GUIDELINES FOR THE DISCLOSURE OF SANCTIONS

The Guidelines for the Disclosure of Sanctions are established by the Sanctions Office pursuant to Section 5.13 of the Sanctions Procedures of the African Development Bank (the “Sanctions Procedures”). These Guidelines specify the additional information that should be provided to the Respondent by the Sanctions Office when transmitting Sanctions Decisions issued in accordance with Section 5 of the Sanctions Procedures.

The Sanctions Decisions issued by the Sanctions Commissioner shall be notified to the Respondent, together with an Information Note which shall provide the following information:

i. state that the Respondent may contest the Sanctions Decision by submitting an appeal before the Sanctions Appeals Board through the Secretary to the Sanctions Appeals Board, within twenty-five (25) days of receipt of the Sanctions Decision, in accordance with Section 8 of the Sanctions Procedures;

ii. specify the format for submitting an Appeal, as communicated by the Secretary to the Sanctions Appeals Board, and the right for the Respondent to be assisted by legal counsel;

iii. provide the full contact information of the Secretary to the Sanctions Appeals Board with the recommendation that Respondent should contact the Secretary to the Sanctions Appeals Board prior to filing an appeal, eventually for additional information;

iv. indicate that at the expiry of the time limit specified in Paragraph i. above, the Sanctions Decision will become final and binding on the Respondent;

v. state that at the expiry of the time limit above-mentioned, the Bank will publicly disclose a summary of the Sanctions Decision, the identity of the Sanctioned party, the Sanctionnable Practice for which the sanction was imposed and the respective sanction other than reprimands;

vi. indicate that in accordance with the Agreement for Mutual Enforcement of Debarment Decisions dated 9 April 2010, the Sanctions Decision which become final will, under specific conditions, be communicated to Participating Institutions which may decide to enforced it; and,

vii. provide the Bank’s website where the Sanctions Procedures and other additional information about the Bank’s Sanctions System may be obtained.

Issued on 16 April 2015

Akere T. MUNA
Sanctions Commissioner
African Development Bank Group