fine not exceeding two million leones or to a term of imprisonment not exceeding two years or to both such fine and

- (d) in section 20, by substituting for the words "or by registered post" appearing therein, the words "or by prepaying, registering or posting an envelope containing the notice".
- (e) by the repeal and replacement of section 21 with the following:—

"Penalty for failure to furnish information and for false answers.

21. Any person who fails to furnish any statutory declaration or statement as required in subsections (1) to (3) of section 17 or to furnish any information as required in subsection (4) of section 17, or who, in making any statement or furnishing any information under section 17, wilfully makes any false statement or any statement which he does not believe to be true, is guilty of an offence and shall be liable on conviction to a fine not exceeding one million leones or to a term of imprisonment not exceeding one year or to both such fine and imprisonment".

- (f) in section 24, by the repeal and replacement of subsection (3) with the following:-

"(3) A restraining order made under this section shall continue in force for twelve months from the making thereof but on application *ex parte* by or on behalf of the Commission, the Court may cancel, revoke or extend the order for a further period of six months".

- (g) by the repeal and replacement of section 26 with the following—

"Revocation of
restraining
order.

(Amendment) Act 2002
26. The third party on whom a restraining
order has been served under section 24
may at any time apply to the Court for the
revocation of the restraining order."

(h) in section 34, by the insertion immediately
after subsection (2) thereof of the following:—

"(3) Any person who is guilty of an offence under
subsection (1) shall be liable on conviction to a fine
not exceeding one million leones or to a term of
imprisonment not exceeding one year or to both such
fine and imprisonment".

(i) in section 38, by substituting for the words
"On the" appearing at the beginning of
subsection (2) thereof, the words "For the
purposes of a";

(j) by the repeal and replacement of section 41
with the following:-

41. Any person who is guilty of an offence
under subsection (1) of section 8, section
9, section 10, subsection (1) of section 11
section 12 or section 13 shall be liable on
conviction to a fine not exceeding thirty
million leones or to a term of
imprisonment not exceeding ten years or
to both such fine and imprisonment; and
in addition, the Court shall order the
forfeiture of the advantage corruptly
acquired."

"General
penalty for
corrupt
practice.

(k) by the insertion immediately after section 4
of the following:—

41A. Any person who wilfully obstructs or otherwise interferes with the Commission or any of its members or staff in the discharge of their functions under this Act, is guilty of an offence and shall be liable on conviction to a fine not exceeding one million leones or to a term of imprisonment not exceeding one year or to both such fine and imprisonment”.

PASSED in Parliament this 22nd day of *October*, in the year of our Lord two thousand and two.

J. A. CARPENTER,
Clerk of Parliament.

THIS PRINTED IMPRESSION has been carefully compared by me with the Bill which passed Parliament and found by me to be a true and correctly printed copy of the Bill.

J. A. CARPENTER,
Clerk of Parliament.