

CRIMINALIZATION AND ENFORCEMENT KENYA EXPERIENCE

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Windward Case - Allegations of money laundering by former senior Government Officials at Kenya Power and Lighting Company (KPLC) in Jersey Island, UK

- A shelf company, Windward Trading, was used to channel corrupt payments relating to power generation in Kenya through negotiation of power purchasing contracts.
- Millions of pounds sterling, US dollars and other currencies were channeled through the shelf company's account that ended up benefitting the suspects

PARTIES INVOLVED

- Senior Government Officials in Kenya Power and Lighting Company (KPLC) and Ministry of Energy Minister
- Windward Trading Limited
- Government of Kenya
- Government of Jersey (UK)

THE CASE

- Allegations of money laundering by former senior Government Officials at KPLC in Jersey Island, UK
Recovered USD 5.45M
 - Funds confiscated in 2016 after successful conviction of Windward Trading Limited
- Funds repatriated in 2022

CHALLENGES

- Executing Extradition Orders for Kenyans to be tried in Jersey
- Repatriation of recovered funds to Kenya
- Signing of MOUs

OUTCOME

- Establishment of the Framework for Return of Assets from Corruption and Crime in Kenya (FRACCK), a multilateral initiative involving Kenya, the UK, Jersey and Switzerland
- Signing of the Asset Recovery Agreement (ARA)

Repatriated funds used to purchase Medical Equipment (90%) and Community Based Projects (10%)