



INTEGRITY COMMISSION

OFFICE OF THE EXECUTIVE DIRECTOR

3rd to 6th Floors, Sagicor-Sigma Building, 63-67 Knutsford Boulevard
Kingston 5, Jamaica W.I.
Tel: (876)-929-6460, (876)-929-8560, (876)-929-6466
Fax: (876)-929-7335
Website: www.integrity.gov.jm
Email: greg.christie@integrity.gov.jm

LETTER #1 – INVESTIGATION REPORT TO BE TABLED

October 8, 2024

The Most Hon. Juliet Holness, MP
Speaker of the House of Representatives
Houses of Parliament
Gordon House
81 Duke Street
Kingston

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

Dear Honourable Speaker and Honourable President

Re: Submission of Report of Investigation – Investigation Conducted into Concerns that Mr. Mikael Asher Phillips, a Member of Parliament, failed to file his Statutory Declaration with the Integrity Commission for the year 2022, in breaches of the Integrity Commission Act.

I write further to the Commission's Notice of April 6, 2023, a copy of which is attached herewith for your ease of convenience. More particularly, I write with reference to the formal directions of the Commission given to me today, October 8, 2024, as well as those of the Commission's Director of Investigation and 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.

As 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, and Sections 34(1)(a) and 34(1)(b) thereof, reviewed the subject Report and has made a formal Ruling thereon. The Indicative Ruling and the Full Ruling will be conveyed to you under cover of a separate letter, entitled LETTER #2 – INDICATION OF RULING, and we would be grateful if you could publish same only after you have formally tabled the referenced Investigation Report in the Parliament.

Consequently, and in accordance, inter alia, with the provisions of Sections 54(1), 54(3) and 54(4) of the Integrity Commission Act, I now hereby so advise and submit to you printed copies of the referenced Report of Investigation.

To facilitate the previously expressed desires of the former Speaker of the House to ensure the speedy and cost-effective publication of Reports of Investigation, I have enclosed, herewith (to the Clerk to the Houses), a USB Flash Drive containing a full PDF electronic copy of the Report of Investigation. Electronic copies of this Letter, the April 6, 2023 Notice, the Letter #2 that is referenced in the Notice, and a copy of the Full Ruling that has been made herein, are also included on the USB Flash Drive. Please feel free to use same, in the discharge of your functions, as you may deem fit and appropriate.

Respectfully yours,



Greg Christie
Executive Director
for and on behalf of the Integrity Commission

Enclosures

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