

**Depreciation of Kwacha worries ZUFIAW**

By Mirriam Chabala

Zambia Union of Financial Institution and Allied Workers (ZUFIAW) president Ackim Mweemba says the continued depreciation in the value of the Kwacha has severe effects on poor people of Zambia.

In a statement today, Mweemba called on government to come up with policies that would make it a requirement for any foreign company operating in Zambia to sign a joint-venture with local firms.

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**PF is transforming Zambia, Chitotela tells Parliament**

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**IT'S NOW A TREND FOR POLICE TO BE BEATEN - MUNIR**

By Joseph Mwenda and Zondiwe Mbewe

PF cadre Munir Zulu says there seems to be a problem with traffic police officers because it has now become a trend for motorists to beat them up. And Lusaka Province Police Commissioner says the PF cadres who beat traffic officers last week are on the run.

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Hakainde Hichilema with Chilanga election violence victim Mrs Ndhlovu - Picture by Brian Mwiinga. Story page 2

**Judiciary has powers to suspend erring magistrates - Mambilima**

By Mukosha Funga

Chief Justice Ireen Mambilima says the Judiciary has the right to suspend erring magistrate to pave way for investigations.

Mambilima was responding to a

letter from Patriots for Economic Progress president Sean Tembo dated September 11 in which he told her that magistrate Benjamin Mwelwa's suspension was contrary to judicial independence.

"Kindly be advised that the suspension of Magistrate Benjamin Mwelwa was not done in a vacuum. It followed a complaint from a stakeholder alleging unethical conduct in the manner Honorable Mwelwa handled a matter before him which culminated into the application to enter the nolle prosequi in the issue.

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**Zambian professor melts hearts after helping single American mother babysit in his class**

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**Lungu is taking us for fools - Chipimo**

By Mirriam Chabala and Sipilisiwe Ncube

NAREP Leader Elias Chipimo says President Edgar Lungu's statement that the procurement of fire tenders must be probed is annoying because it is taking citizens for fools.

And Chipimo says he does not blame Local Government Minister Vincent Mwale's justification on the procurement of 42 fire trucks at \$42 million because he was just protecting his job. Speaking on Radio Phoenix's Let the people Talk today, Chipimo said President Lungu's statement was annoying.

"First of all my heart just cries, you know, I was so upset about two days when I just heard the response in Parliament from honourable Vincent Mwale who is a friend of mine and I like him, he is a nice guy but I just felt so angry just like I am angry now when I see the headline which is in the Zambia Daily Mail newspaper saying

'probe fire purchase' from the President [Egdar Lungu]. Because we have been taken for fools as Zambians, we have been treated like we are idiots and that we can't think. We are treated as though whatever they want to do they don't care what our reactions and response will be." Said Chipimo

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**Chipata police torture Muvi TV journalist for filming crime**

By Mukosha Funga

Traffic officers in Chiptata this morning tortured Muvi TV reporter Oswald Yambani, locked him in their office and pepper-sprayed him in his eyes.

According to an eye witness, the incident happened along Umozi Highway around 09:20.

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**Whistleblower questions monthly board meeting at Indeni, condemns looting through sitting allowances**

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By Sipilisiwe Ncube

Transparency International Zambia (TIZ) president Rueben Lifuka says the huge amounts of money spend on the procurement 42 fire tenders and on the construction of the Ndola-Lusaka dual carriage way leaves it open for all manner of unscrupulous behavior.

In a statement issued to News Diggers today, Lifuka urged President Edgar Lungu and Local Government Minister Vincent Mwale to exercise leadership and ensure that the matter is not swept under the carpet.

Lifuka also urged the Anti-Corruption Commission (ACC) to redeem itself and address the various public concerns surrounding the fire tender procedure.

"The recent controversy and public outcry about the procurement of 42 Fire trucks and the award of a contract for the construction of the Lusaka- Ndola dual carriage road, demonstrates the need for government to seriously consider reviewing the public procurement procedures. Transparency International Zambia is greatly concerned with the limited levels of transparency and accountability in public procurement. It is an undisputed fact that the huge amounts involved in public procurement lends it open to all manner of unscrupulous behavior including bribery, collusion, bid rigging, and fraud among others," Lifuka stated.

Lifuka stated that it is incumbent that proper explanations on the matter are given other than rushing into dismissing the public concerns.

"We therefore wish to call for a thorough investigation of this matter. The office of the Public Protector should rise to the occasion and address this matter. Similarly, Anti-Corruption Commission should redeem itself and address the various public concerns. His Excellency, President Lungu and the Honorable Minister Vincent Mwale should exercise

# Rampant fraud in govt contracts disgusts TIZ

leadership and ensure that this matter is not swept under the carpet," he stated.

"Therefore, it is important that Government does not rush into dismissing concerns raised by the public and stakeholders on the procurement of the two projects and it is incumbent that proper explanations are given and if need be, necessary investigations are undertaken. As TI Zambia, we have a number of concerns relating to the manner in which the Government handled the procurement of the 42 fire trucks. We listened attentively to the Ministerial statement given by the Minister of Local Government, Hon. Vincent Mwale. Unfortunately, the Ministerial statement did not fully address these pertinent issues."

Lifuka stated the principle of implementing programmes should be done within financial capacity of the country.

"We would like to state from that we do not challenge the principle of Government implementing programmes to improve fire and rescue services throughout the country. However, such improvements should be within the financial capacity of the country. Improvements in fire and rescue services should not be implemented in isolation without considering other competing needs. The argument therefore, should not be about the principle but the affordability and the timing of such a procurement," Lifuka stated. He also questioned how government managed to procure such expensive fire trucks when it always complained of not having

enough resources to attend to many competing demands.

"We are concerned that Government seems to have focused on procuring a higher level of specification without any serious consideration of the question of affordability. Further, we question how Government arrived at uniform higher specifications for all towns, given the different environmental and social realities. A custom made fire truck for an urban area like Lusaka which has skyscraper building, is an unnecessary cost for a rural area like Luwingu with no high rise building. There are many development projects that the people of this country desire and yet Government's position has been that it does not have the money to attend to many competing demands," Lifuka added.

"On a daily basis, we hear Members of Parliament lamenting the poor living conditions, poor roads, absence of schools and health care etc, and yet government through the Minister of

Finance, has been categorical that it will only spend what it has. In this instance therefore, it would seem government threw out of the window the aspect of affordability and settled for specifications for fire trucks which one would not even find in some of the developed countries. We also wonder the kind of technical support that government has put in place to ensure that these high-level custom made trucks are maintained properly. Our concern is that this deliberate and often unnecessary design of high specifications is a conduit for corruption through inflated tender bid prices. We therefore would like to know, how Government arrived at these high specifications for fire trucks and what other options were considered?"

Lifuka further asked how a company which was incorporated in July 2012 was eligible to participate in the bidding process.

"We would like to understand therefore, how Grand View International, a company that was incorporated in

July 2012, was eligible to participate in this tender which was conducted in October 2015- hardly two and half years and hardly four months after the company met all the requirements of registration. Given the magnitude of this tender, all companies that participated should have demonstrated their experience in handling projects of a similar nature," he further stated.

"Is Government, both through the Ministry of Local Government and the Zambia Public Procurement Authority, confirming that Grand View International did meet this particular requirement? And if this requirement was waived, why would Government work with a supplier who has no previous experience in supplying such equipment? The Auditor General has in recent times, reported of a number of instances where government and local authorities, have awarded contracts to supply equipment to companies that have no prior experience

in the sector and such equipment still remains undelivered."

He further asked government to explain the technical evaluation conducted by the procurement team under the Local Government Ministry. "We would be interested to know the technical evaluation conducted by the Procurement team at the Ministry of Local Government, which still gave the company the preference to supply custom made fire trucks, ahead of recognized international and regional manufacturers and suppliers of fire-fighting equipment including trucks. Further, we want to believe that part of the requirements is for the Procurement team to undertake a due diligence to ascertain the competence of the company selected by visiting its offices as well as places where they either assemble or manufacture the required goods. Where was this done in the case of Grand View International? Can this report be made public?" asked Lifuka.

## Lungu secretly funding Kampyongo to organise political violence - HH

By Joseph Mwenda

UPND president Hakainde Hichilema charges that President Edgar Lungu is secretly funding home affairs minister Stephen Kampyongo to organise political violence in the country.

Speaking in Chilanga when he visited a Mr and Mrs Ndhlovu who were allegedly attacked by PF cadres, the UPND leader said Zambians will not wait in their homes for the PF to go

and kill them.

"You are lucky to have people in the UPND who do not want violence. If we were violent, the country would be ungovernable today. But we don't want to walk the road of thugs, because if we behave like them, obviously there will be no difference. But there is a limit to everything, we cannot continue behaving like this. Stop it now, I am directing this to the PF minister,

Kampyongo," Hichilema said.

"A lot of these things are happening now because of Kampyongo saying a lot of things openly, that he wants dialogue and stability, but in the night he is the one organising these thugs. It is him Kampyongo, but who is allowing him to do this, it's Lungu. No one can doubt that it is Lungu who is secretly organising and funding Kampyongo and his

thugs. Unfortunately, this is happening with police complicity. I say this because if the police were serious, they would have rushed to the scene and rescued these citizens. Citizens are now on their own, how do you expect citizens to survive, you want them to sit and wait to be killed by the PF? That's not how God created the world."

He added that President Lungu's main preoccupation was protecting members of the PF, not ordinary citizens.

"I urge Lungu to stop this violence. If you don't want to be treated like this, then you must take responsibility to stop this thuggery now. You still have an opportunity to stop this thuggery now, otherwise, what I have said for a long time has come to pass, that there is no leadership in the country. There is no political leadership that is responsible for the whole country," said Hichilema.

"There is only half, not even half, but quarter of a leadership whose main responsibility is to look after members of the PF. We have a leadership whose main preoccupation is to steal money from the public through the loans they are procuring, through fertiliser. If you want to be treated properly, you have to show leadership now."

The PF and UPND clashed in during a local government by-election campaigns in Chilanga two weeks ago, leaving several people from both rival groups seriously injured.

## PF cadres who beat police are on the run - Commissioner

From front page

In an interview with News Diggers! today, Zulu said he appeared for questioning yesterday but was not arrested.

"First and foremost, I am very much in the country. I was at Central Police Station [yesterday] where I gave my statement in room E3. The officer in that office was Mr Chikuba, I gave my statement to him on the first floor. I am very much in the country. I was not arrested, they had requested that I give a statement as to what had happened at that road block that was mounted, I gave my statement and I said at what point George started fighting the policemen, I wouldn't know because the confrontation was between the policeman, Wayo and myself who was trying to stop the fight but how George got involved I don't know," Zulu narrated.

"I am very much in the country and the police have called me four or five times, I have availed myself to the police. Though, the statement from the other officers that were involved in the fight, are not mentioning me

anywhere that it is me who threw those punches. If the police are honest, let them avail the statements that were issued by the other officers and the statement I gave."

Asked if his friends were in Zambia, Zulu said: "That I wouldn't know because I have not spoken to them today, I spoke to them yesterday saying the 'police need you guys', I spoke to them on phone, 'the policemen need you guys cooperate with them. When we spoke on phone [yesterday] they were around (in Zambia), today I haven't spoken to them."

And Zulu said it had become a trend for traffic officers to be beaten.

"I even said how come police officers have again been beaten on Katondo Street from traffic section? We have a problem with the traffic section at police. Yesterday or another day I am told another police officer was beaten on Katondo Street from traffic section. So it is becoming a trend now that these guys manning roadblocks are being beaten. I can't run away, if I have got a case, I will face it but on that one, if stopping a fight is a case,

they will charge me for it. If me being anywhere where there is a crime being committed is also a case, I will face that case. I will not run away, no matter what it takes, I would rather face it all," said Zulu.

But Phiri told News Diggers! that Zulu and his henchmen who assaulted a traffic officer were on the wanted list and had since fled to South Africa.

"We are looking for those so called cadres and I'm told they have fled to South Africa but we will wait for them, this is their home. Once they come we will nab them," he said.

Phiri said the police officer who was exchanging punches with the cadres committed no offence as he was defending himself.

"That was assault on police. But why should we take action when our police officer was assaulted? Why should we again, start punishing our own officers when they were assaulted on duty? You want police officers to be beaten then once they come here, we also start to whip them?" asked Phiri.

"If they were found wanting, yes we could have said the officers were wrong because if you look at the other officer in the video who was also standing, he was simply defending himself. You wanted the police officer to just give his head to the man who was aggressive to be punching him? No, we will always protect our officers as well."

Earlier Police Spokesperson Esther Mwaata Katongo gave a different statement saying investigations were still going on in the matter.

"Once we are done with investigations, we will give a statement. We cannot say that 'this is the level were we have reached before investigations are concluded,'" said Katongo.

"I'm also waiting for information from the Lusaka division because my office has not yet received the report." On Friday last week, Zulu and his PF boys were filmed fighting with traffic police officers.

This was after police stopped the PF cadre on Kasangula Road in Lusaka, to question why he was driving a South African registered car.

**From front page**

"Now, I don't mean that of Vincent Mwale [for me] he is a decent man and I was able to sum his response into two sentences; number one 'I was not there when it happened' and number two 'I don't want to lose my job.' That's how I sum up his address," Chipimo said.

He observed that President Lungu's statement suggested that the ACC needed his permission before lodging investigations.

"On this issue where we have spent \$42 million to buy 42 fire tenders, what we need is not probing from the President to the Anti-corruption commission, what we need is a truly independent inquiry because this is not about whether or not bids were evaluated and the decision was made and the basis upon which the basis was made. This goes much deeper than that. Something just smells very rotten about this and it's not going to be exposed by a white wash of putting the ACC under pressure, in fact it's wrong for the President to even make that statement because what it's suggesting is that the ACC will only act when you the President tell us, it's confirming that the ACC is probably too weak to act on something like this when those who have been awarded this contract are close to the very Head of State," Chipimo said.

"And in making this statement it's almost saying once the ACC clears the air and says 'yes we received these tenders and these are the bids', it will just be a reproduction of the statement that was issued by honourable [Vincent] Mwale in Parliament and we are not going to accept that. My prayer is that whoever was behind this and everything that was wrong about it, is that this brings them down wherever it goes even if it goes to the very top, let this be the thing that brings corruption down in this country. We can't go on like this."

He challenged President Lungu to set up an independent inquiry to probe the matter.

"So we are calling on the President if he is serious about fighting corruption to set up a very small commission of inquiry made up of technical people, engineers represented by the Engineering Institute of Zambia should be part of that, and independent

# Lungu is taking us for fools - Chipimo

procurement specialists should also be part of that, there must be one or more representatives from the civil society that must be on that panel as well. They must be the ones to thoroughly investigate the pricing and the specification... how that tender process was concluded, and how the final pricing was arrived at? And they must submit that report, that is not a very long exercise, it can be done even within 30 days. So we are calling upon the President to institute a commission of inquiry immediately

if he is serious about the fight against corruption. If he chooses not to do anything, well the public will have to do their own conclusion about that," Chipimo said.

Meanwhile, Chipimo said it would be of no use blaming the ACC for failing to do its job because everything in Zambia revolved around the President.

"What troubled me is that the President in his address to Parliament talked about strengthening the office of the Anti-Corruption commission, I don't

really want to sound like a complainer but look, we all know the corruption that is taking place in this country, we know that corruption is no longer just in the hands of the elite. It has been democratised, it's gone all the way to the market place. Corruption is everywhere. Now the greatest acts of corruption are really centered around these major awards, major tender awards. If you look at what the Anti-Corruption Commission tries to do, I don't think anybody should throw stones at the Anti-

Corruption Commission for the simple reason that until we don't have a system where ACC can be accountable to somebody other than the person who happens to be President of Zambia, you will never get any serious attempt to fight corruption in this country," said Chipimo.

"Everything revolves around the President in Zambia so for example if I was to be appointed Director General of the Anti-Corruption Commission and I wanted to take out an action against a Minister or the President because

I felt that he has acquired enormous amounts of property and could not properly explain this and I carried out my investigation, what will happen is that if I decide to proceed with those investigations all the other people who have been appointed by the President, everybody that I may rely on will not cooperate with me proceeding with that operation. So what happens is that I have to make a choice, either I keep quiet or resign. Now nobody is going to lose anything if I resign. Then we don't have people who are going to back the ACC Director General if he decided to investigate someone whom the President does not want to have investigated because where is he going to go? Are you telling me that the PF dominated Parliament is going to set up a special investigation in order to do this?"

## Whistleblower reports looting by Indeni board through allowances

**By Mukosha Funga**

A whistleblower has sounded an alarm at what they described as looting by board members through sitting allowances from unprecedented board meetings at Indeni Petroleum Refinery.

The whistleblower explained that Indeni board which is now chaired by PF chairperson for elections Yamfwa Mukanga, has had 12 board meetings since May this year at which each of

the over ten members is paid between K7,000 and K21,000.

"We don't mind these people taking, but this kind of taking is too much. We cannot allow this kind of theft everywhere you look. Here at Indeni, the board is supposed to sit four times a year. But this board under Yamfwa has already held about 12 meetings since May. Each time they meet they get away with as much as K21,000 per day. What

happens is that when they convene a meeting, they are entitled to K7,000 allowance per sitting, but they get another K7,000 for subcommittees. And there are days when they have two to three sittings and they get away with K21,000 each. That is clear theft," the whistleblower said.

"Today (September 22, 2017) they are having a meeting and they will have another one tomorrow. What kind

of complicated board matter are they meeting to discuss every day? They are not managers of the company who should meet everyday to run the operations, they are members of the board. This is unacceptable."

The whistleblower said in August the board sat about six times.

"In May they had board meetings on the 9th, in June they had a meeting on 27. Then in July, they had two meetings on 17th

and 27th. In August they had six board meetings on 4th, 8th, 10, 22nd, 25th and 29. This month they already had a meeting on the 4th and they are having another one tomorrow. This is looting of resources through sitting allowances," the whistleblower said.

The whistleblower explained that seven board members attend the meetings, including Energy permanent secretary Emeldah Chola, while her driver from Lusaka is also catered for.

"All line managers are invited and get paid the same amount. Meanwhile, when they get all this money, there is a lodge where they stay for free, said the whistleblower.

"Also managers sitting on adhoc committees are being paid equivalent allowances that should be only entitlement to MD or directors."

When contacted, Board Secretary Felicity Nyako Chisanga said she was not the board spokesperson and directed queries to the managing director.

"Uumm... I think you are calling the wrong person. Yes I am the secretary, but I am not the spokesperson for the board. I think just call the MD, he will answer your queries," Chisanga.

When asked to confirm if the board had a meeting today, Chisanga cut the line.

## Kwacha depreciation worries ZUFIAW

**From front page**

And Mweemba called on the Bank of Zambia to use its monetary policy instruments and make sure that the Kwacha stabilises and also that industrialisation of the economy is ensured.

"As a labour movement, we are worried that the continued downward trajectory in the value of the local currency will have severe impact on the living standards of workers and the poor. It is common knowledge that most of the workers in Zambia are poorly paid and erosion in the value of the currency, in an import-dependent economy as ours would only entail one thing; an inevitable increase in the cost of goods and services. It is based on this that we are fearful that workers and the poor will struggle to survive," Mweemba stated.

"Our appeal therefore is to the Bank of Zambia to efficiently use its monetary policy instruments to ensure that the Kwacha stabilises. But ZUFIAW is aware that any such measures by the central Bank are not sustainable in

the long-term. It is in this regard that we reiterate our call on government to seriously and practically work on formulating policies that would lead towards industrialisation of the economy."

Mweemba regretted that the country had still not migrated from being a mono-economy after 52 years of being independent.

"It is very disheartening that with over fifty years as an independent country, Zambia is not only a mono-economy but evidently appears not to go beyond rhetoric. For example, in the last ten years, the country has had on several occasions including this year when the agricultural sector has produced surplus crop, particularly maize. But instead of exporting finished products such as mealie meal, the country still exports grain. What this entails is that the country is not maximizing on foreign exchange value that comes with exporting finished products which can bring more foreign exchange to help sustain the stability of the Kwacha," he stated.

Mweemba insisted that government should make it a requirement for all foreign businesses operating in Zambia to give a considerable share to Zambians as one way growing of local enterprise.

"Authorities should know that it does not serve workers and the poor of this country to continue working hard without accruing the benefits of their labour because the value of their money is eroded. Going forward therefore, we would like to state that it is time to act, let their be policies that forbid exportation of raw maize. Let their be policies that make it a requirement for any foreign company to do business in Zambia, there must be joint-venture with local firms. Imagine what would happen if these multi-million dollar contracts given to foreigners in the construction sector had a considerable Zambian share; there would be retention of foreign currency which would go a long way in stabilizing the foreign exchange market, apart from other benefits such as growth of local enterprise," stated Mweemba.

By Mukosha Funga

Minister of Housing and Infrastructure Development Ronald Chitotela says Zambia is not the same as it was 10 years ago because of how much work the ruling party has put in.

He was responding to a question from Mazabuka UPND member of parliament Garry Nkombo who insinuated that the PF was a failure in terms of infrastructure development yesterday.

“Under MMD, we had periodic reports of Infrastructure Development Plans in the ministries of health, education and indeed roads. I want to

# PF has transformed Zambia, claims Chitotela

know from you, since you said you had no immediate plans to do this road from Nangoma because of budgetary constraints and we also know that there are instances where you have budgeted for a road project,

financed part of it, as the case is on the Mazabuka township roads and I am sure you did make reference to the Minister of Local Government regarding that, when will you harmonise your works so that the left

hand knows what the right hand is doing and come up with a summary of a workable infrastructure development programme for roads so that we do not ask you this question, we just look and see where you

have succeeded and where you have failed because currently, all we see is failure,” said Nkombo. But Chitotela boasted that people gave credit to the PF because it had transformed the country.

“Mr Speaker, if somebody would grade PF in terms of infrastructure as failure, then they don’t want to see because if you speak to the commoners out there where they give credit to PF government is in terms of infrastructure development. Everybody is able to see that the Zambia we had 10 years ago is not the Zambia we have today, Zambia has drastically improved in terms of infrastructure development,” Chitotela said.

He said he could not force Nkombo to see success when he had already decided to see failure.

“Depending on which side of the coin you are, if you want to see positive, you can see it. If you want to see failure, even when it is blue, other people see green Mr Speaker so I can’t tell you to see success if you have chosen to see failure and each year Mr Speaker, we do produce the infrastructure annual work plan and that is the more reason why His Excellency the President did amalgamate all the infrastructure programmes in one ministry so that we can have a consolidated infrastructure report being done because previously, we had seen a lot of ministries doing infrastructure programmes and that became a challenge in terms of monitoring and supervision. Now as regards to annual reports, RDA produces their annual work plan and the progress report, I believe this year, if it has not been circulated, it is undergoing scrutiny so that once it is circulated to all the members of parliament in form of the annual report, it is that which government accepts and it gives the status of where we are, what we have done and what we intend to do,” said Chitotela.

From front page

The procedure, when we receive such kinds of complaints, is that the Chief Registrar, who is the overall supervisor of all Magistrates in the country considers the complaint after which the Magistrate may be charged and asked to exculpate himself or herself. Thereafter, the matter could be referred to the Judicial Service Commission for further consideration. As already stated, in this case there was a complaint which led to the above disciplinary process being set in motion. The matter is yet to be concluded through the Judicial Service Commission. All magistrates who are accused of impropriety are subjected to the above procedure. Those that successfully defend themselves against the allegations are cleared by the Judicial Service Commission and restored to their positions,” read a letter written on Mambilima’s behalf by her special assistant legal Evaristo Pengele dated September 20, 2017.

“Those that fail to defend themselves against the allegations are found guilty of the allegations [and] are disciplined accordingly. This is an internal disciplinary process which ensures that a magistrate accused of impropriety is subjected to due process and treated fairly according to the internal disciplinary rules.”

Pengele also claimed that Mwelwa was the one instigating comments from CSOs and political parties.

“Honorable Mwelwa is simply being subjected to the above disciplinary process. This is the first time in the history of the Judiciary that Civil Society Organisations and political parties, like yourselves, have been enlisted to circumvent the internal disciplinary process. We can only assume that this is being done at the instigation of Honorable Mwelwa. We find this in itself to be unacceptable and an intrusion into our internal disciplinary process of the Judiciary,” wrote Pengele.

“Please note that, as an institution, we regard issues of integrity and professional conduct in the dispensation of justice very highly. For this reason, be advised that we cannot ignore a complaint against the Magistrate which attributes unprofessional and unethical conduct on his part. It is our duty to follow up such complaints so as

## Judiciary has powers to suspend erring magistrates – Mambilima



Chief Justice Irene Mambilima - Picture courtesy of Zambia Daily Mail

to ensure that members of this institution operate with integrity and professionalism. Honorable Mwelwa will have an opportunity to defend himself against the allegations leveled against him when he appears before the Judicial Service Commission.”

But in a statement today, Tembo challenged Mambilima to state which law empowered her to suspend a judicial officer.

“Firstly, the Chief Justice claims that a Chief Registrar has powers to suspend a judicial officer prior to the determination of a disciplinary matter by the Judicial Service Commission. Our position is that a Chief Registrar does not have any such power as the powers of a Chief Registrar are clearly outlined in section 8 of the Judicial Administration Act of 2016. We therefore challenge the Honourable Chief Justice to indicate the law on which she is basing her assertion that a Chief Registrar has powers to suspend a judicial officer such as a magistrate. The second issue that we have with regard to the response from the Honourable Chief Justice is the tone adopted in the second last paragraph of the letter attached hereto. The Patriots for Economic Progress holds the office of the Chief Justice in very high esteem, as we believe

that anyone occupying that position is the custodian of integrity in our society,” Tembo stated.

He also said it was regrettable that Mambilima was accusing magistrate Mwelwa of instigating comments on his suspension.

“It is for this reason that we find it very regrettable that the Chief Justice accused the suspended magistrate of soliciting us to speak on his behalf on this matter. We also resent the baseless insinuation that our political

party, the Patriots for Economic Progress is a hired gun used to fight people’s personal battles. Our interest in this matter is to ensure that the rule of law prevails, and that those with high positions of authority do not trample on the rights of those who are lower in the food chain,” wrote Tembo.

“We further wish to take this opportunity to appeal to the Honourable Chief Justice to avoid making wild and baseless allegations against other persons and/

or organizations. Her tone should be distinguishable from that of a political party cadre. We have since requested the Honourable Chief Justice to retract the second last paragraph of her letter to the Patriots for Economic Progress.”

Acting Chief Registrar Charles Kafunda suspended magistrate Mwelwa on August 9, 2017 for refusing to give effect to a nolle prosequi in a case of *The People v Milford Maambo, Ziwa Malilo and Chanda Chabala*.

## Traffic officers torture Muvi TV journalist for filming crime

From front page

“There was a fracas here in Chipata. I saw about three officers trying to arrest a motorist but he was resisting, you know how they can be. So while that was going on, one of them turned around and noticed that Oswald was filming the incident. They grabbed him, confiscated his camera. He tried to hold on to a fence but they harassed him and they threw him into their office. They locked him in the office and they sprayed the room with some tear gas,” narrated the witness.

“After about 30 minutes, I think his office in Lusaka heard about the news and the commissioner was informed and I am told he was very angry. The last time I saw Oswald was when he was going to get checked at the clinic.”

When contacted, Yambani confirmed that he was detained and pepper sprayed.

“Yes, they pepper sprayed me even in my eyes,” said Yambani.

And Eastern Province police commissioner Alex Chilufya said the traffic officers would

be disciplined.

“I refer to this morning’s situation involving our Traffic Officers and Mr. Oswald from Muvi TV. I confirm that there was a misunderstanding arising from a street filming of officer’s operations which caused an overreaction on the part of some of our Traffic Officers against Mr Oswald. The latter was taken to the Police Station but I wish to state that my office intervened promptly to avert any further misplaced action against the Journalist. My Office invited Mr Oswald for a discussion and regretted his mishandling. However, an amicable, mutual understanding and appreciation were reached,” stated Phiri.

“Consequently, appropriate administrative action will be taken against erring officers. Police Command fully values the services rendered by our Journalists and we shall always endeavour to promote and entrench rapport and partnership with our Journalists in the interests of the common good for the people of mother Zambia.”

Meanwhile, the Livingstone Press Club

hailed Phiri for his quick intervention but urged him to publicise the disciplinary action.

“As Livingstone Press Club, we wish to condemn the alleged mistreatment and harassment of Chipata Press Club president Mr. Oswald Yambani by some Chipata based traffic officers. We are however consoled to hear from the Provincial Commissioner of Police for Eastern Province, Mr. Alex Chilufya has distanced himself from such acts and even assured us that administrative actions will be taken against the erring officers. Our appeal is that such disciplinary actions must be made public to set an example to others who still plan to engage in such in unfortunate acts,” stated Livingstone Press Club president Brian Hatyoka.

“The harassment, intimidation and attacking of journalists must come to an end. We need to carry out our mandate of informing, educating and entertaining the nation under a favourable environment and therefore the police must protect journalists because they are one of our key stakeholders.”

# Lungu pleads innocent on fire tenders, calls for probe

**By Joseph Mwenda**  
President Edgar Lungu says he is as blank as everyone else on the US\$42 million controversial fire tenders, and has called on investigative wings to show interest in probing the issue. The Head of State was speaking in New York yesterday when he addressed Zambians living in the United State. "There has been an outcry about the recently acquired fire trucks and I think that those charged with the responsibility to investigate must show interest in the matter," President Lungu said. The President said he was

not corrupt as some people believed. "I won't be intimidated by allegations of corruption from some people (in apparent reference to Chishimba Kambwili) because I am not corrupt. I am as blank as everybody else on the fire tender contract. Let those with

evidence of corruption in the fire tender procurement present it to investigative wings instead of just making noise," he said.

President Lungu said it was common for people who lost government tenders to raise questions against their competitors, out of

bitterness. "I know also that whenever a tender is given to one person the other loser raises questions, but since there

is a lot of protests over this one those with information of wrong doing must come forward," said President Lungu.



## FDD leadership vacuum worries senior member

**By Martha Chilocha**  
A senior member of the Forum for Democracy and Development (FDD), has expressed deep concern about the leadership vacuum in the opposition political party. FDD president Edith Nawakwi has been in hibernation since the 2016 general elections in which she polled a paltry 24,149 votes out of a total 3,781,505 votes cast. Commenting on Nawakwi's absence from the political scene, former FDD Copperbelt chairman Yotam Mtayachalo told News Diggers! that Nawakwi had failed the party. "Her absence from the political arena is an indication that she has failed the party. We do not hate her but we think she has lost the capability of ensuring that the party forms government in 2021. Her probability [of winning elections] is 0.10," Mtayachalo said. Mtayachalo further explained the formation of the "Save FDD" group. "The save FDD group is meant to provide leadership and to save the party ahead of 2021 and beyond, instead of having people in leadership who are only interested in financial handout during an election year," he said. "It's high time we as dedicated members of the party took a leading role and took a different approach when dealing with issues affecting the party." He says the FDD needed to go to the convention to elect new office bearers who would be dedicated to providing checks and balances to the government.

"The party membership is ready to change leadership through a convention, and we are entirely behind president Chifunmu Banda for the presidency of the party, so that we can bounce back on the political arena," said Mtayachalo

## Kampyongo got three cars for awarding fire tender contract to Grandview – CK

**By Mukosha Funga**  
Chishimba Kambwili has charged that Stephen

Kampyongo got three vehicles as a reward for signing the \$42 million fire truck deal

when he was Minister of Local Government. In a Facebook post today,

Kambwili, who is Roan PF member of parliament, said spending \$42 million on 42 fire

trucks was daylight robbery. "\$42 million dollars for 42 fire engines is pure daylight robbery, Honourable Stephen Kampyongo must tell the nation why Cabinet and President Lungu had no idea that such a massive figure \$42 million was spent on irrelevant fire engines when Hospitals have no drugs and civil servants where not getting paid on time in 2015. Kampyongo was the Minister in charge at the time and must tell the nation why he accepted 3 brand new vehicles (Toyota Hilux, Range Rover and Toyota Landcruiser VX) as a vote of thanks for signing that lucrative deal," charged Kambwili. "This is not my fight, this our fight, this is your money and you need to take a stand against this broad day light robbery." On Tuesday, when Kambwili made the same accusation in Parliament, Speaker of the National Assembly Patrick Matibini stopped him from accusing people who were not present in the House to defend themselves. "Honourable member for Roan, you know very well that you cannot drag people into your debate who do not have the privilege of immunity. They are not here to defend themselves. Just ask your question, what was your question?" Speaker Matibini had told him.



Home Affairs Minister Stephen Kampyongo

# Parliament finds Antonio guilty of committing contempt on Facebook

By Joseph Mwenda

Zambia's Speaker of the National Assembly Dr Patrick Matibini castigates opposition FDD spokesperson Antonio Mwanza on the floor of the House after finding him guilty of committing contempt of Parliament through a Facebook posting. Mwanza was found guilty (by admission) of posting misleading and false information on his personal Facebook, about the emoluments of members of parliament.

In his ruling today, following the recommendation from a Parliamentary Committee, Speaker Matibini said Mwanza, through his Facebook posting, caused the Daily Nation Newspaper to publish false information, which the newspaper did not take time to verify.

"Mr Antonio Mwanza denied having given the Daily Nation an Interview, but admitted that he had published a story on his Facebook page. He stated that as a watchdog arm of government, Parliament should take a leading role in ensuring transparency and accountability by making emoluments and other benefits of members of parliament, known to the public," Speaker Matibini said.

"Honourable members, the Committee on Privileges, Accesses and Support Services, met to consider the matter with Mr Antonio

Mwanza and Ms M Mbewe, the executive editor of the Daily Nation, who appeared before the committee. The Committee observed that the point of order from the Honourable member from Serenje, raised the issue of contempt, with regards to the case of publishing false or scandalous libel against members of parliament... Any person who publishes false or scandalous libel of the Assembly or any report that wilfully misrepresents, in any way proceedings of Assembly, shall be guilty of an offence, and shall be liable to conviction with a fine not exceeding 5,000 penalty units, or to imprisonment with or without hard labour, for a time not exceeding 12 months or both."

He rebuked Mwanza for not verifying the information before publishing it on Facebook.

"Mr Antonio Mwanza posted on his Facebook Page, without verifying the accuracy of the information. In determining the punishment to impose on Mr Antonio Mwanza, the committee took into account the following pattern: 1, that the offence committed by Mr Antonio Mwanza was a criminal offence, for which he was liable to be prosecuted. And 2, that Mr Mwanza was not a first offender, as he had committed a similar offence against the House, for which he was reprimanded by the Honourable Mr Speaker



FDD Spokesperson Antonio Mwanza listening to Speaker Matibini reprimand him in Parliament

on Friday 6 August 2010. However, in view of the extreme remorsefulness, and the unreserved apology tendered by Mr Antonio Mwanza to the Committee, the committee decided to exercise lenience. In this regard, recommended that Mr Mwanza be reprimanded before the House," Speaker Matibini explained.

He then went ahead to directly reprimand Mwanza. "Mr Antonio Mwanza, your conduct of publishing false, scandalous, libellous and misleading information

regarding the emoluments paid to members of Parliament, was a breach of Parliamentary privileges and contempt of the House. Members' emoluments are not a secret, they are contained in a Statutory Instrument which is a public document... your conduct was highly irresponsible and evidently mischievous and a calculated attempt to ridicule members of parliament. You should use this opportunity to introspect and change for the better. Should you in future commit a similar

contempt, you will be liable to prosecution. Let me also caution the Daily Nation and other media houses to verify information they get regarding the House before publishing to avoid spreading falsehood which amounts to contempt of the House," said Speaker Matibini.

"I now order you Mr Antonio Mwanza to unreservedly apologise for publishing false, misleading and unsubstantiated information that was reported by the Daily Nation." Mwanza went ahead to

apologise, but caused laughter in the House when he introduced himself as Mourinho.

"Mr Speaker, I Antonio Mourinho Mwanza (laughter in the house), in my personal capacity, do unreservedly apologise to this August House in General and in particular Honourable members of parliament, for the article which appeared in the Daily Nation Newspaper issue number 1696, published on Thursday 22 June, 2017 containing misleading information regarding emoluments paid to members of parliament," said Mwanza.

"Sir I have reflected on the article and find that I indeed went against section 25B of the National Assembly Powers and Privileges Act... for this I sincerely regret and apologise to the Honourable members for the embarrassment and ridicule occasioned by the publication. Sir I have carefully listened to the guidance you have given me and appreciate the leniency shown by the House. I wish to assure you and this House that I shall endeavour to abide by the rules and procedures of this House. To this end, I shall hence force conduct myself in a more responsible and objective manner. Mr Speaker I thank you."

Speaker Matibini then gave Mwanza marching orders from the House.

"I now order you Mr Antonio Mwanza to immediately leave the House through the main door and to immediately vacate the precincts of the National Assembly," ordered Speaker Matibini.

## Electricity price will drop after Zesco clears its loans - MD

By Mirriam Chabala

Zesco managing director Victor Mundende says electricity tariffs will reduce again once the utility has managed to clear off the loans it has acquired for purposes of increasing generation capacity.

And Mundende told a media briefing today that Zesco did not intend to exploit its customers, but to empower the utility with enough capacity to generate electricity that meets the demand.

"We don't want to exploit people by selling power at exorbitant prices but we want to sell it at a correct price. The price of electricity has remained stagnant for a very long time while a lot of economic fundamentals have been changing. So whatever could be bought at k20 about 20 years ago can not be bought at the same price today. The benefit will be a lot because we will be able to develop a lot of projects. As you can see Batoka is estimated at 4 billion [Dollars] but for me I can say it could even reach 6 billion [Dollars] and \$6 billion is not a small amount," Mundende said.

"So we need money to grow our economy and make sure that we have security for our projects but

eventually, once all these projects run for a period of time, the prices of electricity will go down after we have cleared the loans."

He said the upward adjustment of electricity tariffs by 75 per cent this year was inevitable because power supply demand has increased tremendously over the years.

"Zesco has an ambitious plan for growth, but unfortunately we don't have money to implement it. Even at individual level I know we have various plans but why are you not implementing them? Because you don't have money. As Zesco, we have an ambitious programme where we would like to accelerate the economy because if we lag behind then there will be suppressed demand. People would like to do things but if there is no power there will be nothing. We will continue doing ambitious projects in order that we can grow as much as the economy is growing. If we stop growing, I think the economy will not grow," Mundende said.

"If you look at the growth of electricity generation capacity in Zambia, we as Zesco have only been growing the supply [base], adding

more customers but we have never been growing the generation. What we did to Kafue gorge sometime ago after commissioning it in 1978 to 2012 we have never added a mega watt and in 2012, we just added one mega watt but we know how the population was at that time. If we are to service our customers efficiently we need to increase supply to match the demand and so we need this money if we need to grow our supply."

Meanwhile, Mundende said Zesco will no longer import power because it was too costly.

"I don't have the exact figure of what we owe to the electricity suppliers here, however I know government paid something recently. However, we will not be able to renew those contracts because it was very expensive to import power and we are no longer importing. So once they are cleared, we are not renewing their contracts," he said.

Mundende however said it was inevitable for Zesco to borrow.

"Borrowing is part of business and in business you need to have liabilities and the fact that you have debts means that you are very

viable. Our idea is that we are just trying to convert the debts to cash, you understand? We are already in discussions with the Development Bank of Southern Africa who would like to restructure our debts, consolidate it and they will pay off our debts and then there are so many Banks actually who have been coming to us telling us that they would like to do that," he said.

Mundende said Zesco wanted to run commercially as a business and stop relying on government funding.

"The very fact that so many people are attracted to us and are willing to lend us money means that we are very viable or else no one would be interested in us. We are not for the idea of running to government all the time to ask for money and subsidies, but I think we would like to run Zesco commercially and also give a dividend to government. Like I said, we would like to be a hub of electricity trading in the region and for us to do that, we are going to do all these interconnections in four African countries namely; Zimbabwe, Zambia, Botswana and Namibia, something we are calling ZIZABONA," said Mundende.

# Court discards forged letter from RTSA's evidence against Kambwili

**By Diggers Reporter**  
Lusaka magistrate Brian Simachela has expunged from evidence a letter purported to have been written by Chishimba Kambwili in which he accepted all three traffic offenses and asked for leniency. In this case, Kambwili is accused of knowingly being in possession of a Jaguar bearing a false registration mark 'CK900'. In the second count, he is alleged to have permitted someone without a driver's license, Chileshe Chileshe, to drive his car along Dedan Kimathi Road. And in the third count, it is alleged that the said car had no certificate of insurance contrary to the laws of Zambia. When the matter came up for trial today, a road traffic inspector from RTSA Kakubo Chikowa said he was on duty on the material day when he impounded a vehicle which he later discovered belonged to Kambwili.



He also testified that after screening the system for the number plate 'CK900', he discovered that it did not exist. Chikowa also told the court that he had spoken to Kambwili on the phone about the number plate but failed to produce evidence to that effect in cross examination led by Keith Mweemba, And when Mweemba brought up a letter which was part of RTSA's evidence purportedly signed by Kambwili and addressed to the court, in which he asked for leniency, the witness said he knew nothing about it.

Mweemba then applied that the letter be expunged from the court records but prosecutor Peter Mulyata objected to the application asking the court to instead hold an inquiry to ascertain the authenticity of the letter as forgery was a criminal offence. But Magistrate Simachela expunged the letter from evidence and challenged the state to call the witnesses to prove the authenticity of the letter if they so wished. Chikowa also admitted in cross examination that he

did not find Kambwili in charge of a motor vehicle bearing a false registration mark CK 900. Chikowa testified that he did not even interview the Kambwili formally on whether or not he allowed Chileshe to drive the motor vehicle. He said he did not have any documentary evidence in relation to the matter. It was also established by the defense that on the complaint letter indicating the alleged traffic offences, Chikowa cancelled the

name Chileshe Chileshe and replaced it with Kambwili without signing for the alterations.

And another defense lawyer, Christopher Mundia, promised to briefly cross examine the witness

saying the case had already collapsed. The trial will continue on October 18.

## Lusaka prophet claims he's raised 6 from the dead

**By Diggers Reporter**  
There was laughter in the Lusaka Magistrates' Court when a prophet claimed he had raised six people from the dead. In this case, 36-year-old Angel Sakala is accused of obtaining over K10,000 by false pretences from Beatrice Kasonde on pretext that he would raise her husband Kennedy Malawo from the dead when in fact not. Opening his defense yesterday, Sakala said had Kasonde been patient, he would have managed to raise her husband because he never failed. He said he got Kasonde's

ATM card because she insisted that he needed it even though his services were free of charge. Sakala testified that after Kasonde asked him to retrieve her husband from where he was, he saw a vision of a person who was said to be dead but was actually alive. He told the court that it was at that point that Kasonde promised to give him everything he needed to aide his supernatural powers. Sakala said he was ambushed by the anti robbery squad in front of his congregants on the day he was arrested.

In cross examination, Sakala claimed he could not perform the ritual to bring Malawo back to life because his family was against it. "I already told you that I have brought six people back to life before. So if his family wasn't against it, I would have managed with this one also," said a straight faced Sakala. He said at one point, Kasonde booked a car for them to go to Ndola where he had seen Malawo in a vision. Cross examination continues on October 10. Sakala is still remanded as he has failed to meet bail conditions.

waste of public money = no medicine no water bad schools dead babies

maybe citizens should demand accountability?

Alliance for community action ▶▶

We remained silent when Mr Munir Zulu and his henchmen were filmed trading knuckles with traffic police officers because we wanted to give the Police Command chance to preside over the matter.

It has been exactly seven days since the incident happened and the police are still carrying out investigations. What is there to investigate?

On Friday last week, while driving on Kasangula Road in Lusaka, Munir and a group of his boys were pulled over for driving a foreign registered car, which is not allowed during the declared Threatened State of Emergency. Police demanded an explanation from the PF cadres, but the conversation turned into an altercation that eventually led to a full-fledged fistfight. A horde of PF cadres, led by the said Munir Zulu, ambushed two police officers and exchanged punches; the likes of which we only see on SuperSport. But the police still don't know what exactly happened, and who was wrong.

"Once we are done with investigations, we will give a statement. We cannot tell you that this is the level we have reached before investigations are concluded," said Police spokesperson Esther Mwata Katongo.

This matter involved two police officers on duty, and well-known PF cadres; how difficult would it be to record statements from them so that the nation can be told what transpired? "We cannot issue a statement on the matter before investigations are concluded." Really? How can the police expect Zambians to believe that this was such

# Caught between the law and hooliganism

News Diggers!

Ear to the ground

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a complicated case requiring forensic examination?

The whole fight was documented and circulated on social media, with plenty of witnesses willing to testify. So what is delaying the police from establishing facts in this matter? What special report are they waiting for? Why are they shy to name the lawbreakers and the organisation they belong to?

We know what is going on here. This is a catch-22 situation for the police and they don't know how to get out of their predicament. They have been caught between the law and hooliganism, both of which they ascribe to.

The Police command is hesitant to condemn the officer who was captured

throwing punches in uniform because they never provide a professional line of defence for these these officers they send in the field. They have no paper spray or any such protective aids, so when they encounter a hostile situation, such as the challenge Munir and his boys threw at them, they have no option but to abandon the law and use martial arts against erring motorists. It is hard for the police to condemn or arrest one of their own because they will be accused of punishing an officer for a crime committed by a PF cadre.

At the same time, the police command is fully aware that Munir Zulu is a very powerful PF cadre who wears a US\$19,500 hat,

bought from the President of the Republic of Zambia. With all his connections at State House, if Munir is arrested, the police Inspector General will be speaking to a very angry voice on his cell phone. They are afraid; no one wants to lose their job over an unruly PF cadre. That is the truth of the matter.

That is why the police are giving different statements. The spokesperson says investigations are still on going, but the Provincial Commissioner claims investigations were concluded and Munir who was found wanting is on the run. If that is the case, why hasn't the Lusaka Province police command announced that they are looking for Munir so

that the public can help them find him? Is that not what they did when they were looking for Obvious Mwaliteta and Fanwell Siandenge?

Anyway, Munir says he is not on the run, he is within Zambia. He says his boys are in the country and he has told them to face the police if they are summoned. So who is lying here?

We believe the police are actually not happy with us for bringing this issue back. The Police command was happy that people had forgotten about it. They were relieved that the flaming police scandal had been quenched by Bokani Soko's multi million dollar fire tender deal.

Well, we have not forgotten. We want answers

in the fire tender scandal the same way that we demand the arrest and prosecution of the culprits in the traffic police punch-up. We cannot allow our country to degenerate to such kind of lawless scenes within such a short period. Even in war-torn Congo DR, traffic police officers don't trade punches with motorists on the highway.

And this is also the challenge we have as a country. We take serious issues too casually. A drunk police officer in uniform aims a loaded AK-47 semi-automatic rifle at a citizen in full view of onlookers, nothing is done about it. People joke about the situation, others create memes just for laughs and it ends there.

We encourage unity among Zambians in tirelessly demanding accountability from those in government. Yes, we are a peaceful country, but we are far from united when it comes to challenging those who wield political power. There are scandals everywhere you look. The PF is a runaway train and it will take those who are outside to stop it. If we don't, we must brace ourselves for a disastrous crash into the Victoria Fall.

Since the turn of the century, developing countries have been adopting corporate governance codes with the promise that they will enhance accountability and growth, while delivering equitable, ethical, and sustainable business practices.

A governance code is a set of guiding principles drawn up by industry to standardise good corporate behaviour. They sensitise company boards and executives to a wide range of interests such as, investors, labour and local communities.

A key governance code – the Cadbury Code – was established in the UK in the early 1990s to improve corporate accountability. Since then, there have been a plethora of codes across the world. In Africa, governance codes have been designed to help address the legacies of colonialism, extractive post-colonial business behaviour and executive excesses. Several countries like South Africa, Kenya, Ghana and Mauritius have already stepped up to the plate.

Mauritius is interesting case study. The country has sustained its position as the best country in Sub-Saharan Africa to conduct business leads the Mo Ibrahim Index of African Governance.

## Lessons from Mauritius on making companies more accountable

But it does have some considerable limitations and mainly inefficiencies in public governance.

We set out to study trends in the way companies adopt the corporate governance code in Mauritius. The aim was to provide useful insights to other developing countries, particularly in Africa.

Our study found significant levels of compliance with the code in the three years after implementation. But we also found that Mauritian companies picked and chose elements of the code. They implemented the easier ones perceived to be beneficial, or simply the ones that made them look good.

Our findings are important because developing countries have become important channels of foreign investment, but institutional investors remain concerned about firm- and country-level risks which are difficult to evaluate. The corporate governance arrangements in these are not fully understood.

### Part of a big reform

Over the last three decades, the Mauritian government worked with international bodies to revamp the country's regulatory framework for companies. This was part of a drive to encourage local and international investment.

The reforms were wide ranging and included setting up of a stock exchange and adoption of international standards for corporate accounting and reporting. The country also established a number of agencies to regulate financial and professional service sectors. It also embarked on full and partial privatisation of state owned assets as well as the liberalisation of key sectors.

The Mauritian economy emerged from its dual colonial past (it was colonised by both the French and the British) with a number of challenges. One of the main challenges was that it was dominated by a few large conglomerates and state institutions operating

in a weak regulatory environment.

The adoption of the codes of good corporate governance in 2004 formed part of this reform movement. It followed a 2002 World Bank/International Monetary Fund report which highlighted governance deficiencies. A code of corporate governance was proposed as a solution.

Inspired by the South African King Code, Mauritius embraced a hybrid corporate governance model. This model mixes the 'market-centric' approach (typically practiced in the US and UK) and the 'relationship-based' ones (typically Japan, France, and Germany).

### A pick and choose game

Our study found that companies were picking and choosing sections of the codes to implement as they wished. The more difficult or uncomfortable requirements were ignored.

For example, until now, information on ownership

structures and CEO remuneration remain opaque. We concluded that the reason for this was the relatively small business elite, from which most directors and majority shareholders are drawn. They see some sections of the codes as being incompatible with a tradition of keeping things 'discreet'.

Our investigation also revealed a significant relationship between the implementation of the code and the presence of independent non-executive directors. This confirmed the generally accepted potential of independent non-executive directors as agents of change.

But we also found a limiting factor for the role of independent non-executive directors within Mauritius corporations. Not many of these directors occupy critical posts like board chair and therefore have limited influence.

The recent World Bank/International Monetary Fund report praised Mauritius as

an 'international leader' on board practices (at par with leading Asian countries, such as India, Thailand, and Malaysia), but also highlighted problems. Directors deemed independent were not sufficiently so in relation to majority shareholders and there is opacity in the appointment of such directors.

The report also noted the pitfalls of a "persistent high concentration of the ownership" in large companies. Almost 60% of the counted companies had one controlling shareholder holding more than 20% of shares. This cannot be good for corporate accountability. It means a form of controller's roadblock has been allowed to persist.

**Jyoti Devi (Brinda) Mahadeo, Lecturer in Management, Eastern Institute of Technology and Teerooven Soobaroyen, Professor of Accounting, University of Essex**



# Kim: 'Deranged' Trump will pay for speech



Kim Jong-un has said remarks by "deranged" US President Donald Trump have convinced him he is right to develop weapons for North Korea.

In an unprecedented personal statement, via state media, Mr Kim said Mr Trump would "pay dearly" for his recent speech to the UN.

The US president said on Tuesday that if America was forced to defend itself it would "totally destroy" North Korea.

Mr Trump also mockingly called Mr Kim a "rocket man" on a "suicide mission".

The two countries have been engaging in increasingly heated rhetoric in recent months.

North Korea has been testing missiles at an unprecedented rate, and conducted its sixth nuclear test despite international condemnation.

North Korean Foreign Minister Ri Yong-ho, who had earlier compared Mr Trump's speech to "the sound of a barking dog", has warned that Pyongyang could test a hydrogen bomb in the Pacific

Ocean in response to the US president's threat.

"It could be the most powerful detonation of an H-bomb in the Pacific," Mr Ri said, quoted by South Korea's Yonhap news agency.

However, he added: "We have no idea about what actions could be taken as it will be ordered by leader Kim Jong-un."

Mr Kim said in an English statement carried by state news agency KCNA that Mr Trump's remarks "have convinced me, rather than frightening or stopping me, that the path I chose is correct and that it is the one I have to follow to the last".

He said "now that Trump has denied the existence of and insulted me and my country in front of the eyes of the world and made the most ferocious declaration of a war in history", North Korea would consider the "highest level of hard-line countermeasure" to make Mr Trump "pay dearly for his speech".

He ended by saying he would "surely and definitely tame the mentally deranged US dotard with fire".

Experts say this is the first time a North Korean leader has made a direct address to an international audience.

The statement came shortly after the country's delegation arrived in New York for the UN General Assembly. Analysts say that for this reason it merits serious and thorough consideration.

Mr Kim's comments prompted swift criticism from the Japanese government.

Chief Cabinet Secretary Yoshihide Suga said in a news conference on Friday: "North Korea's remarks and behaviour are provocative to regional and international security, and they are absolutely unacceptable." North Korea has fired two ballistic missiles over Japan in the past month, raising regional tensions even further. *BBC News*

## New antibody attacks 99% of HIV strains

Scientists have engineered an antibody that attacks 99% of HIV strains and can prevent infection in primates.

It is built to attack three critical parts of the virus - making it harder for HIV to resist its effects.

The work is a collaboration between the US National Institutes of Health and the pharmaceutical company Sanofi.

The International Aids Society said it was an "exciting breakthrough". Human trials will start in 2018 to see if it can prevent or treat infection.

Our bodies struggle to fight HIV because of the virus' incredible ability to mutate and change its appearance. There varieties of HIV - or strains - in a single patient are comparable to those of influenza during a worldwide flu season.

So the immune system finds itself in a fight against an insurmountable number of strains of HIV.

Super-antibodies

But after years of infection, a small number of patients develop powerful weapons called "broadly neutralising antibodies" that attack something fundamental to HIV and can kill large swathes of HIV strains. Researchers have been

trying to use broadly neutralising antibodies as a way to treat HIV, or prevent infection in the first place.

The study, published in the journal *Science*, combines three such antibodies into an even more powerful "tri-specific antibody".

Dr Gary Nabel, the chief scientific officer at Sanofi and one of the report authors, told the BBC News website: "They are more potent and have greater breadth than any single naturally occurring antibody that's been discovered."

The best naturally occurring antibodies will target 90% of HIV strains.

"We're getting 99% coverage, and getting coverage at very low concentrations of the antibody," said Dr Nabel.

Experiments on 24 monkeys showed none of those given the tri-specific antibody developed an infection when they were later injected with the virus.

Dr Nabel said: "It was quite an impressive degree of protection."

The work included scientists at Harvard Medical School, The Scripps Research Institute, and the Massachusetts Institute of Technology.

'Exciting' Clinical trials to test the antibody in people will start

next year.

Prof Linda-Gail Bekker, the president of the International Aids Society, told the BBC: "This paper reports an exciting breakthrough.

"These super-engineered antibodies seem to go beyond the natural and could have more applications than

we have imagined to date.

"It's early days yet, and as a scientist I look forward to seeing the first trials get off the ground in 2018.

"As a doctor in Africa, I feel the urgency to confirm these findings in humans as soon as possible."

Dr Anthony Fauci, the director of the US National

Institute of Allergy and Infectious Diseases, said it was an intriguing approach.

He added: "Combinations of antibodies that each bind to a distinct site on HIV may best overcome the defences of the virus in the effort to achieve effective antibody-based treatment and prevention." *BBC News*

## Facebook to share Russia-linked political adverts with investigators

Facebook founder Mark Zuckerberg says his company will share 3,000 Russia-linked political adverts with US investigators.

He also pledged to make political advertising more transparent on his network in future.

"We will work with others to create a new standard for transparency for online political ads," he said in a live address on his Facebook profile.

He said political advertising will now carry disclaimers about which campaign or organisation paid for it.

He added that the company was continuing to investigate instances of foreign actors abusing its advertising platform, including Russia and other "former Soviet states".

The move to share details with investigators comes after considerable public pressure for Facebook to be more transparent - and is being interpreted by some as an attempt to fend off

any potential regulation from the US government.

What are the adverts?

Earlier this month it was revealed that politically-charged advertising had been targeted at American voters, paid for, Facebook believed, by Russian actors with links to the Kremlin.

The adverts did not support a specific candidate, Facebook said, but instead posted inflammatory information on hot topics, such as immigration.

The company said it would share details of those advertisements with a wide-ranging US investigation into Russian meddling in 2016's presidential election.

Why is Facebook sharing them?

In a blog post explaining the move, Facebook's head of policy, Elliot Schrage, wrote: "After an extensive legal and policy review, we've concluded that sharing the ads we've discovered with Congress, in a manner that is consistent with our obligations to protect user information,

will help government authorities complete the vitally important work of assessing what happened in the 2016 election.

"That is an assessment that can be made only by investigators with access to classified intelligence and information from all relevant companies and industries - and we want to do our part. "Congress is best placed to use the information we and others provide to inform the public comprehensively and completely."

Democratic Senator Mark Warner, the vice chairman of the Senate Intelligence Committee, praised Facebook's decision.

Kremlin spokesman Dmitry Peskov said earlier this month that Russia had nothing at all to do with the advertising. "We have never heard of this, we do not know anything about this, let alone have anything to do with these affairs," he was quoted as saying by the state news agency Tass. *BBC News*

# Zambian prof melts hearts for helping mum babysit in his class

**By Diggers Editor**  
American talk show host Ellen DeGeneres interviews a Zambian professor Dr Henry

Musoma, who teaches at A&M University in Texas on his decision to help a single mother baby sit in class.

This professor went above and beyond to ensure his student could attend the lecture and make the most of it.

Ashton Robinson is a student at Texas A&M University as well as a mother to baby Emmett.

On September 7, she made a Facebook post praising one of her professors for his commitment to ensuring she made it to class.

As a single mom, Robinson sometimes struggles to juggle school and her son, especially when things come up and she can't find a babysitter.

When Robinson emailed her professor, Dr Henry Musoma, to inform him of why she wouldn't be able to attend class, he told her to just bring Emmett along.

Not only did Dr Musoma invite tiny Emmett into his classroom, he held him during the lecture so Robinson could take notes!

Robinson explained on Facebook:

"So today I emailed my Professor before class saying that something came up and I didn't have a sitter for Emmett and he called me back and said to please bring him!"

In words that any parent can relate to, Robinson

continued:

"Being a single mom is so challenging but it's people like Dr Henry Musoma that make life just a tiny bit easier!"

Robinson told her followers that actions like this make her very proud to attend Texas A&M University:

"This is why I'm so proud to be an Aggie! Definitely something I'll never forget and can't wait to someday tell Emmett that it's because of people like this that mommy was able to graduate from the best university in the world."

She even included a short video of Emmett sitting contentedly in Dr Musoma's arms during the lecture.

Robinson's original post has since been shared over 12,500 times with reposts from other Facebook pages getting even more shares and likes.

In addition to people being inspired by this helpful professor, others on Facebook have shared similar stories in the comments of Robinson's post.



## Bollywood's 'Deadly Dutt' back on Indian screens after jail time



Bollywood actor Sanjay Dutt returned to Indian cinema screens Friday in his first film since serving four years in prison for possessing weapons supplied by gangsters behind the 1993 Mumbai bomb blasts.

The disgraced star, 58, plays the role of a father who seeks revenge for the gang-rape of his daughter in Hindi-language action thriller "Bhoomi", directed by Omung Kumar.

Dutt walked free from jail in 2016. He last appeared in a film in 2014 and promoters trailed Friday's release with a poster on social media declaring: "The Beast is Back".

"I'm very excited to see 'Bhoomi'. I'm sure it will be a big hit," said ardent fan Sandeep Bachche, who has a tattoo of Dutt's face inked on his left arm.

The rickshaw driver has another tattoo referencing

the title of one of Dutt's most famous film roles while the inside of his three-wheeler is covered in posters of the actor.

"I have booked tickets to watch three consecutive shows on the first day," Bachche told AFP, admitting that he would be watching them alone.

Dutt shot to fame in the mid-1980s in a string of action movies in which he performed his own stunts, earning him the nickname "Deadly Dutt".

He is best known for playing a mobster with a heart of gold in the popular "Munna Bhai" series.

Reviewers appeared lukewarm about "Bhoomi" but praised Dutt's performance.

"Watch Bhoomi for Dutt. He's from that era of larger-than-life heroes who get you to whistle even when he is killing people," said a review in the Times of India. AFP



Vanessa and Kobe Bryant

After meeting on the set of a music video in 1999, the couple's love story had its up and downs. Vanessa stayed by the NBA player's side when he was charged with sexually assaulting a 19-year-old in Colorado. The Lakers star admitted to cheating, but denied assault allegations, which were later dropped. (Who can forget that \$4 million "I'm sorry" ring?) The couple eventually held a recommitment ceremony in 2011, but filed for divorce later that year. Two years later, they had a change of heart. "I am happy to say that Vanessa and I are moving on with our lives together as a family. When the show ends and the music stops, the journey is made beautiful by having that someone to share it with," Kobe said in a statement. "Thank you all for your support and prayers! Much luv, Mamba out." Yahoo News



# Rakitic questions Barcelona's 'bad decision' to part with Neymar

The Brazilian left for Paris Saint-Germain over the summer in a record-breaking €222 million deal, much to the disappointment of his former team-mate Ivan Rakitic says it was a "bad decision" for Barcelona to sanction the record-breaking €222 million sale of Neymar to Paris Saint-Germain.

The Liga giants found themselves forced into a corner once the Brazilian made it clear that he wanted out and PSG stumped up the cash to trigger his release clause.

Having parted with one of the leading performers in the world game, Barca quickly set about trying to bring in cover.

Part of the fee Neymar brought in was spent on the likes of Paulinho and Ousmane Dembele, but Rakitic concedes that the 25-year-old will be a big miss at Camp Nou.

He told the BBC World Service: "For me personally, it was really hard, not only because he's one of the biggest players; also, for me, he's a big person.

"He was really important for our dressing room, and for me he's one of the best guys I know in football.

"So for me it was really a bad decision because I liked to have him in my team."

Barca spent €105m luring Dembele to Catalonia from Borussia Dortmund, with the hope being that the 20-year-old can be a long-term successor to Neymar.

**Goal.com**



## Paulinho has silenced his critics at Barcelona

Brazil midfielder Paulinho wasn't greeted with the warmest of welcomes when he arrived in Barcelona.

Fans made it clear they were not too thrilled to see the club spend 40 million euros (\$48 million) on a defensive midfielder who was playing in the Chinese league.

They were expecting a blockbuster signing after Neymar's departure and ended up getting a player they knew very little about.

Paulinho didn't have any links to the club's youth academy and his style apparently didn't suit the team's traditional ball-possession game.

A video of Paulinho struggling to juggle the ball during his presentation at Camp Nou Stadium

didn't help, going viral and igniting even more criticism against the player and the club.

But things have changed quickly in favor of the low-key, hard-working Brazilian.

After five Spanish league games, Paulinho has done enough to mollify the critics.

He has two goals, including a late winner against Getafe last weekend, and showed some of the prowess that led him to success in Brazil and made him an indisputable starter for his national team.

He thrived after coming off the bench in his first four matches, and eventually earned a start on Tuesday against Eibar.

"I'm happy with how things have gone for me," Paulinho said. "I'm glad that I'm playing well,

it helps me get adapted to the club. I'm playing alongside some great players and they have all been supporting me a lot."

The 29-year-old Paulinho has added versatility to the midfield. He is solid as a defensive midfielder but also excels with attacking runs that often surprise defenders.

That's how he scored the decisive goal in the 2-1 win against Getafe, making a run between defenders and entering the area to fire a firm shot into the far corner. His second goal was a header in a 6-1 rout of Eibar.

"He will end up being a cheap signing," Brazil teammate and former Barcelona player Dani Alves said. **Yahoo Sports**

# MWILA BATTLES INJURY

*By Diggers Reporter*

Chipolopolo striker Brian Mwila is in a race against time to be fit for the must-win 2018 FIFA World Cup Group B qualifier away against Nigeria on October 7.

Mwila sustained a right knee

injury on September 2 in Chipolopolo's 3-1 Group B qualifier home win over Algeria in Lusaka in a match he scored a brace.

The striker from South African PSL club Platinum Stars has since then been sidelined after also missing the September 5 final against Algeria that Zambia won 1-0 away in Constantine.

Platinum coach Roger De Sa told Diggers! that he could not say when Mwila will be back to full competitive action.

"He just started training on Thursday with team. But he is not doing any full contact training yet," De Sa said.

Mwila is Zambia's top scorer in 2017 with 8 goals from nine games played since making his Chipolopolo debut in a 0-0 away friendly draw against Zimbabwe in March.

Meanwhile, the foreign-based players are due to join camp on October 1, a week after their domestic-based counterparts start their preparations on September 25 in Lusaka.

But Nyirenda has yet to announce the overseas list after unveiling his 26-member provisional home-based team on Thursday.



## Ronaldo, Messi and Neymar all nominated for FIFA award

The Liga duo and PSG star have been shortlisted for the top men's player of the year gong, a prize won by the Portuguese forward in 2016

Lionel Messi, Neymar and Cristiano Ronaldo have been named as the finalists for the FIFA Best Men's Player award in 2017.

Real Madrid star Ronaldo won the accolade last year, which was the inaugural edition of the event.

The panel to decide the Best Men's Player included

Cafu, Landon Donovan, Enzo Francescoli, Diego Maradona, Carles Puyol, Carlos Valderrama and Edwin van der Sar.

The winner will be announced at the London Palladium on October 23.

Messi was second to Ronaldo in his last season's voting, with Antoine Griezmann third.

Paris Saint-Germain star Neymar was fourth in the Best FIFA 2016 awards, but moves into the top three this year along with his former Barcelona

team-mate Messi.

There had been 24 players named on the previous shortlist for his year's honour, with Gianluigi Buffon, Paulo Dybala, Griezmann, Harry Kane, Sergio Ramos and Alexis Sanchez among the names to be cut before the final three.

Ronaldo, also the favourite for the Ballon d'Or, has been heavily tipped to win the FIFA award again after a 2016-17 season campaign which saw him win La Liga and the Champions League with Madrid. *Goal.com*

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