



August 24<sup>th</sup>, 2018

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**THE CLERK**

Parliament of Barbados  
The Parliament Building  
Bridgetown , St. Michael  
Barbados W.I.

**Ref: INTEGRITY IN PUBLIC LIFE BILL 2018**

Dear Sir,

If you will try to build for the future, you must set your foundation strong, the wise build their house on a solid foundation, fools build on the sand.

The foundation of righteousness, liberty, and justice for all, must never be taken away from the people in the effort to create stability.

After careful assessment of the Integrity In Public Life Bill 2018, I am of the opinion that

(a) The Document is a Solutions Barbados draft and one that does not reflect the correct methods or ideals necessary for creating the appropriate measures for combatting the matter of inappropriate conduct in Public life in Barbados.

(b) The Bill doesn't seek to maintain and promote fairness and privacy of life and the idea of nationhood in the minds of our people.

© This Bill is based on the Ideology of Solution Barbados and need to be carefully examined and redefined in all aspects, it does not promote a proper method of nation building, accountability and responsibility along with cohesion of individuals within Public life.

(d) It has the potential to incite fear and malicious intent among each other if misunderstood.

Including are some of NBKA suggestions for **The Integrity, Anticorruption and Public Life Bill.**

**Kindly note I'm interested in making an oral presentation concerning this Bill and any meeting deemed necessary and to discussed NBKA position where necessary.**

Apostle Lynroy C. Scantlebury  
**ALCS/ab**

## **INTEGRITY AND ANTI-CORRUPTION LEGISLATIVE ACT 2018.**

### **VISION:**

To promote good morals and operation at all levels of operation to ensure that a strong Nation is being built on the Highest standards of Trust, Integrity, Righteousness and Truths.

### **PURPOSE:**

To the maintaining and improving of Barbados's Global standing as a preferred destination, for investment, to live and also contribute to the growth and maintenance of A Great Barbados.

To produce a Barbados where integrity in operation is at the highest level among its peers.

### **INTERPRETATION:**

This solidifies the Code of Conduct and the understanding of accountability and responsibility by all.

## **THE COMMISSION:**

**Appointed by and Reporting to The Governor General and Chief Justice.**

### **STRUCTURE: Eleven (11) Personnel**

Three (3) Supreme Judges,

Former Prosecuting Sargeant

Element from the Central Banking (Banking Personnel)

Fraud Squad

2 from the Clergy

Representative from Attorney General Office

Secretary

Treasurer

Analyst

### **PURPOSE OF THE COMMISSION:**

To effective and efficiently carry out all investigations where deemed necessary and to ensure that Justice is served and Expedited in a timely manner.

### **MISSION:**

To effectively and efficiently used technology in discretion in the acquiring and processing of all information regarding the inciting of any individual in regards to the infringement of Integrity and Anti-Corruption laws.

### **OATHS OF THE COMMISSION:**

Not to divulge any information concerning its plans of action concerning the investigation and citing of action against an individual or business until its findings constitutes indictment and further action.

In some cases the individual or business can be notified they are under investigation to have any documents need by the commission available.

All information should be treated as confidential and off limits to any person outside of the commission.

Any personnel of the commission found divulging any level of information should be immediately dismissed from the commission and brought before the same commission for disciplinary actions to be taken against them. This is where the GG and the CJ will decide on the effects of their actions and penalty for such actions.

**Their obligation and reporting any level of information, queries and needed advice is directing to the Governor General and Chief Justice only unless further directed by them.**

## **REPORTS TO: BARBADOS:**

Governor General, The Chief Justice and

OTHER:

**Scotland Yard and the FBI where deemed necessary.**

## **FUNCTIONS OF THE COMMISSION:**

Monthly meetings to review and overview the nation and its current position and activities.

## **FOR MEMBERS OF PARLIAMENT AND THE SENATE:**

To maintain records, including the functioning (Job Description) of all individuals, their current Address and contact information.

Salaries

Ensure declaration of any interest or business along with their current position to see whether they pose any conflict of interest.

Address immediately any complaint against any member of parliament they deemed relevant and warrants such.

## **GOVERNMENT AND PRIVATE SECTORS:**

The commission has the right to investigate any area of business both in the Governmental and Private sector based on solid and creditable information to prevent any scandals and infringement on the trust and functioning of that said entity.

## **PRIVATE SECTOR:**

Any business, organisation or entity is not above the commission and can be investigated where the commission has made a decision based on factual and precise creditable information with the advice of the GG and CJ.

Where they are rumours (not malicious and hateful actions), the commission can from their own meetings (talks) and consultations make a decision to investigate the entity without their knowledge or awareness.

When the commission have secured the information, documentations and other forms of proof of misconduct, corruption, or any type of illegal practices and operations, the commission must inform the entity of their intentions and request a meeting with them and their legal representative to inform them of what actions will be taken against them, why and any documentation they need them to present to them.

The commission must obtain a legal document ( search warrant or court order ) for any documents, files and products etc they will be confiscating from the offender.

## **ENTRY OF NEW COMPANIES INTO BARBADOS:**

The commission must be notified of their intentions and carry out a thorough assessment of the company, its individuals, background, affiliations and relations with the justice system, compliance to previous country mandates and any other infractions before given permission or any level of concessions are given.

Should a company has a known proceeding reputation that are in breach of this Act, they should advise along with their application and their stated procedures to rectify and make amends of such acts. The information given should be followed up to ensure it is correct and current.

Based on the level of activity in business, the commission should advise the appropriate personnel and office of any concession they deemed necessary in favour of Barbados and the employment of Barbadians.

The commission must ensure that each office carries out their duties and it is done to promote the best level of employment for both the Employer and employee.

Random checks at these institutions should be made to ensure all is in order.

In areas of taxation and the paying of all taxes, the commission must be kept informed whether there is a breach of contractual agreement and should advise the appropriate entity of the action needed.

## **TAKING LEGAL ACTION:**

### **Arrest and Charge:**

The commission after their finding and final decision on an investigation, must alert the Commission of Police of their intentions and will select two members of the Royal Barbados Police Force to accompany their representative (from the commission) to arrest and charge individual or company representative.

The commission representative should be the person from the Fraud Squad who would have more experience and how to proceed carefully.

This level of arrest should be very discreet and there should be no alarm and notification to the media until the person has been apprehended and in the custody of the RBPF.

Based on the individual and their connections the commission can determine whether they need the assistance of the Barbados Defence Force (BDF). This is totally based on the discretion of the commission.

#### **OFFENCES AND PANALTIES:**

Due to the nature of offences, the penalty is directly at the discretion of the Judge / Magistrate. However the Judge/ Magistrate can have consultation with the Board of the commission, or any other entity for any information He or She deemed necessary to make a decision on the sentencing of the individual.

In cases where the offence has serious and in many cases life changing challenges, the full weight of sentencing should be enforced.

For integrity, Anti-corruption and illegal activity no Penalty of money should be awarded.

#### **DECLARATIONS OF FINANCIAL AFFAIRS:**

The declaration of any individual Assets, income, liabilities, properties and those of their spouse, common law wife and children are **their own privacy and there should be no need for declaration unless there are in breach of any laws, and the commission has suspicious knowledge of any illegal activity** where they are concerned.

However for those employed and are **members of Parliament, the Senate and Permanent Secretaries, Head of Departments, Chairpersons of Boards, Chief Executive Officers, Managers, Executives Head, Magistrates, Members and Staff of Commission, etc**, the declaration of such should be complied with if and when requested by the commission based on their request.

The commission will direct persons as to the level of information they need and the purpose for such information.

