



KPK EXPERIENCE: INTERNATIONAL COOPERATION

Presented by:
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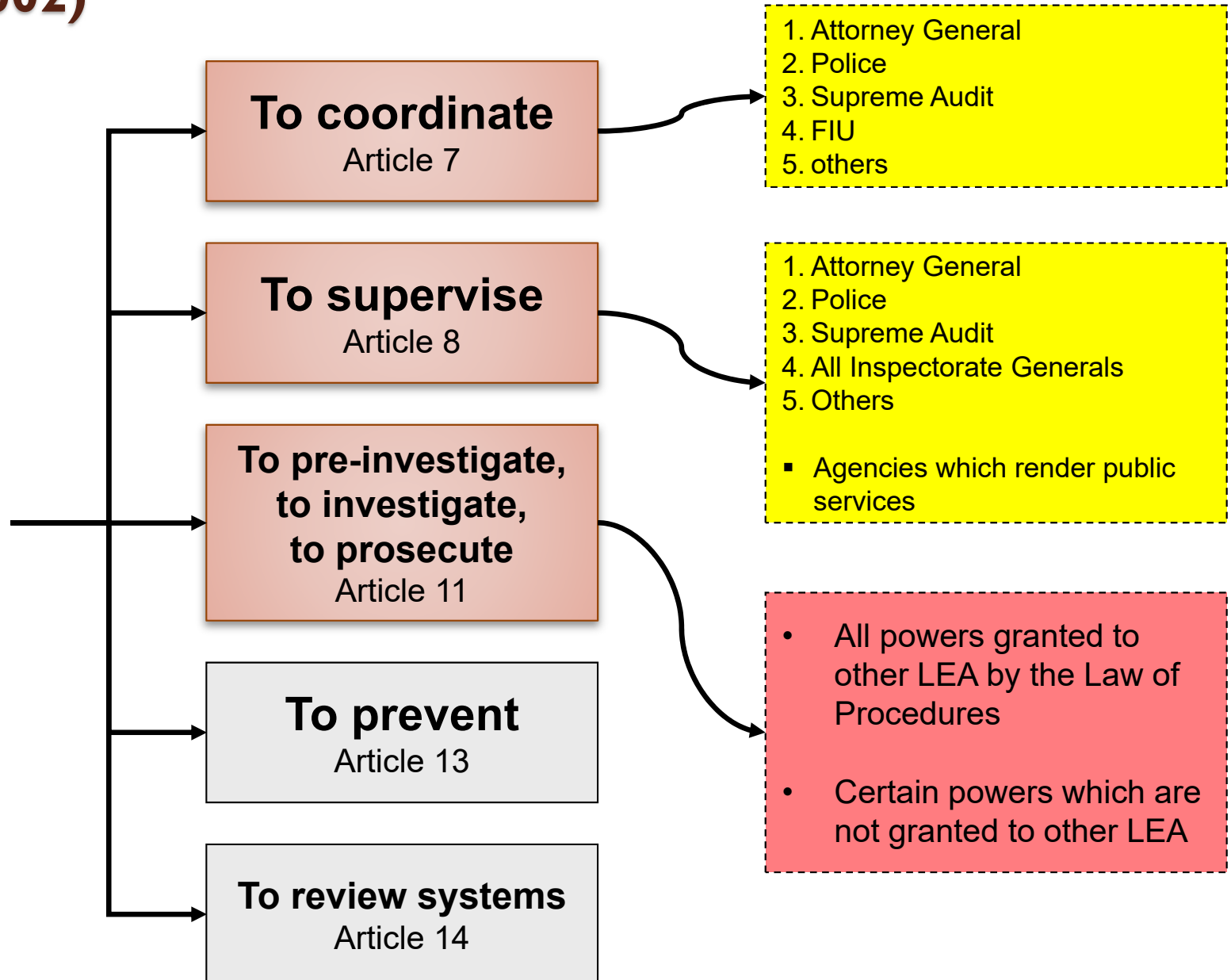


Anti-Corruption Mechanism

(Law No. 30/2002)

Mandates

Article 6







Int'l Cooperation Key Areas

- Law enforcement co-operation
- Joint investigations
- Special investigation techniques
- Special provisions for witnesses
- Anti-money laundering measures
- Mutual Legal Assistance (MLA)
- Extradition
- Training and capacity building



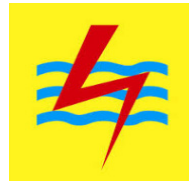
Case Study (I): Indonesia and the United States in the Tarahan Project Investigation

AN EXAMPLE OF SUCCESSFUL INTERNATIONAL COOPERATION

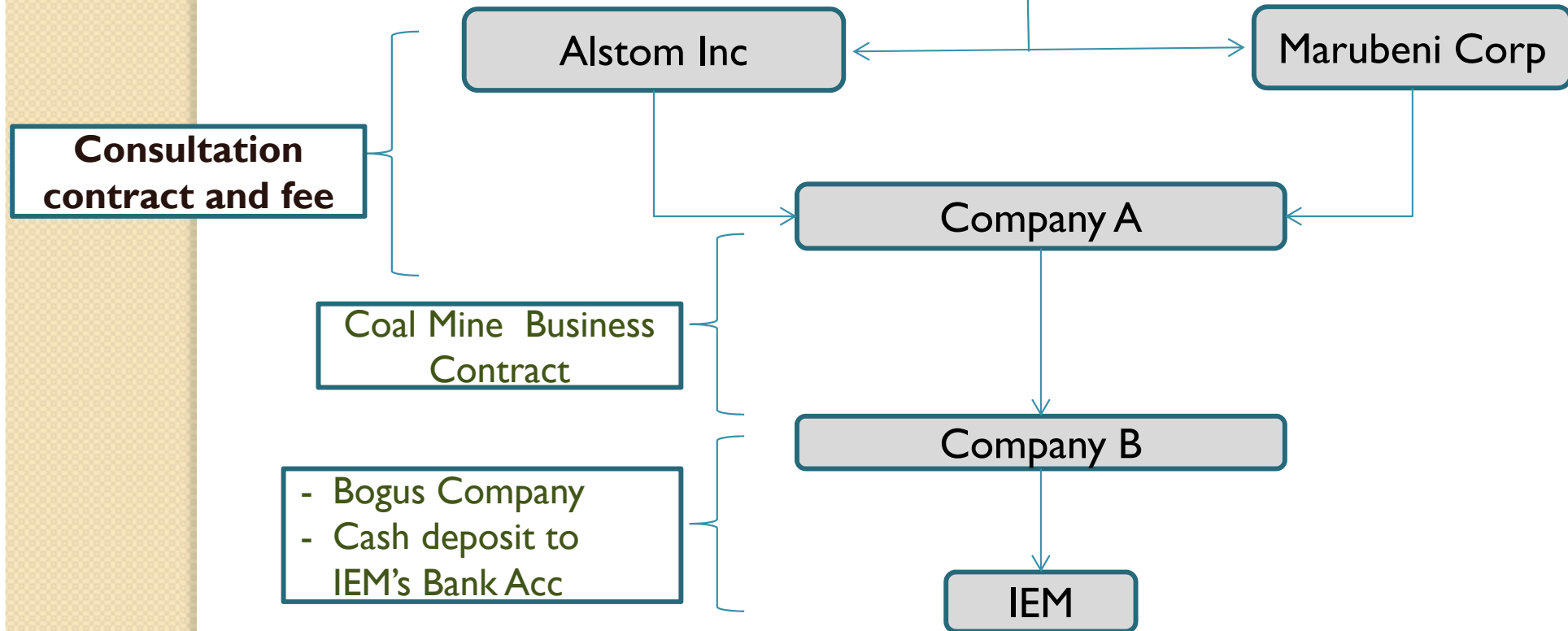




THE SCHEME



Tarahan Power Plant Project
2004 - 2008



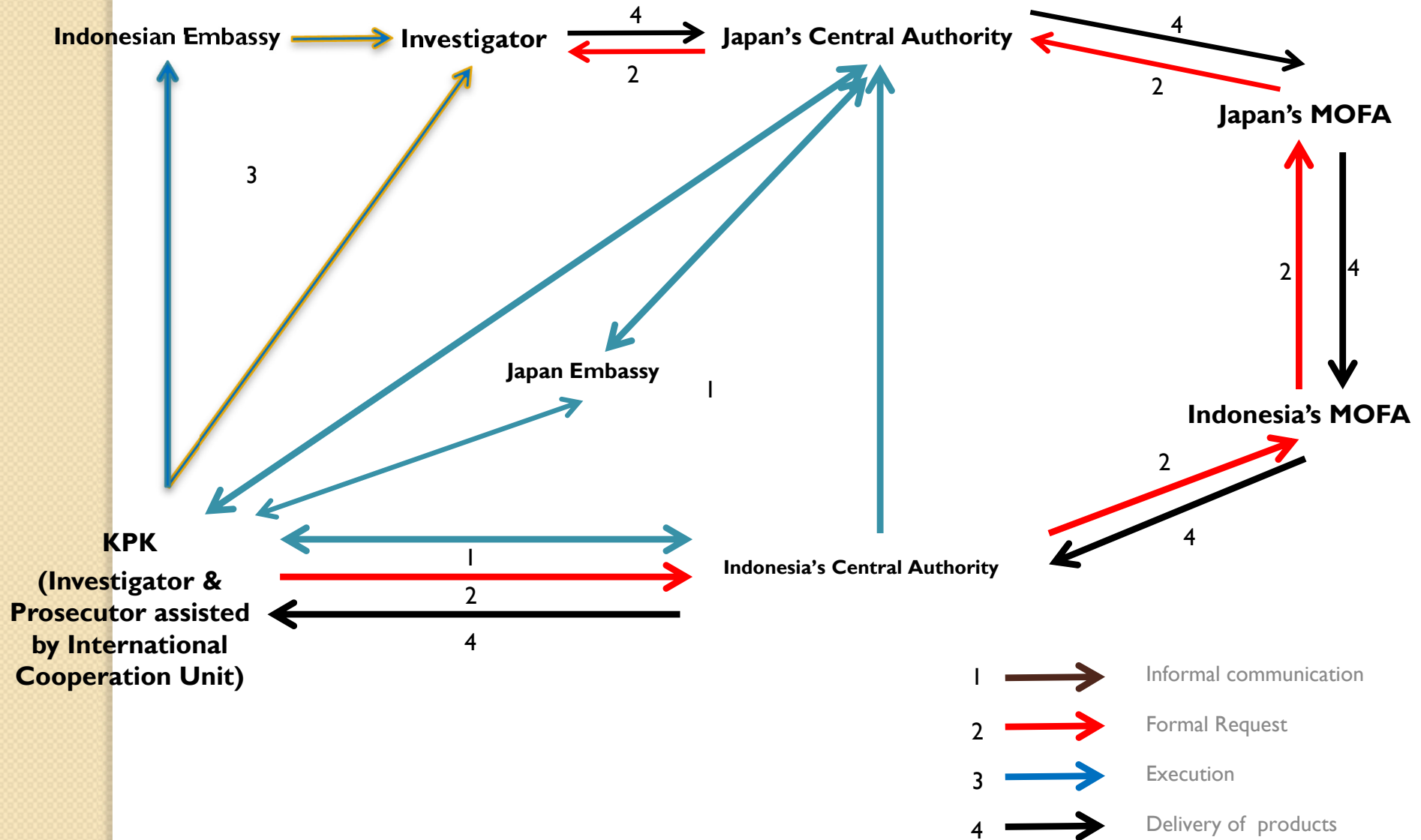
Accepted approximately
\$420,000 USD in bribes

INDONESIA - JAPAN



Formal Mechanism

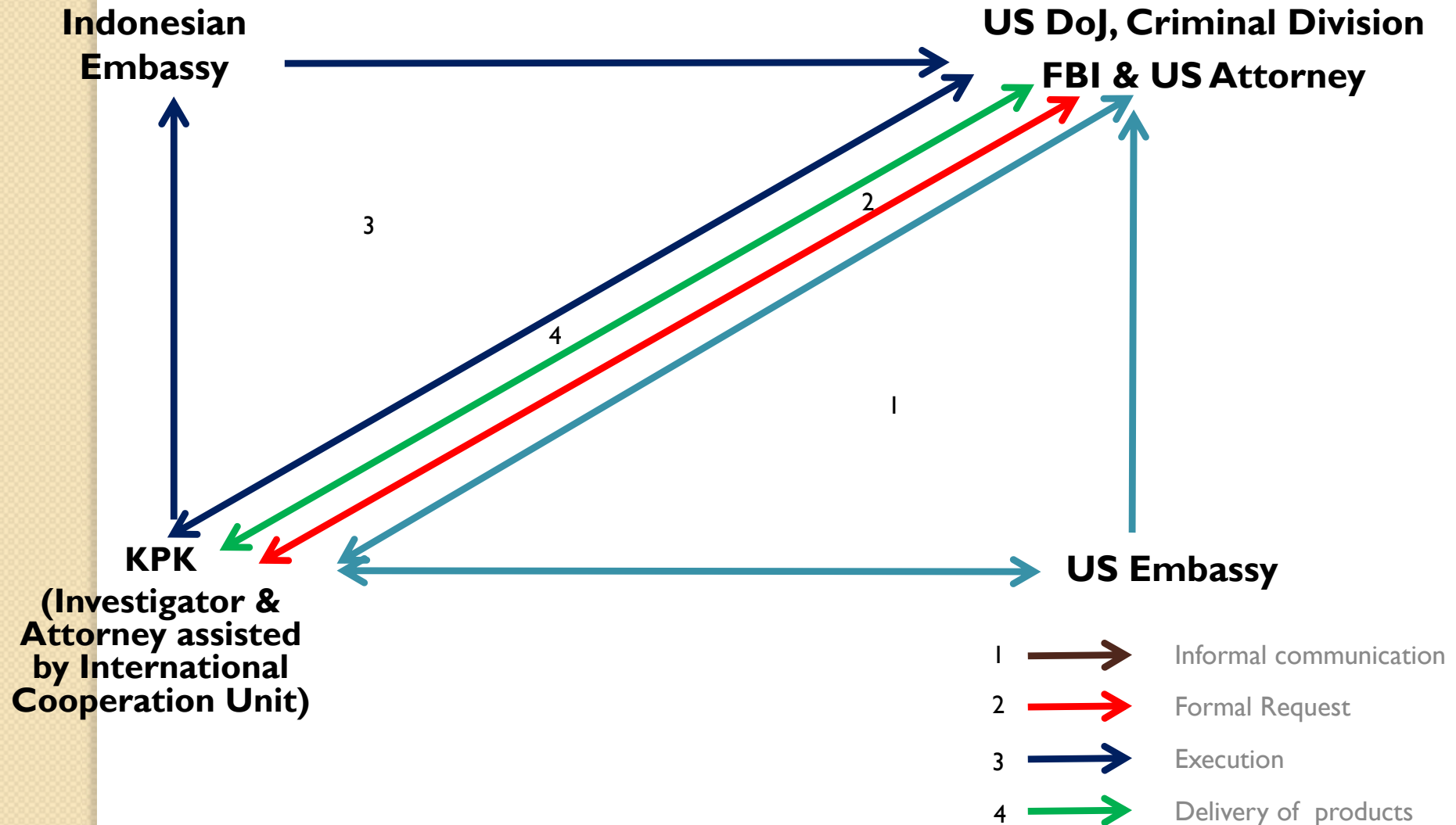
Government to Government Channel (MLA)



INDONESIA - UNITED STATES of AMERICA

Informal Mechanism

Agency to Agency Channel





Case Study 1

- Multi-jurisdiction cooperation: Indonesia, Japan and United States
- Cooperation with Japan (MLA Process)
 - ✓ Witness Statement, Deposition, Affidavit, Access to Attend the Witness Interview, Documents, Other Valuable Evidence
- Cooperation with US (Reciprocal Assistance)
 - ✓ Acces to conduct witness interview
 - ✓ Written Witness Statement
 - ✓ Documents and Other Valuable Evidence



SUCCESS TO DATE

Izedrik Emir Moeis
was sentenced to 3
years' imprisonment
on 14 April 2014



- 4 of Alstom's Executives Pleaded Guilty in the U.S
- Marubeni Corp Pleaded Guilty in the U.S



Case Study 2

- Multi-jurisdiction cooperation: Indonesia, United Kingdom (UK) and Singapore
- Scheme:
 - ✓ UK company (Innospec) supplies **TEL** for Indonesian State Owned Oil Company (Pertamina)
 - ✓ Soeroso Atmo Martoyo, Director of Refinery accepted approximately USD190,000 through Innospec Agent in Indonesia
 - ✓ SAM prosecuted by KPK
 - ✓ Executives of Innospec and Innospec prosecuted by SFO, UK



Case Study 2

- Cooperation with UK (MLA Process)
 - ✓ Witness Statement, Deposition, Access to Attend the Witness Interview,
 - ✓ Documents, Other Valuable Evidence
- Cooperation with Singapore (MLA Process)
 - ✓ Affidavit,
 - ✓ Documents, Other Valuable Evidence



Success to Date

- SAM was imprisoned for 7 years
- 4 former executives of Innospec pleaded guilty in UK
- Innospec pleaded guilty in UK



Key Success Factors

1. International Cooperation is a MUST;
2. Good relationship, Communication, Trust;
3. Case work meeting with Central Authority and Competent Authority Requesting Country;
4. Effective mechanisms for inter-agency **coordination**;
5. **Adequacy of resources** (financial, infrastructure and human resources);



International Cooperation

Indonesia actively participates in fora:
APEC Anti-Corruption Working Group
(member)

United Nation Convention on Anti-
Corruption (member)

G20 Anti-Corruption Working Group
(member), and

OECD Working Group on Bribery
(observer),



Benefits

- NETWORKS in combating corruption
- New IDEAS on Corruption Prevention and Enforcement
- KNOWLEDGE on:
 - Whistle blower protection
 - Typology on Mutual Legal Assistance
 - Foreign Bribery
 - Recovery of proceeds of crime
 - Ethics and Integrity
 - Private-Public Partnership
 - Legal Person Liability

Corruption cases handled

(as of May 2016)

100 % CONVICTION RATE

- 112 Members of Parliament
- 24 Ministers/Heads of Ministerial Level
- 17 Provincial Governors
- 50 Mayors and Head of District/Regency
- 7 Commissioners of General Election; Judicial; Anti-Monopoly Commissions
- 4 Ambassadors (incl. former Chief of National Police) and 4 Counsels General
- 1 Governor of Central Bank & 4 Deputy Governors
- 14 Judges, 6 Prosecutors and Defense Counsels, incl. KPK's investigator
- 129 High rank Govt. Officials, echelon I & II (Director General, Secretary General, Deputy, Director, etc)
- 116 CEOs of state owned companies and the private sector involved in public corruption
- **14 Money Laundering**



THANK YOU