

STATUTORY INSTRUMENT NO. OF 2013

The Anti-Corruption Act, 2012
(Act No. 3 of 2012)

The Anti-Corruption (Declaration of Gifts)
Regulations, 2013

IN EXERCISE of the powers contained in section ninety-four of the Anti-Corruption Act, 2012, the following Regulations are hereby made:

Title

1. These Regulations may be cited as the Anti-Corruption (Declaration of Gifts) Regulations, 2013.

Interpretation

2. In these Regulations, unless the context otherwise requires, "gift" includes a casual gift.

Prohibition of offering or acceptance of gift

3. (1) A public officer shall not, without the permission of the controlling officer or chief executive officer of the public body, accept any gift, reward, benefit or any other valuable present in any form, including free passage, hospitality or other favours, from any person or body that has an interest that may be affected by the public officer's official duties.

(2) A public officer shall refuse any gift, reward, benefit or any other valuable present in any form, including free passage, hospitality or other favours offered to the public officer or member of the public officer's family by any person or body that has or seeks dealings of any kind with the public

body in which that public officer is a member, employee or is otherwise engaged.

- (3) A public officer shall not-
- (a) give a gift to a superior officer;
 - (b) make a contribution or solicit a contribution, for a gift to a superior officer; or
 - (c) solicit a contribution from another public officer for a gift to a superior office;

as an inducement or reward for doing or for bearing to do anything in relation to any matter with which the superior officer is concerned.

Unsolicited gifts

4. A public officer may accept an unsolicited gift offered on voluntary basis if the gift is-

- (a) an advertising or promotional gift or souvenir of nominal value;
- (b) given on a festive or special occasion subject to maximum limit of fee units or equivalent in value;
- (c) a discount or other special offer given to a public officer as a customer on terms and conditions equally applicable to other customers in general; and
- (d) a souvenir of nominal value presented to a public officer in the

course of the public officer's official functions.

Declaration of gift

5. (1) A public officer shall, within forty-eight hours of receipt of any unsolicited gift declare that gift to the controlling officer, chief executive officer or officer in charge of the public body.

(2) A controlling officer, chief executive officer or officer in charge of a public body shall record the particulars of the gift, the source, the purpose and the date of the gift in the gift register.

(3) A declaration of gift by a public officer shall be made in Form I set out in the Schedule.

Register of Gifts

6. (1) A chief executive officer or head of department of a public body shall keep and maintain a register of gifts which shall be maintained by the controlling officer, chief executive officer or officer in charge of the public body, as the case may be.

(2) A Register of Gifts shall be in Form II set out in the Schedule.



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DECLARATION OF GIFT

I,.....do solemnly and sincerely declare that:

1. I am a public officer employed in the

..... (Name of Organisation/Institution)

2. On theday of20....., I received

..... (Description of Gift)

from (Name of person/organisation

who gave gift) of (Address of

person/organisation who gave gift)

3. I declare that all the particulars and information provided in the application is complete, correct and true.

Declarant's name:..... Date:

Declarant's signature:

FOR OFFICIAL USE ONLY

Received by:

Officer

STAMP

Date Received:



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REGISTER OF GIFT

DETAILS OF PUBLIC OFFICER

Full Name: NRC/Passport No.:

Organisation/Institution:

Designation:

Ref. No.	Description of gift received	Name of person / organisation who gave gift	Date when gift received from public officer	Date of disclosure	Purpose of gift

Name of Officer to whom disclosure is made:

Signature of officer to whom disclosure is made

LUSAKA

, 2013

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Minister of Justice