



Malaysian Anti-Corruption Commission

EMPOWERING PROFESSIONALS OF MS ISO 37001: 2016 ANTI-BRIBERY MANAGEMENT SYSTEM

DATO' P. GANASON

CORPORATE ANTI-CORRUPTION COMPLIANCE CENTRE

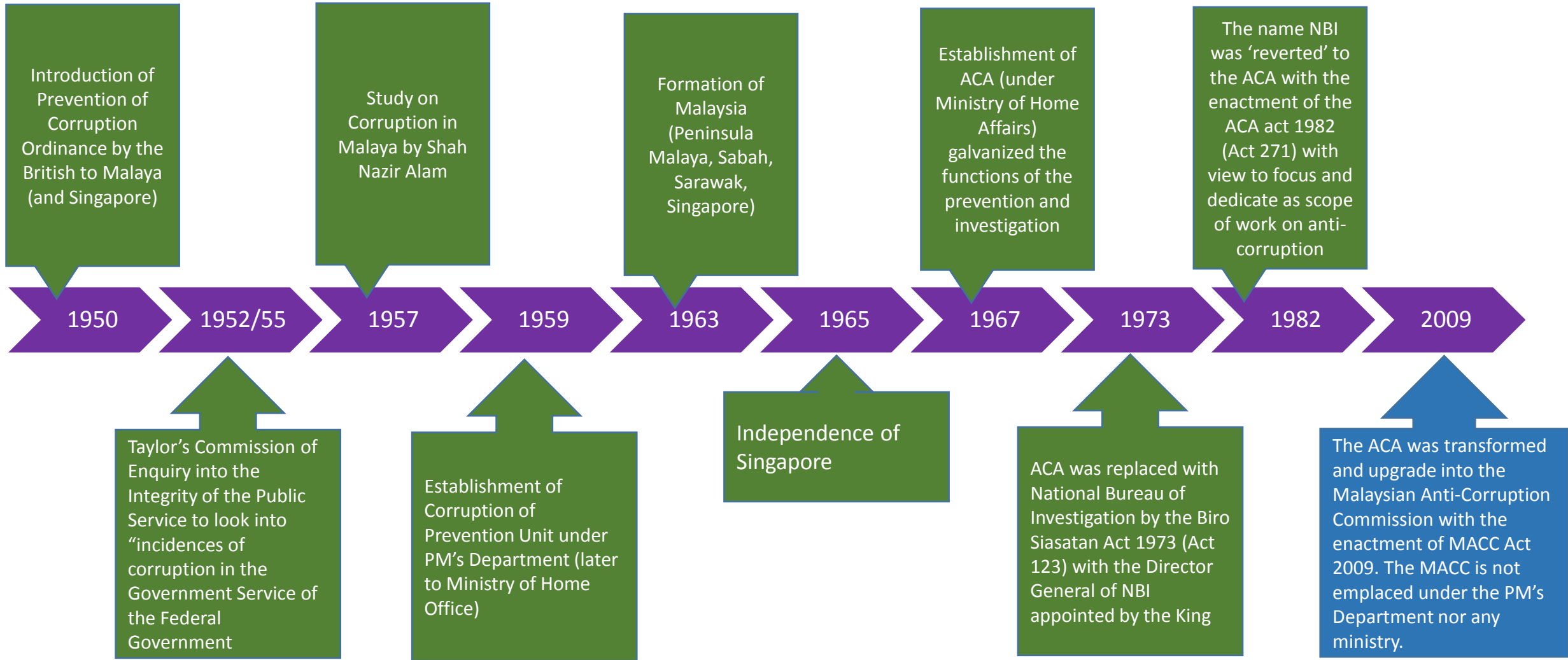
MALAYSIA ANTI-CORRUPTION ACADEMY

27 OCTOBER 2017

Overview

- 1. Historical Timeline**
- 2. Functions of MACC**
- 3. Check and Balance Mechanism**
- 4. Investigation: Major Offences under MACC Act 2009**
- 5. Prescribed Offences Under MACC Act 2009**

Historical Timeline

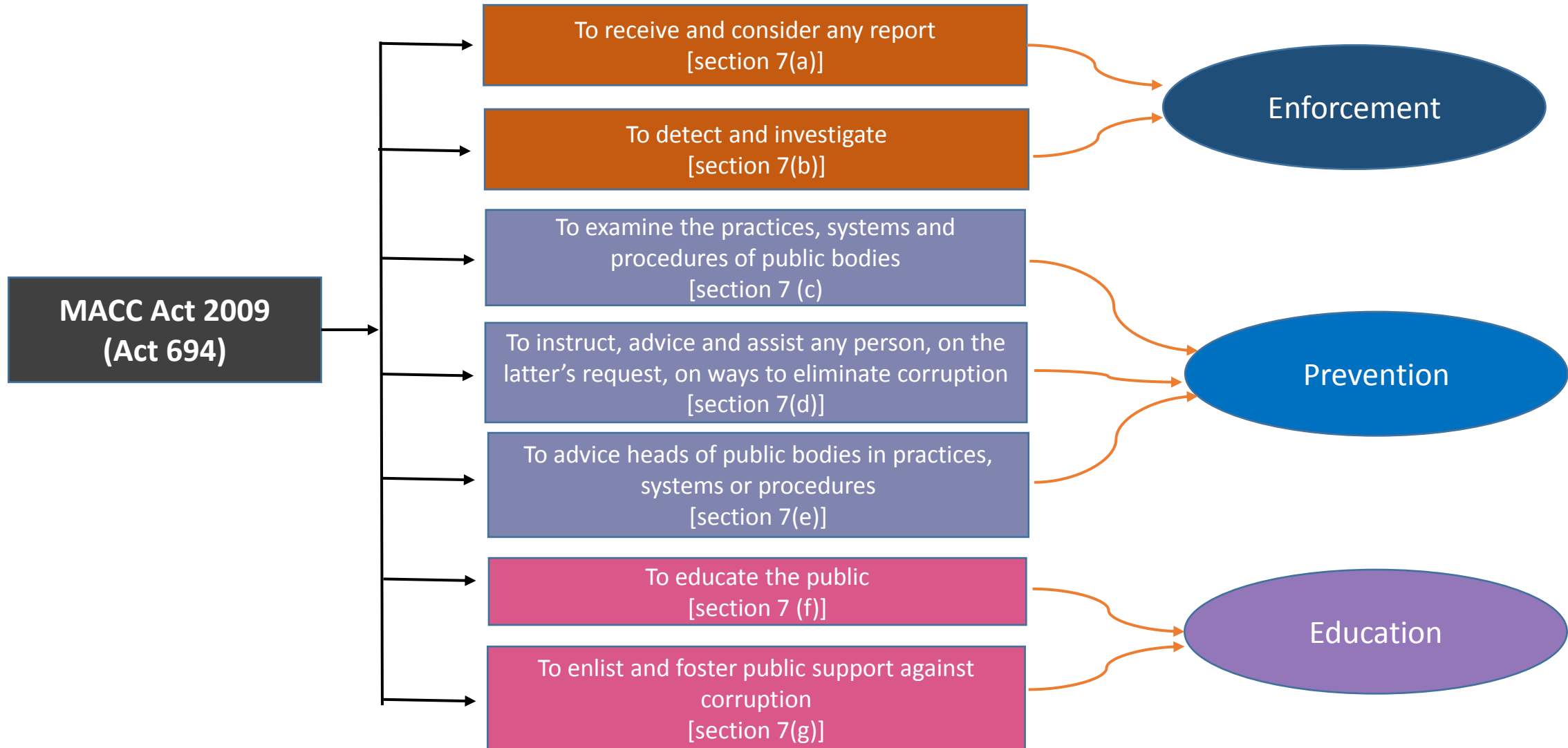


Functions of MACC

Mandate

Functions

3-Pronged Strategy



Check and Balance Mechanism



1. SCC advises the PM on issues of corruption based on the Advisory Board's report and tables the Annual report of the MACC activities to Parliament.

2. ACAB advises the MACC on policies, strategies and issues of corruption in Malaysia and scrutinizes the proposals on resource needs of the MACC.

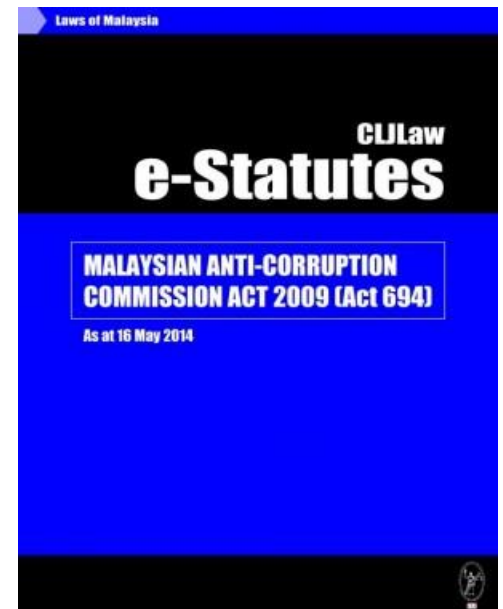
3. Complaints Committee monitors the handling of complaints of misconduct (non-criminal) of officers of the Commission and identifies weaknesses in the work procedures of the Commission and make recommendations for improvements as it deems fit

4. CCPP assists MACC to achieve objective of establishing a corrupt-free society through effective education, corruption prevention programmes and garnering of public support and mass media to combat corruption.

5. ORP ensure non-selective Investigation and prosecutions, timely Investigations and professionalism

Major Offences Under MACC Act 2009

- Accepting, Giving & Offering of Gratification (sec.16 &17)
- Deceiving Principal Using False Document (or Contents with Known Material Defect or Error) Intended to Mislead (sec.18)
- Misuse of Office/ Official Position by Public Officers for Gratification (sec.23)
- Failure to Declare Assets and Explain Excessive Asset Possession (sec.36)
- Corruptly Procuring Withdrawal of Tender (sec.20)
- Bribery of Officer of Public Body (sec. 21)
- Bribery of Foreign Public Officials (sec.22)



Prescribed Offences Under MACC Act 2009

Prescribed offence means:

- a. any offence under any written law as specified in the Schedule;
(Offences punishable under sections 161, 162, 163, 164, 165, 213, 214, 215, 384, 385, 386, 387, 388, 389, 403, 404, 405, 406, 407, 408, 409, 417, 418, 419, 420, 465, 466, 467, 468, 469, 471, 472, 473, 474, 475, 476 and 477a of the Penal Code)
- b. an offence punishable under section 137 of the Customs Act 1967 [Act 235];
- c. an offence under Part III of the Election Offences Act 1954 [Act 5];
- d. an attempt to commit any of the offences referred to in paragraphs (a) to (c);
or
- e. an abetment of or a criminal conspiracy to commit (as those terms are defined in the Penal Code) any of the offences referred to in paragraphs (a) to (c), whether or not the offence is committed in consequence thereof.

What can we offer?

Corporate Anti-Corruption Compliance Centre (CACCC) under Malaysia Anti-Corruption Academy provides training to both public and private sectors in the area of enforcement of MS ISO 37001:2016 which cover the following:

- a. Anti-corruption laws and regulations
- b. Corruption Risk Management
- c. Due diligence etc.

For more information, please contact CACCC at 03- 62092718/ 019-6000704 or email to ganason@sprm.gov.my



Thank you!