

IN THE MATTER SURROUNDING THE PROCUREMENT OF MAIZE BY  
ADMARC FROM THE REPUBLIC OF ZAMBIA

COMMISSIONS OF INQUIRY ACT

(CAP. 18:01)

APPOINTMENT OF A COMMISSION OF INQUIRY

WHEREAS it is deemed that it would be for the public welfare that an inquiry be held in the matter of the procurement of maize by ADMARC from the Republic of Zambia;

NOW, THEREFORE, in exercise of the powers conferred by section 2 of the Commissions of Inquiry Act, and subject to the provisions of that Act, I, PROFESSOR ARTHUR PETER MUTHARIKA, President of the Republic of Malawi, do hereby issue this Commission and appoint a Commission of Inquiry as follows—

1. The following persons are hereby appointed to be Commissioners and the Secretary of the Commission of Inquiry—

- (a) Retired Chief Justice Anastasia Msosa, SC —Chairperson
- (b) Dr. Janet L. Banda, SC .. .. . Member
- (c) Mr. Isaac Kayira .. .. . Member
- (d) Mr. Mike Chinoko .. .. . Secretary.

Commissioners and the Secretary

2.—(1) The Commissioners shall act in accordance with the provisions of the Act and, subject thereto, shall have power to consider, determine and inquire into all aspects of the procurement of maize by ADMARC from the Republic of Zambia including, but not limited to collecting and reviewing all relevant documentation and information relating to the matter.

Powers of the Commissioners

3. The Commissioners shall complete the inquiry within a month, subject to extension of time where necessary and, upon completion of the inquiry, the Commission shall make a written report of their findings and recommendations to the President.

Completion of inquiry and submission of report

4. The Commissioners shall have power to determine—

Procedure quorum etc

- (a) their own procedure;
- (b) their own quorum at hearings and meetings;
- (c) the place or places where, and the time or times within which, the inquiry shall be held;
- (d) whether or not the inquiry shall be held in public, with reservations nevertheless to the Commissioners to exclude any person or persons or any matters or particular, if they deem fit for the due conduct of the inquiry, the preservation of order and for any other reason;
- (e) the form of the report the Commissioners will render upon completion of the inquiry; and

(f) such other matters as the Commissioners deem expedient for the purpose of the inquiry.

Co-option of  
experts

5. The Commissioners may co-opt, for such period or periods as they think fit, any number of experts or other persons as, in view of the Commissioners, are required to assist in the performance of their functions.

Report

6. Upon completion of the inquiry, the Commissioners shall make a written report of their findings to the President.

Issued under my hand and the Public Seal of Malawi, this 1st. day of January, 2017.



(FILE NO. MIN OF JUSTICE SUB D. 18:01)

PROF. ARTHUR PETER MUTHARIKA  
*President*