

# Court Monitor (Kenya)

Job title:	Court Monitor (Kenya)
Place of work:	Nairobi, Kenya
Start date:	February 2022 or shortly thereafter
Employment rate:	100%
Contract duration:	1 year (with potential for extension)
Reporting:	Coordinator Southern and Eastern Africa / Senior Investigation Specialist

## **About the International Centre for Asset Recovery (ICAR)**

ICAR is a specialist centre of the Basel Institute on Governance that works with countries around the world to strengthen their capacities to recover stolen assets. Particular emphasis is placed on hands-on mentoring to assist law enforcement practitioners to conduct financial investigations, develop suitable strategies for the prosecution of corruption offences, and to identify, restrain and confiscate proceeds of crime.

ICAR also supports legislative and institutional reform processes, develops and delivers tailor-made training, and works with other international organisations to advance innovation and global policy dialogue on asset recovery.

## **ICAR programme in Kenya**

ICAR has strong and established relationships across the anti-corruption chain in Kenya. ICAR's cooperation with the Ethics and Anti-Corruption Commission (EACC) dates back to 2005 and initially focused on providing fly-in, fly-out support to ensure the country's compliance with UNCAC; deliver foundational training on asset recovery; and investigate a number of emblematic and complex international cases. The embedded expert model introduced by ICAR in 2014 has subsequently supported the EACC to drive sustained performance improvement in its investigative and international cooperation practices, and to tangibly improve its capacity to trace, freeze, and confiscate assets.

As part of the new FCDO-funded phase of our programme (November 2021-October 2024), ICAR will continue to provide targeted technical support to EACC, embed a full-time Senior Asset Recovery Specialist at the Office of the Department for Public Prosecutions (ODPP), and deploy a full-time Court Monitor.

## **Responsibilities**

Currently, judicial processes relating to anti-corruption cases are often consistently delayed and it often takes several years for proceedings to be finalised. Even in cases with strong evidence, such procedural delays will often effectively delay justice and the eventual recovery of assets stolen through corruption. The role of the Court Monitor will be to conduct thorough research to identify and evidence the major causes for procedural delays in Kenya's Anti-Corruption Court for the purpose of designing interventions to increase the efficiency and timeliness of proceedings.

The post holder will report directly to the Coordinator Southern and Eastern Africa / Senior Investigation Specialist. The key responsibilities and associated tasks for the position are as follows:

- Design a research strategy to identify and evidence the major causes of procedural, legal or practical delays in Kenya's Anti-Corruption Court.
- Attend hearings at the Anti-Corruption Court and other relevant courts for the purposes of gathering extensive data relating to the causes for delays in individual judicial proceedings.
- Examine existing laws, regulations and procedures outlining and governing Kenyan judicial proceedings to identify potential causes for delays contained in the wording and design of such instruments.
- Conduct research, where appropriate, to identify international best practices regarding the reduction of procedural delays in court proceedings that may be relevant to the Kenyan legal system.
- Produce clear and evidenced reports that identify and thoroughly evidence significant and recurring causes for procedural delays in judicial proceedings.
- Convey findings to members of the Kenya court user committee and other relevant oversight bodies for the purposes of exploring potential solutions to the identified procedural issues.
- Work with the Coordinator Southern and Eastern Africa / Senior Investigation Specialist and other ICAR staff to design tangible interventions to address any identified procedural issues for the purposes of increasing the efficiency and timeliness of proceedings conducted by the Anti-Corruption Court.

## **Qualifications**

- Demonstrable experience in conducting extensive legal research projects, preferably in the field of legal procedure and court processes;

- At the minimum, a Bachelors-level degree in a relevant field, preferably law. Masters or PhD-level degrees an advantage;
- Strong analytical skills;
- Excellent written and oral communication skills in English including report writing and presenting information;
- High degree of organisational ability;
- Superior computer skills, including the full Microsoft suite.

### **Remuneration package**

The salary will be commensurate to experience and responsibility. The position is entitled to an allowance for health insurance, and 25 days of paid leave per 12-month period.

### **Application**

Please email your full application file, including a motivational letter in English and your detailed CV (merged into a single PDF file) at your earliest convenience (applications will be reviewed on a rolling basis), but no later than **January 15, 2022**, by email to: [application@baselgovernance.org](mailto:application@baselgovernance.org). Only Kenyan nationals or residents with a work permit can be considered for this position and only short-listed candidates will be contacted.

### ***Equal opportunity employer***

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