

(Link) Legal Intervention).

Act NO. 3 of 2003 - Anti-Corruption and Economic Crimes Act

AN ACT of Parliament to provide for the prevention, investigation and punishment of corruption, economic crime and related offences and for matters incidental thereto and connected therewith ENACTED by the Parliament of Kenya as follows:-

This Act W be cited as the Anti-Corruption and Economic Crimes Act, 2003 and shall come into force on publication in the Kenya Gazette

(1) In this Act, unless the context otherwise requires —

"Advisory Board" means the Kenya Anti-Corruption Advisory Board established under Part III;

"Assistant Director" means an Assistant Director of the Commission;

"benefit" means any gift, loan, fee, reward, appointment, service, favour, forbearance, promise or other consideration or advantage;

"Commission" means the Kenya Anti-Corruption Commission established under Part III;

"corruption" means —

- An offence under any of the provisions of sections 39 to 44, 46 and 47;
- Bribery;
- Fraud;
- Embezzlement or misappropriation of public funds;
- Abuse of office;
- Breach of trust; or
- An offence involving dishonesty
- In connection with any tax, rate or impost levied under any Act; or
- Under any written law relating to the elections of persons to public office;

Act NO. 4 of 2003 - Public Officer Ethics Act

An Act of Parliament to advance the ethics of public officers by providing for a Code of Conduct and Ethics for public officers and requiring financial declarations from certain public officers and to provide for connected purposes.

ENACTED by the Parliament of Kenya as follows:-

This Act may be cited as the Public Officer Ethics Act, 2003.

In this Act, unless the context otherwise requires:-

“Code of Conduct and Ethics” means, for a public officer, the Code of Conduct and Ethics established under Part II for that public officer;

“Commission” means a commission, committee or other body having functions under this Act by virtue of section 3;

“public officer” means any officer, employee or member, including an unpaid, part-time or temporary officer, employee or member, of any of the following -

- The Government or any department, service or undertaking of the Government;
- The National Assembly or the Parliamentary Service;
- A local authority;
- Any corporation, council, board, committee or other body which has power to act under and for the purposes of any written law relating to local government, public health or undertakings of public utility or otherwise to administer funds belonging to or granted by the Government or money raised by rates, taxes or charges in pursuance of any such law;
- A co-operative society established under the Co-operative Societies Act;
- A public university;
- Any other body prescribed by regulation for the purposes of this paragraph;

“responsible Commission”, in relation to a public officer, means the Commission determined under section 3 to be the responsible Commission in relation to that public officer.