

Timor-Leste EITI Multi Stakeholder Group

MINUTES

08 April 2016

09:32 – 11:29

Farol Office

Participant Members*

Elda Guterres da Silva	National Coordinator TL-EITI (MPMR)
Filipe Nery Bernardo	Petroleum Fund Analyst- MoF
Angelina Branco	Eni Country Representatives
Dulce Natalia	ANP
Agostinho G. Ramos	MoF/ DNPMR
Jose Lobato	Country Manager ConocoPhillips Timor-Leste
Nelson Miranda	Luta Hamutuk

Alternatives, and Non-Voting

Francisco Alegria	TIMOR GAP E.P
Trifonio Flor Sarmento	Secretariat TL-EITI

Absent:

David de Araujo	ConocoPhillips External Relations
Timoteo T. Pires	BCTL
Antonio C. Santos	Woodside Country Representative
Alzira Sequera F. Dos Reis	Director Executive Alola Foundation
Henrique Monteiro	TIMOR GAP E.P
Helio dias da Silva	Haberan
Fernando Carvalho	Chief of Account BCTL
Tobias Ferreira	BCTL
Venancio A. Maria	BCTL
Sabino Gusmao Fitun	Director Ba Los
Martina da silva	Director FHF

Chair by: Elda Guterres da Silva National Coordinator TL-EITI (MPMR)

1. Review Meeting minutes on 04 & 21 March 2016

- Meeting minutes from 4 March 2016 was approved
- Meeting minutes from 21 March 2016 did not require approval due to lack of number of attendees in the meeting, which did not qualify the meeting as an official meeting(MSG decided that the minutes is classify as file note).

2. Draft Templates ToR for the Independent Administrator (IA)

Industries have comments as following:

1. No consistency reference for this ToR whether to use only EITI standard 2016 or apply both EITI standards (2015-2016).
2. Base on EITI standard 2015 (1.5) and EITI standard 2016 (8.1) need to submit exception letter to the EITI board prior to approval of ToR, Timor-Leste will not able to comply with the all requirements particularly in relation to the **production & export data by commodity and disaggregate data.**
3. Inclusion sentences as listed in below:
 - Conduct review of EITI Requirements to identify items required to be reported
 - Conduct gap analysis of previous reporting template to determine the areas for improvements
 - Identify the reporting entities required to provide data
 - Identify contextual information required to be included in the report
 - Propose a draft reporting template for approval by MSWG
4. Insert **Confidential Agreement (CA)** base on EITI standard 2015 (requirement 5.2 d)

Government entity (GE) express regarding to the exception letter, MSG can submit to the EITI board ASAP however if the EITI Board rejects it then it is as requirement for MSG to follow the EITI standard accordingly.

In relation to the CA GE has not problem however once the draft report have complete by IA should circulate to MSG with that will enabling MSG to review & comments. Other Mechanics GE Propose is MSG can include statement in the ToR **“All information provided on the reporting templates shall be treated on a confidential Basis and not allow to disclose to the third party”** with that each reporting entity does not need to have CA deed with the IA.

Sec TL-EITI proposes in order to avoid blame each other and delay the process in the future is it possibility to have one CA for all reporting entities?

An industry argued that it is not possible to have one CA between all reporting entities, due to internal industry policy. CA is part of a common process within industry, specially

when it is regarding sharing of data to external party. Industries noted that there might be lack of clear instruction given to previous IA, which might have caused the miscommunication and delayed in sharing of previous draft reports. Industries understanding is that the draft report can be circulate to MSG however the figure should be remain blank until it is finalized between Industry & IA.

In order to minimize time require for review & approval of reporting template, Industries suggested that IA review the existing reporting template as base then provide suggestions to MSG for improvement. This means a more focus approached to the reporting template

MSG has agreed:

1. All work will be carried out by IA including compiling **Contextual information, Scope of study and draft template report.**
2. To evaluate current IA performance before opening tender. Secretariat TL-EITI needs to obtain evaluation form from CNA.
3. Draft exception letter to describe possible scenarios for not fully adopting the requirement (production data, Export Data and Disaggregate data).

Action point

- Secretariat TL-EITI will communicate with the EITI International Secretariat to clarify whether this ToR for IA use only 2016 Standard or apply both EITI standard (2015 & 2016) and then will inform to MSG in next meeting.
- Circulate Draft Exception letter
- Circulate Evaluation form

3. Public Debate

MSG has discussed through it and has agreed to carry out public debate twice in month of May 2016 as following:

1. On 6 may : public debate regarding to the “Revenue distribution and fiscal sustainability”
2. Tentative 30 or 31 May 2016 “Potential of extractive sectors in Timor-Leste “

More details in (annex 1)

4. Other Business

- Supplement Report

Industries express no objection to the SR however MSG request to accommodate all comments provide then circulate to MSG once again for further comments and revision by deadline 14 April 2016. In other hand industries confirmed have no problem with the information disclose in ANP website.

- Work Plan 2016

Secretariat has submitted to the EITI International secretariat a work plan 2016 and has post in the website (www.eiti.tl)

- TL-EITI report

Secretariat TL-EITI have received TL-EITI 2013 translation version (Portuguese and English) on 10 March 2016, will circulate to MSG for further comments and revision.

Annex 1

No	Institute	Theme	Speakers	Topic	Date	Time	Participants
1	Proposing held in UNDIL University	Potential of extractive sectors in Timor-Leste	ANP	Option 1: the New role of ANPM and how is the recent low commodity prices (mining, oil and gas) implicating the future extractive sectors in Timor-Leste?	Tentative /30 or 31 May 2016	9:00-12:00	300 participants from variety University
			MoF/ DNIPM				
			Extractive Company	option 1: Industries point of view in how to expend the transparency in accordance with the EITI standard.			
				Option 2: How attractive is TL's extractive sector in the current low commodity prices?			
Timor GAP	Option 1: The Tasi Mane Project-challenges and its potential impact to TL's economy						
	option 2: TG's role in the extractive sector in TL – a business point of view						
2	proposing held in UNTL University	Revenue distribution and fiscal sustainability	CSO	Option 1: Monitoring and how to improve the usage of petroleum revenues – TL case study	6-May-16	9:00-12:00	300 participants from variety University
				Option 2: CSO's role in extractive sector in TL – how can we do better?			

			MoF/Directorate of State Budget	Allocation and expenditure of State budget		
			(MoF) /Macroeconomy Policy	Fiscal Sustainability and Economy Diversification		
			BCTL ou MoF	Option 1: Petroleum Fund Investment and performance		