

PROGRESS IN THE IMPLEMENTATION OF THE RECOMMENDATIONS

A. FIRST ROUND OF REVIEW

1. STANDARDS OF CONDUCT AND MECHANISMS TO ENFORCE COMPLIANCE (ARTICLE III, PARAGRAPHS 1 AND 2 OF THE CONVENTION)

1.1 Standards of conduct intended to prevent conflicts of interest and enforcement mechanisms.

1.2 Standards of Conduct to ensure the proper conservation and use of resources entrusted to government officials in the performance of their functions and enforcement mechanisms.

1.3 Standards of conduct and mechanisms concerning measures and systems requiring government officials to report to appropriate authorities acts of corruption in the performance of public functions of which they are aware.

2 Systems for Registering Income, Assets and liabilities (Article III, paragraph 4 of the convention).

Recommendation 1.1-

Consider strengthening the implementation of the provisions on conflicts of interests, and ensure that the laws on this matter are applicable to all persons performing public functions.

- a. Establish and then implement standards of conduct for those persons that perform public functions that currently do not fall under the purview of any controls, including adequate sanctions and enforcement mechanisms for violations of those standards.*
- b. Establish a standard for addressing the conflicts that can occur between individual specific government matters in which those persons that perform public functions would normally be expected to act as a part of their responsibilities and an official's or family member's financial interests or his outside activities or negotiations for future private employment arrangements. Such a standard could include refusal, request by the person that perform public functions for permission to continue to act, request by the official for a transfer of duties (if appropriate), or direction by an appropriate authority for divestiture/ resignation when the conflict is pervasive.*

- c. *Establish suitable restrictions for persons who leave public service, such as prohibitions on participation as a representative of a private interest in ongoing, specific matters in which they had participated in an official capacity, or for a reasonable time, restrictions on dealing with former government body in which they served.*

Recommendation 1.2

Consider strengthening control systems within the public administration by developing enforceable written standards applicable to all persons performing public functions to create a duty to conserve and properly use the resources (including government paid for services) entrusted to them in the performance of their functions.

Recommendation 1.3

Consider developing and strengthening mechanisms that require all public officials to report to appropriate authorities acts of corruption in the performance of public functions of which they are aware, complemented by the necessary measures that protect them, in particular when these acts involve a manager or supervisor.

Recommendation 2

Consider adopting an integrated system for registering income, assets and liabilities.

- a. *Require by law or regulation those in high level political and civil servant positions (and others identified as holding high risk positions) to file such reports upon entry into government service, thereafter on an annual basis, and when leaving government service.*
- b. *Review the filed reports for potential conflicts of interest and other possible violations of law or regulation.*
- c. *Consider making the reports public, where appropriate.*

ADOPTED MEASURES: In Grenada's response, mention was made that the Integrity in Public Life Act was drafted and enacted (Act No 14 of 2007). This Act established a Code of Conduct which governs the behaviour of persons in public life and contains provisions on conflict of interests.

Grenada has continued its efforts to give attention to the implementation of the recommendation by recently drafting Statutory Instruments for the appointment of the Chairman and other members of the Integrity Commission ensuring that the recommendation is complied with.

1.2 Standards of Conduct to ensure the proper conservation and use of resources entrusted to government officials in the performance of their functions and enforcement mechanisms.

5. Assistance and Cooperation (Article XIV)

7 General Recommendations

Recommendation 1.2

Consider strengthening control systems within the public administration by developing enforceable written standards applicable to all persons performing public functions to create a duty to conserve and properly use the resources (including government paid for services) entrusted to them in the performance of their functions.

Recommendation 5.1.1

Design and implement a comprehensive information and training program for appropriate government authorities and officials to ensure that they are familiar with and able to apply mutual assistance provisions regarding investigation prosecution of acts of corruption contained in the Convention and treaties signed by Grenada with a number of countries.

Recommendation 7.1

Design and implement, where appropriate, training programs for public servants responsible for application of the systems, standards, measures, and mechanisms included in this Report, in order to ensure that they are thoroughly understood and properly applied.

ADOPTED MEASURES: A steering committee has recently been set up here in Grenada within the Department of Public Administration, to reform the Public Service which would facilitate and encourage better management of our public system. Although there are rules and procedures under the Grenada Constitution, existing public service rules and staff orders there is a need for updating the current system. Once this is achieved, training programs for public servants etc. can be incorporated which will aid in putting into action the above mentioned recommendations.

4. MECHANISMS TO PROMOTE THE PARTICIPATION BY CIVIL SOCIETY AND NON GOVERNMENTAL ORGANISATIONS IN EFFORTS TO PREVENT CORRUPTION (ARTICLE III, PARAGRAPH 11 OF THE CONVENTION)

Recommendation 4.2

Establish an enforceable system to assure access to government information.

- a. Establish clear written standards as to the types of information that will be provided under the system.*
- b. Establish standards recognizing the right of all persons to obtain information or copies of documents concerning official actions, except where exempt by law, which are in the possession, or under the control of public institutions.*
- c. Establish a requirement that all government entities to the extent practicable, publicize their procedures, results and other relevant information through the use of such communication methods as publications, dissemination centers, mass media and Internet Web sites.*

ADOPTED MEASURES: Currently there is a government website which provides information on various governmental bodies. In light of this, persons are now able too access accurate information updated by the technocrats in the Information Technology Department based at the Prime Minister’s Office, and at the Ministry of Finance this will assist us in implementing the above recommendations.

4.4.1 Mechanisms to encourage participation in public administration

Recommendation 4.1

Consider whether the recommendations related to the specific mechanisms referred to below indicate a need for Grenada to reassess its general approach to encouraging civil society and non governmental organizations in efforts to prevent corruption.

Recommendation 4.4

Develop standards and procedures to establish, maintain and strengthen mechanisms to encourage participation by civil society and non governmental organizations in public policy.

Measures suggested by the Committee

- a. Include in the mechanism a clear system for considering the advice and recommendations made by civil society, non governmental organizations and individual citizens.*
- b. Implement a program that publicizes in a wide fashion, including electronic means, opportunities to participate in policy discussions and in advisory bodies.*

Recommendation 4.5

Establish mechanisms to encourage civil society and non governmental organizations to participate in the follow up of public administration and generate opinions and proposals to be taken into account in preventing, detecting, investigating and punishing corruption.

Measures suggested by The Committee:

- a. Design and implement specific programs to publicize the mechanisms for encouraging participation in the follow up of public administration.*
- b. Promote methods, where appropriate, to allow, facilitate, and assist civil society and nongovernmental organizations in the follow up of public administration in order to address corruption.*

ADOPTED MEASURES: Grenada has reasonable measures in place to encourage the participation of civil society and non governmental organizations in public policy, by means of consultations and steering committees. However, the procedures can be strengthened further to deal specifically with evolving trends in corruption.

Moreover, The Ombudsman Act 2007 makes provision for persons to make complaints in cases where they are injured or abused as a result of action taken by a public authority. Recently there has been the appointment of an Ombudsman, which would assist in many ways in encouraging the participation of civil society in public policy.

B. SECOND ROUND OF REVIEW

SYSTEMS OF GOVERNMENT HIRING AND PROCUREMENT OF GOODS AND SERVICES (ARTICLE III (5) OF THE CONVENTION)

1.1 Systems of Government Hiring

Recommendation

Establish and maintain and strengthen the systems of government hiring of public servants, when applicable, that assure the openness, equity and efficiency of such systems.

ADOPTED MEASURE: Since specific mention was made with regard to the strengthening of the office of the Ombudsman (Recommendation 1.1 (f), 1.1 (g)) Grenada has continued in its efforts to give attention to the implementation of these recommendations by recently appointing an Ombudsman as mentioned above.

4.1 General Recommendations

Design and implement when appropriate training programs for public servants responsible for implementing the systems, standards, measures and mechanisms considered in this Report for the purpose of guaranteeing that they are adequately understood, managed and implemented.

ADOPTED MEASURES: A working group committee has been recently set up in Grenada under the Department of Public Administration, to reform the Public Service, to encourage better management of the system. Though there is the Grenada Constitution, existing public service rules and staff orders there is a need for updating the system. Once this is achieved, training programs for public servants etc. can be incorporated and the above mentioned recommendations can be implemented.