

184. (1) There shall be the office of the Auditor General who shall audit and report on the public accounts of Malawi, and shall exercise such other powers in relation to the public accounts and the accounts of public authorities and bodies as may be prescribed by an Act of Parliament, in so far as they are compatible with the principal duties of that office.

(2) The Auditor General shall submit reports at least once a year to the National Assembly, through the Minister responsible for Finance, not later than the first meeting of the National Assembly after the completion of the report.

(3) Appointment to the office of the Auditor General shall be made by the President and confirmed by the National Assembly by a majority of the members present and voting, but the Public Appointments Committee may at any time inquire as to the competence of the person so appointed to perform the duties of that office and as to the financial probity of a person so appointed, so far as it is relevant to the duties of that office.

(4) The office of the Auditor General shall become vacant after the person holding that office has served for five years, but the person holding that office may be nominated for such further term not exceeding five years, as the President deems appropriate.

(5) The office of the Auditor General shall be a public office.

(6) A person holding the office of the Auditor General shall be subject to removal by the President only by reason of that person being-

- (a) incompetent in the exercise of his or her duties;
- (b) compromised in the exercise of his or her duties to the extent that his or her financial probity is in serious question;
- (c) otherwise incapacitated; or
- (d) over the retirement age.

(7) Subject to subsection

(6) in the exercise of the duties and powers vested in the office of the Auditor General by this Constitution or any other law, the person holding that office shall not be subject to the direction or control of any other person or authority.

(8) No person or authority may inhibit the Auditor General in the conduct of his or her functions and duties.