



INTEGRITY COMMISSION

OFFICE OF THE EXECUTIVE DIRECTOR

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LETTER #2 – INDICATION OF RULING

April 28, 2023

The Hon. Marisa Dalrymple-Philibert, CD, MP
Speaker of the House of Representatives
Houses of Parliament
Gordon House
81 Duke Street
Kingston

Senator the Hon. Tom Tavares-Finson, OJ, CD, QC, JP
President of the Senate
Houses of Parliament
Gordon House
81 Duke Street
Kingston

Dear Honourable Speaker and Honourable President:

Re: Submission of Indicative Ruling – Concerning Report of Investigation into Allegations of Breaches of the Corruption Prevention Act, the Customs Act and the Integrity Commission Act by Councillor Mr. Lambert Weir of the St. Ann Municipal Corporation

I have the good honour and privilege to write to you further to the Commission's Notice to you of April 6, 2023, a copy of which is attached herewith for your ease of convenience and, more particularly, with reference to the directions of the Commission, its Director of Investigation and its Director of Corruption Prosecution, regarding the captioned Investigation Report.

The Integrity Commission, in keeping with, *inter alia*, the provisions of Sections 33, 53 and 54 of the ***Integrity Commission Act, 2017***, has completed its Report of Investigation into the captioned matter. The referenced Report of Investigation has already been submitted to you under cover of letter of even date entitled: **LETTER #1 – INVESTIGATION REPORT TO BE TABLED**.

As it regards the Commission's Reports of Investigation, Section 54(1) of the Act provides that:

“On completion of an investigation, the Director of Investigation shall prepare and submit to the Commission, through the Executive Director, a report of his findings and recommendations.”

Section 54(3)(b) of the Act expressly provides that:

“Where upon completion of an investigation, the Director of Investigation is satisfied that there are reasonable grounds for suspecting that-

(i) an act of corruption or an offence under this Act has been committed, the Director of Investigation shall, in his report to the Commission, recommend that the matter be referred to the Director of Corruption Prosecution who may take such action as may be deemed appropriate”

Additionally, Section 54(4) of the referenced Act provides that:

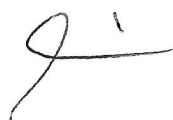
“Where the report to the Commission has a recommendation under subsection (3), the Commission shall submit it to Parliament for tabling, excluding such matters as the Director of Corruption Prosecution regards as likely to prejudice the prosecution of any proceedings in relation to matters referred to in the report.”

The Commission’s Director of Corruption Prosecution has, pursuant to the provisions of the Integrity Commission Act, inclusive of the aforementioned Sections 54(3)(b) and 54(4) of the Act, reviewed the subject Report and, after careful consideration, has ruled that Mr. Lambert Weir should be charged for breaches of Section 15(2)(b) of the Corruption (Prevention) Act and Section 43(2)(a) of the Integrity Commission Act, for knowingly making a false statement in a Statutory Declaration.

Consequently, I now hereby so advise.

I avail myself of this opportunity to renew to you the assurance of my highest considerations.

Respectfully yours,



Greg Christie
Executive Director

for and on behalf of the Integrity Commission

Enclosure

Copy: Ms. Valrie Curtis, CD, BH (M), JP, Clerk to the Houses of Parliament
Hon. Mr. Justice (Ret’d) Seymour Panton, OJ, CD, Chairman, Integrity Commission
Mrs. Keisha Prince-Kameka, Director of Corruption Prosecution, Integrity Commission
Mr. Kevon Stephenson, JP, Director of Investigation, Integrity Commission