



USAID | **TIMOR LESTE**
FROM THE AMERICAN PEOPLE

YEAR 1 THIRD QUARTERLY REPORT 2008

USAID STRENGTHENING PROPERTY RIGHTS IN TIMOR-LESTE



JULY 2008

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YEAR 1, THIRD QUARTERLY REPORT, 2008

USAID STRENGTHENING PROPERTY RIGHTS IN
TIMOR LESTE

JULY 2008 (FOR THE QUARTER
ENDING 30 JUNE 2008)

DISCLAIMER

The author's views expressed in this publication do not necessarily reflect the views of the United States Agency for International Development or the United States Government.

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ACRONYMS AND ABBREVIATIONS

| | |
|-----------|--|
| ACDI/VOCA | ACDI/VOCA (an ARD sub-contractor) |
| ADB | Asia Development Bank |
| ANU | Australian National University |
| ARD | ARD Inc |
| ASF | Advocates Sans Frontiers |
| AusAID | Australian Agency for International Development |
| CRS | Catholic Relief Services |
| DNTPSC | Direccao Nacional de Terras, Propriedades e Servicos Cadastrais (formerly the Direccao Nacional de Terras e Propriedades – DNTP) |
| IRIN | Integrated Regional Information Networks, UN Office for the Coordination of Humanitarian Affairs |
| LEI | Land Equity International Pty Ltd (an ARD sub-contractor) |
| MOJ | Ministry of Justice |
| NGO | Non-Governmental Organization |
| NRC | Norwegian Refugee Council |
| PIA | Public Information and Awareness |
| PSA | Public Service Announcement |
| SEPI | Secretary of State for the Promotion of Equality |
| STTA | Short Term Technical Assistance |
| Task 1 | Project Task Public Information & Awareness |
| Task 2 | Land Policy, Laws, and Implementing Regulations |
| Task 3 | Support a National Land Commission |
| Task 4 | Land Administration & Information – Land Cadastral, Registration and Titling System |
| Task 5 | Dispute Resolution, Mediation and Reconciliation Mechanisms |
| UNMIT | United Nations Mission in Timor-Leste |
| USAID | United States Agency for International Development |

EXECUTIVE SUMMARY

BACKGROUND

During the third quarter (Q3), the Project continued to strengthen its working relationship with the DNTPSC and its new Director. The recent signing of the MOU between the MOJ and USAID has helped to move things forward in relation to the drafting and passage of the necessary legislation to facilitate the development of the National Cadastre.

The Project commenced claims collection activities in Manatuto and Liquica. This has involved the undertaking of Conflict Assessments (Task 5) in both areas for the purposes of indentifying potential problems in the data collection process. Public Information Awareness activities (Task 1) have also started in these areas with meetings with Chefes de Suco and other community leaders in preparation for data collection activities starting during Q4.

Task 1 (Public Information & Awareness) in Q3 has focused on community outreach and on developing outreach materials for use in the pilot data collection process. These include posters, brochures, radio scripts, an outreach film, and branded staff uniforms for use in the field. Task 1 also provided media support to the project and produced several press releases on project-related activities that were well-received in the national media. Collaboration with an international journalist also resulted in one feature article in the international media.

Activities under Task 2 (legislative support) have moved forward since the signing of the MOU between the MOJ and USAID. As this report was being finalized, **the “Government Decree on the Cadastre” prepared by the Project in consultation with the DNTPSC and the MOJ was signed by the Minister of Justice.** It is in the form of a Ministerial Decree. This provides a legal basis for project activities and gives the Project the strong legal authority to undertake claims collection preceding a *Transitional Land Law*. The proposed Task 3 inter-Ministerial Network (or National Land Commission) remains stalled pending action from the Minister. It is also noteworthy that the DNTPSC on 30 June proposed a new departmental structure to the Minister which will, if approved, require an amendment to the *Organic Law*. The prospect for Task 3 activities remains uncertain given the Ministers evident reluctance to permit them.

Task 4 continued development of its technology tools and methodology for the collection of land claims. A workshop with DNTPSC staff in June provided input to the process that enabled the finalization of a Manual of Procedures for data collection. The project is developing the technical framework for the database of land claims while procuring, testing, and deploying the technology tools to support the process.

Task 5 finalized its process for dealing with land related disputes in the context of the land claims collection process and will finish the development of its training manuals in Q4 in time for the commencement of the data collection process alongside Task 4 activities.

OVERVIEW OF PROJECT BY TASK

Task1: Public Information Awareness

During Q3 this Task has:

- Participated in consultations with each district DTP office and District Administrator’s office and provided basic information about the project;
- Designed an Outreach Plan for public consultation activities;
- Finalized, in consultation with national counterparts, PIA materials for use in the pilot data collection process;
- Developed Posters and brochures explaining the data collection process;
- Developed 5 dramatic, locally-written radio scripts based on basic project messages;
- Produced a locally-written song using the project slogan (“Ita Nia Rai”) and highlighting key issues;
- Produced a 5-minute video clip on project activities over the quarter;
- Hired a consultant to produce a 30 minute outreach video that will walk communities through the land claims collection process;
- Drafted the script for the outreach film and consulted with national counterparts to finalize it;
- Hired a Training Coordinator to design and implement training for national and district staff and community facilitators;
- Organized an ACDI/VOCA training volunteer to support the Training Coordinator for 3 weeks in July;
- Procured branded materials and uniforms for project activities;
- Released 4 Press Releases, all of which were picked up by at least 2 local newspapers;
- Provided support to an international journalist, resulting in the project being featured in the international media by IRIN;
- Organized the press conference for the signing of the MOU between USAID and the MOJ;
- Helped DNTPSC prepare terms of reference for a televised debate program;
- Finalized the Communications Strategy for Public Information and Awareness;
- Met with potential partners, including the Asia Foundation, to discuss media partnerships to raise awareness about property rights; and,
- Held first public information meetings with District Administrators, Sub-District Administrators, Suco and Aldeia Chiefs, in the pilot districts of Liquica and Manatuto.

Tasks 2 & 3: Land Policy, Laws and Regulations/Support for National Land Commission

During Q3 this Task has:

- Worked with lawyers within the MOJ to facilitate the drafting and signing of a “Ministerial Decree on the Cadastre”;
- Completed revision of legislative policy concepts for a “Transitional Land Law” which will be circulated for feedback and then translation into a draft law in Q4;
- Completed the Gender Assessment and Strategy Plan that is being circulated for feedback and comments; and,

- Through SEPI, initiated a Stakeholder “Gender and Land Working Group” that had its first meeting on 19 May 2008.

Task 4: Land Administration

During Q3 this Task has:

- Detailed design of the data collection and recording system and procedures to be followed in recording claims to land ownership and defining the land parcels and their boundaries;
- Drafted procedure manuals to guide field and office operations in boundary recording and land demarcation;
- Presented and discussed Task 4 technical operations for data collection and recording with the staff of DNTPSC;
- Confirmed pilot areas and commenced preliminary activities in the districts of Liquica and Manatuto;
- With the Project Gender Specialist reviewed and developed claims procedures that are sensitive to gender issues;
- Interviewed local applicants for the positions of “Mobile” field offices at Liquica and Manatuto;
- Designed the IT systems needed to support project headquarters and field office data processing;
- Installed and deployed the IT hardware and software; and,
- Initiated discussions with the MOJ Information Technology Group regarding staff requirements for the development of the Land Claims Information System.

Task 5: Dispute Resolution, Mediation and Reconciliation

During Q3 this Task has:

- Completed a Strategic Plan for Conflict Resolution;
- Completed hiring project’s core Mediation Specialists;
- Developed the Field Plan for initial project activities in Liquica and Manatuto;
- Completed a Legal Resources List;
- Completed Conflict Assessments for Liquica, Manatuto and Aileu;
- Provided Train-the-Trainer Mediation training for DNTPSC District Staff (among others) including gender training; and,
- Integrated gender issues in dispute mediation processes.

ANTICIPATED Q4 ACTIVITIES

Future activities for Q4 are likely to include the following.

Task 1 (Activities Anticipated for Q4)

- Official “Launch” of Ministerial Decree on the Cadastre (set for July);
- Develop a gender brochure/factsheet and continue to develop gender training materials in Q4;

- Conduct targeted consultation meetings with local administrators, leaders, NGOs, women's networks and other groups in Liquica and Manatutu;
- Finalize the outreach film;
- Script and co-produce with UNMIT two 30-minute radio features on land and property;
- Script and produce a 30-minute radio feature on land and property, and disseminate to national and community radio;
- Script and produce a 30 minute television feature on land and property;
- Submit a feature article to the national media about the land and property process, co-written with the national counterpart;
- Broadcast the Ita Nia Rai song and the 5 dramatic radio scripts on national and community radio;
- Train Liquica and Manatuto project staff and community volunteers in PIA approaches and materials;
- Conduct an open-house for journalists in July 2008; and,
- Monitor and evaluate the public information process in the pilot areas.

Tasks 2 & 3 (Activities Anticipated for Q4)

- Present the draft "Transitional" Land Law Policy Note to the MOJ for comment, amendment and drafting for community comment;
- Conduct a Ministry of Justice Workshop on legal/policy development (working with the MOJ and DNTPSC);
- In collaboration with SEPI, convene additional Gender Land Law workshops in July 2008 and September 2008 with government and civil society representatives; and,
- Develop anti-corruption mechanisms to be incorporated into claims cadastre under DNTPSC in coordination with the USAID-funded anti-corruption project and the Provedor's Office.

Task 4 (Activities Anticipated for Q4)

- Recruit and train six field operations staff in Liquica and Manatuto;
- With Task 5 and the NGO BELUN recruit and train a total of 18 volunteer community facilitators to work as six teams of claims data collectors, three each at Liquica and Manatuto;
- Set up the pilot test field offices, mobilize staff, and maintain contact with local administrations at District, Suco and Aldeia level in both Liquica and Manatuto;
- Commence claims data collection in the Towns of Liquica and Manatuto operating out of the District Land & Property offices;
- Monitor field operations at Liquica and Manatuto, review systems and procedures in the light of operational experience and refine/modify as required;
- Review the effectiveness of PIA and conflict mediation activities for field operations in the pilot tests and refine processes as needed;
- Commence planning for national rollout of field operations in Project Year 2, including a continuation of District visits to consult with stakeholders; and,

- Continue to develop and refine procedures to address gender issues in the claims recording processes.

Task 5 (Activities Anticipated for Q4)

- Develop SOW for ongoing Belun work on the project;
- With Belun, hire and train community volunteers in Liquica and Manututo;
- Initiate mediation as needed alongside land claims data collection;
- Complete the list of legal resources for dispute resolution;
- Incorporate gender issues within the training materials being developed on dispute resolution processes/techniques;
- Complete all Training Manuals;
- Support and monitor mediation by Suco Councils alongside land claims data collection as required; and
- Incorporate a disputes register within the land claims database.



USAID Representative Mark White signs a key Memorandum of Understanding with Minister of Justice Lucia Lobato

TASK 1: PUBLIC INFORMATION AWARENESS (PIA)

TASK OVERVIEW

Task 1 (Public Information & Awareness) in the third quarter has focused on community outreach and on developing outreach materials for use in the pilot data collection process. These include posters, brochures, radio scripts, an outreach film, and branded staff uniforms. Task 1 has also provided media support to the project and the Ministry of Justice, and produced several press releases on project-related activities that were well-received in the national media. Collaboration with an international journalist also resulted in one feature article in the international media.

In particular, during Q3 Task 1 has:

- Consulted with each district DTP office and District Administrator's office providing basic information about the project;
- Designed an Outreach Plan for how public consultation will take place at the district, sub-district, suco and aldeia levels;
- Finalized, in consultation with national counterparts, PIA materials for use in the pilot data collection process;
- Tested the PIA materials in Dili and in the district DTP offices;
- Developed posters (in Tetum and Indonesian) and brochures that explain how the data collection process will work;
- Produced 5 dramatic, locally-written, radio scripts based on basic project messages;
- Produced a locally written song using the project slogan ("Ita Nia Rai") and highlighting key issues;
- Produced a 5-minute video clip of project activities over the quarter;
- Hired a consultant to produce a 30 minute outreach video that will walk communities through the land claims collection process;
- Drafted the script for the outreach film and consulted with national counterparts;
- Hired a Training Coordinator who is designing and implementing training for national and district staff and community facilitators;
- Recruited an ACIDI/VOCA training volunteer who will support the Training Coordinator for 3 weeks in July;
- Procured branded materials and uniforms (hats, vests, t-shirts, bags, umbrellas, pens) to be worn by Project Staff in the field during project operations and distributed to communities;
- Distributed 4 Press Releases, all of which were picked up by at least 2 local newspapers;
- Gender Land Law Workshop (2 press releases, 8 and 12 May 2008)

- Training of trainers for mediation (4 June 2008)
- Signing of MOU between USAID and Ministry of Justice (16 June 2008)
- Provided information to an international journalist, resulting in the project being featured in the international media by IRIN (the humanitarian news and analysis service of the UN Office for the Coordination of Humanitarian Affairs), which can be found at <http://www.irinnews.org/Report.aspx?ReportId=78705>;
- Organized the press conference for the MOU signing;
- Helped DNTPSC prepare terms of reference for a televised debate program;
- Finalized the project Strategic Plan for Public Information and Awareness;
- Met with potential partners, including the Asia Foundation, to discuss media partnerships to raise awareness about property rights; and,
- Held initial public information and awareness meetings with District Administrators, Sub-District Administrators, Suco and Aldeia Chiefs in the pilot districts of Liquica and Manatuto.

PROBLEMS & SOLUTIONS

Task 1 is on schedule in general. PIA-related activities specific to other task areas are subject to some changes. No major problems have been encountered to date. Task 1 is not on schedule in convening the PIA working group because the DNTPSC was reluctant to participate until the MOU between the Ministry of Justice and USAID had been signed. The materials are ready and the MOU has been signed. Task 1 intends to convene the PIA working group with an initial meeting in July to review the project's PIA strategy and corresponding materials.

EVENTS SCHEDULE

The main activity scheduled for the upcoming quarter will be the gradual roll-out of the public information campaign nation-wide (mainly via radio and television programs) and in the pilot districts. The latter will include providing training to community facilitators, in-depth consultation with local community leaders and groups, and communicating to the wider public. During the next quarter Task 1 will also obtain feedback on the effectiveness of the PIA strategy and adjust the PIA materials and approach as necessary. The schedule for Q4 includes:

- Conduct targeted consultation meetings with local administrators, leaders, NGOs, women's networks and other groups in the pilot districts;
- Conduct targeted local public information campaigns in the pilot districts including:
 - Announcements on radio, television and in newspapers;
 - Distribute posters, brochures and notices;
 - Support community radio stations to produce feature programs including coverage of community meetings;
 - Organize large-scale community meetings to provide information on the project, the claims collection process, and to answer questions; and,
 - Obtain feedback on PIA outreach materials.

- Finalize the outreach video;
- Script and co-produce with UNMIT two 30-minute radio features on land and property to be disseminated by RTL (national radio) July 26th and by 14 community radio stations across the country);
- Script and produce a 30-minute radio feature on land and property, and disseminate to national and community radio;
- Script and produce a 30 minute television feature on land and property;
- Submit a feature article to the national media about the land and property process, co-written with the national counterpart;
- Broadcast the Ita Nia Rai song and the 5 dramatic radio scripts on national and community radio;
- Train district project staff and community volunteers in PIA approaches and materials;
- Conduct an open-house for journalists in July 2008;
- Monitor and evaluate the public information process in the pilot areas; and,
- Official “Launch” of Ministerial Decree on the Cadastre (set for July).



A group of national journalists display the project information sheets after completing a training session on land and property.

TASKS 2 & 3: LAND POLICY, LAWS AND REGULATIONS/SUPPORT FOR NATIONAL LAND COMMISSION

TASK OVERVIEW

In particular, during Q3 this Task has:

- Working with lawyers within the MOJ, facilitated the drafting and signing of a “Ministerial Decree on the Cadastre” which was signed by the Minister on 1 July 2008. It comes into effect on the date of its publication in the Government Gazette;
- Completed revision of legislative policy concepts, for a “Transitional Land Law” which will be circulated for feedback and then translation into a draft law in Q4;
- Provided technical advice and assistance to the DNTPSC for the reformulation of its powers under a new organic (departmental) structure;
- Completed the Gender Assessment and Strategy Plan;
- Through SEPI, initiated a Stakeholder “Gender and Land Working Group” that had its first meeting on 19 May; and,
- Continued to liaise with AusAID and USAID for the development of complementary project strategies.

PROBLEMS & SOLUTIONS

As per the last Quarterly Report (Q2), although the Minister was not in support of a Stakeholder Advisory Panel (SAP), functionally equivalent to a National Land Commission, she did support the idea of an inter-Ministerial Advisory Network. Because of delays in the signing of the MOU between the MOJ and USAID (now signed), this idea has not progressed but we shall continue to push for it early in Q4.

The Minister’s team of expatriate legal advisors continues at times to work at cross purposes to those of the project. We hope to clarify working relationships and responsibilities in Q4 and are recently making significant progress to that end.

In the last Quarterly Report, the issue of the expansion of Project activities to take into account the provision of an expatriate adviser to a newly created Notary Institution for the registration of land rights was raised. The MOU between USAID and the MOJ seems to address this to some extent, limiting the project to activities defined within its contractual terms of reference.

A comprehensive approach to gender issues in project activities has been limited by the fact that the MOJ's lawyers within the Department of Legislation have not yet shared draft legislation for review and consultation. While Book 3 of the draft Civil Code (dealing directly with property issues) has been provided to the Project on a confidential basis, the other drafts (including marriage and inheritance rights) have not. The Project will continue to advocate for the release of all relevant draft legislations.

MOJ advisors seem lukewarm to a proposed program for legal training within the MOJ. Nevertheless, the Department of Legislation within the MOJ is planning training for Departmental lawyers. We will attempt to collaborate with them and support the preparation of a series of short legislative/policy training sessions in August/September.

A Land Law Workshop jointly run by the Project and the Australian National University (ANU's) on land-related disputes did not materialize in Q3. Instead, the Project attended a workshop in Baucau with representatives of the DNTPSC. A workshop on customary land tenure issues was also planned but has been delayed pending discussions with AusAID on potential complementary inputs on this issue with AusAID funds. A Project Design Study by AusAID is scheduled for early in Q4.

ACCOMPLISHMENTS

The primary accomplishment for Q3 (actually on 1 July 2008) was the signing by the Minister of Justice of the Ministerial Decree on the Cadastre. This gives formal legal legitimacy to all land claims collection activities.

While not a direct accomplishment of the Project, the signing of the MoU between the Ministry of Justice and USAID with regard to the project removes serious impediments to project implementation.

EVENTS SCHEDULE

The following activities are anticipated in Q4.

- Promulgation of legislation authorizing the collection and authentication of cadastral data;
- Finalization of draft "Transitional" Land Law for public consultation;
- MOJ/DNTPSC Workshop Series on Legal/Policy Development; and,
- Develop anti-corruption mechanisms to be incorporated into claims cadastre under DNTPSC in coordination with the USAID-funded anti-corruption project and the Provedor's Office.



Legal Specialist Ibere Lopes conducts a Q&A session about legal frameworks for land with national partner DNTPSC.



“Ita Nia Rai” and DNTPSC staff examine a boundary marker on a field visit to Oecusse.

TASK 4: LAND ADMINISTRATION

TASK OVERVIEW

Among the accomplishments for Task 4 during Q3 are:

Work plan activity 4.1 Develop Standards and Technical Requirements

- Detailed design of the data collection and recording system and procedures to be followed in recording claims to land ownership and defining the land parcels and their boundaries has continued in preparation for pilot testing and national rollout, with input by Land Equity International Technical Advisers.
- The proposed Task 4 technical operations for data collection and recording have been presented and discussed with the staff of DNTPSC at a work shop.
- New technology for data collection that offers significant advantages in collection efficiency and data reliability has been tested and procedures designed for its use in pilot testing; tests and procedures development are continuing.

Work plan activity 4.2 Systems Training

- The Information Technology Specialist (ITS) has continued design and installation of the IT systems needed to support project headquarters and field office data collection and processing.
- The Project has recruited and trained one Local IT Specialist and 2 Local Data Specialists to work on IT systems development and management.
- Draft procedure manuals have been prepared to guide field and office operations in boundary recording and land demarcation; they continue to be discussed with DNTPSC and other tasks for refinement and confirmation.
- Discussions have been initiated with the Ministry of Justice Information Technology Group regarding the Ministry of Justice (MoJ) providing IT staff to work with the project IT activities and development of the Land Claims Information system, as well as regarding joint Project/MoJ district electronic data communication facilities.
- The Project is continuing to work closely with SPRTL technical local staff to integrate gender in land administration activities.

Work plan activity 4.3 Pilot Testing

- Project Year 1 pilot testing has commenced in the districts of Liquica and Manatuto; meetings have been held with DNTPSC, the District DTP and local Administrations at District, Sub-District, Suco and Aldeia level to explain the projects aims, objectives and field operations.

- Local applicants were interviewed for the positions of Data Coordinator (6 Positions) required to staff the pilot test field offices at Liquica and Manatuto.

Work plan activity 4.4 Claims Recording

- Work is continuing with the Project Gender Specialist to ensure that technical procedures for field operations are sensitive to gender issues and to encourage equal land rights for all.

Work plan activity 4.5 Public Information awareness

- Public Information and awareness for field operations has commenced with a number of PIA meetings being held in the pilot testing Districts of Liquica and Manatuto with local administrators.
- All 13 Districts in the country have been visited to present the project to stakeholders and to collect information to assist in scheduling operations for national rollout. These visits will continue in Q4.

PROBLEMS & SOLUTIONS

There are no major problems in evidence: pilot testing commencing in Q4 is designed to test the systems and procedures that have been developed to support Task 4 activities, and particularly the application of new technological solutions for data collection.

The status of legislation to support development of the national property cadastre, including the issuance of titles, is not yet certain. We expect to see progress shortly. Its lack does not represent a problem and does not prevent claims data collection from proceeding.

Completion of the design of technical systems and production of Procedure Manuals is well advanced but will not be completed until early Q4 due to the delay in availability of Land Equity International technical advisers.

EVENTS SCHEDULE

Priority Activities for Task 4 for Q4 are:

- National and District announcement of the commencement of field operations in Liquica and Manatuto;
- Recruitment and training of volunteer community facilitators for data collection;
- Mobilization of field staff to the pilot testing field offices; and,
- Commencement of data collection in the selected collection areas in Liquica and Manatuto.



Visiting ARD consultant Nick Thomas conducts a demonstration showing the use of new survey technology.



GIS Specialist Sara Ribeiro facilitates a workshop session with DNTPSC technical staff.

TASK 5: DISPUTE RESOLUTION, MEDIATION AND RECONCILIATION

TASK OVERVIEW

Task 5 has been gearing up for the start of the pilot sites in Liquica and Manatuto, as well as moving ahead with developing procedures that will be applicable to the pilot sites and for the national claims registration to follow. The following activities were completed in the third quarter:

- A Strategic Plan for conflict resolution and dispute mediation was completed (*Work plan activity 5.1.a*);
- Recruited and hired three conflict resolution and dispute mediation specialists completing core project staffing for Task 5;
- Developed a field plan for initiating the pilot activities in Liquica and Manatuto;
- On request from the National Directorate of Land, Property and Cadastral Services (DNTPSC) Task 5 and Task 1 carried out 3-days of ToT training to four members of staff from the DNTPSC, one member from *Advocats san Frontières* and two members from the Peace and Democracy Foundation on 4 to 6 June;
 - The workshop was intended to provide support to the DNTPSC's annual action plan to train 100 *chefe suco* from 5 districts in the mediation of land disputes. An exploratory workshop was held the week before on 28 May in order to assess the needs of the DNTSPC. Following on from this training the Task 1 training coordinator monitored the training of *chefe sucos* and other local authorities in mediation. The Liquica DTP trained 19 persons over a period of two days on 17 and 18 June. Training in Manatuto district is scheduled for the month of July. A ToT training manual is now being developed by the Task 5 team.
- Concluded research on mediation techniques through consultation with official bodies and NGOs (*Work plan activity 5.1.a*);
- Completed conflict assessments for Liquica, Manatuto and Aileu to facilitate the process of selection of pilot sites (*Work plan activity 5.1.c*); and,
- Concluded District meetings the DTP staff, *Chefes de Suco* and the District Administrators to identify the most appropriate mediation technique for the area (*Work plan activity 5.2.a*).

PROBLEMS & SOLUTIONS

Initially, it was envisioned that a “Conflict Map” would be produced, showing areas where conflict involving land and property has been recent (*Work plan activity 5.1.b*). However, we are finding that

the individual conflict assessments that Task 5 staff have been conducting are more useful, because they allow for capturing more specific and detailed information. We will continue to consult the conflict assessment map produced by Belun, but will rely more heavily on the assessment format developed by the Task 5 staff.

Creation of a “Disputes Register” was included in the initial work plan. However, registering disputes is now integrated with the land claims registration process. As claims are registered and identified, disputed claims will be included among all other claims.

Materials development for mediation training has been delayed in order to respond to the DNTPSC request that the Task 5 team conducts TOT for the DTP staff working on mediation in the districts. That activity will resume in the fourth quarter.

EVENTS SCHEDULE

Events scheduled for Q4 include:

- District mediation (*work plan activity 5.1.d, District mediation*) will begin in the pilot sites (subject to Task 4 schedule);
- Training materials and mediation manual developed (see Problems and Solutions, above);
- Legal resources list (*work plan activity 5.1.e, Provision for legal resources*) finalized;
- Mediation of land claims disputes by Suco Councils (*work plan activity 5.2.a, Mediation by Suco Councils*), pending initiation of pilot data collection activities;
- Disputes register (*work plan activity 5.2.b, Dispute register*) initialization; and,
- PIA and training (*work plan activity 5.3, PIA & Training*) ongoing; and,
- Conduct training jointly with Avocats Sans Frontiere (ASF) in Liquica.



A DNTPSC staff member helps to identify priorities for the training of trainers in Mediation, May 2008.

ACTIVITY SUMMARY AND PMP

|  | | USAID Strengthening Property Rights in Timor Leste (“Ita Nia Rai”) Project Q3 SUMMARY PERIOD:1 April 2008 to 30 June 2008 | | |  |
|---|---|--|---|--|---|
| Task/Activity (Reference Work Plan activity nos.) | MOJ/DNTP Counterparts | Activity Status (include issues/problems/results) | Timeframes being met? (Y/N: Revision required? Refer to Timetable on last page) | Actions/Next Steps (including critical dates) | |
| TASK 1: Public Information Awareness | | | | | |
| Activity 1.1.a Basic Communications Package developed | DNTPSC | Ongoing distribution of Fact sheets Transmission mechanisms for core public messages to be designed and implemented (April/May) | Y | | |
| Activity 1.1.b PIA Working Group | Lucas da Costa MOJ, Dept of Citizenship & Human Rights | Partners in GoTL identified but Working Group not yet established Development of Materials | N | | |
| Activity 1.1.c Develop detailed PIA Strategy including media | DNTPSC | PIA Strategy to be finalized | Y | Activity completed for Y1 | |
| Activity 1.1.e Community Outreach | Lucas da Costa MOJ, Dept of Citizenship & Human Rights/DNTP | Community Outreach Plan Finalize DNTP Parliamentary Presentation and organize | Y | Community Outreach Plan completed for Y1 Arrangements still being made to undertake Parliamentary Briefing. | |



**USAID Strengthening Property Rights in Timor Leste (“Ita Nia Rai”) Project
Q3 SUMMARY
PERIOD: 1 April 2008 to 30 June 2008**



| Task/Activity (Reference Work Plan activity nos.) | MOJ/DNTP Counterparts | Activity Status (include issues/problems/results) | Timeframes being met? (Y/N: Revision required? Refer to Timetable on last page) | Actions/Next Steps (including critical dates) |
|--|-------------------------------|--|--|---|
| | | invitations with MOJ | | |
| Activity 1.1.f Feedback Monitoring | NA | Develop feedback mechanisms for national PIA campaigns. | Y | Training Evaluation forms developed and in use to record training activities |
| Activity 1.1.i Media Monitoring | NA | Ongoing. | Y | On-going |
| Activity 1.2a National Staff/Partner Training | Belun | COMPLETE | Y | COMPLETE |
| Activity 1.2c Media Training | | Open house for larger audience of journalists and journalism clubs. Press packages to be distributed at public events. | Y | COMPLETE |
| TASK 2: Land Policy, Laws, and Implementing Regulations | | | | |
| Activity 2.1.b Develop Comprehensive Legal Strategy Plan | Dept of Legislation | COMPLETE | Y | COMPLETE |
| Activity 2.3 Provide Legislative Drafting Support | MOJ Dept of Legislation (DOL) | <ul style="list-style-type: none"> • Minister to approve legal instrument authorizing Technical Procedures • Draft Transitional Land Law for internal discussion purposes with | Y | <p>Government Decree of the Cadastre with the MOJ for signing</p> <p>Discussions on Transitional Land Law started and to be expanded with broader</p> |



**USAID Strengthening Property Rights in Timor Leste (“Ita Nia Rai”) Project
Q3 SUMMARY
PERIOD: 1 April 2008 to 30 June 2008**



| Task/Activity (Reference Work Plan activity nos.) | MOJ/DNTP Counterparts | Activity Status (include issues/problems/results) | Timeframes being met? (Y/N: Revision required? Refer to Timetable on last page) | Actions/Next Steps (including critical dates) |
|---|------------------------------|--|---|--|
| | | DOL 30 March | | presentations during Q4 as part of the public consultation process |
| TASK 3: Support for Land Institution | | | | |
| 3.1.a Establish Stakeholder Advisory Panel (SAP) | DNTP | Determined by Project now to aim for an Inter-ministerial Commission on Land Policy (in the mould of the Inter-Ministerial Commission for the Rights of the Child) | N | Complete draft Executive Order for the Creation of the Inter-ministerial Commission. This will be completed and delivered to the MOJ for comment and signing in July |
| 3.1.b Donor/Project Coordination | DNTP | On-going Briefings. Preparation for Quarterly Briefings to International and Local NGOs By 30 June 2008 | Y (On-going) | These briefings have continued. AusAID has suggested a slightly more formal Donor Coordination Group for Land Policy Issues. This is currently with USAID for consideration. |
| TASK 4: Land Administration | | | | |
| Activity 4.1: Develop Standards and Technical Requirements | DNTP | <ul style="list-style-type: none"> • Design of technical systems and procedures will continue with input from technical sub-contractors due in Dili April (provided by LEI Int'l). • Technical systems and procedures to be completed for pilot testing mobilization in May 2008 and commencement of field operations | Y (on-going) | <ul style="list-style-type: none"> • Technical Procedures will be tested during the Pilot Testing in Liquica and Manatuto and following assessment will be refined and modified as required. • Some more complex developments associated with database design and development will be on going |



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Q3 SUMMARY
PERIOD:1 April 2008 to 30 June 2008**



| Task/Activity (Reference Work Plan activity nos.) | MOJ/DNTP Counterparts | Activity Status (include issues/problems/results) | Timeframes being met? (Y/N: Revision required? Refer to Timetable on last page) | Actions/Next Steps (including critical dates) |
|---|-----------------------|--|--|---|
| Activity 4.2: Systems Training | DNTP | <p>in late Q3, early Q4.</p> <ul style="list-style-type: none"> • Training courses and training material to be finalized and courses arranged during April 2008 • Project staff and community facilitators to be recruited for field operations and to be trained in claims process systems and procedures prior to mobilization around June 2008. | Y (on-going) | Recruitment of field operations staff will be finalized and all staff trained during July/August 2008 |
| Activity 4.3: Pilot Testing and System Implementation, refinement | DNTP | <ul style="list-style-type: none"> • Pilot testing of systems and procedures to be finalized for commencement of field operations around June/July 2008 • Pilot test areas to be selected and agreed by stakeholders (June 2008) • Project information to be presented to communities concerned (in accordance with claims process) • Field offices and staff to be mobilized to, and setup at selected sites in May/June 2008. • Pilot testing systems/equipment/procedures to be implemented and tested; field operations to commence in June/July 2008. | Y (on-going) | Preparations for pilot testing in Liquica and Manatuto are in progress – data collection is expected to commence in August 2008 |
| Activity 4.4: Claims | | <ul style="list-style-type: none"> • Claims recording process to be | Y (on-going) | Claims recording procedures are being |



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Q3 SUMMARY
PERIOD: 1 April 2008 to 30 June 2008**



| Task/Activity (Reference Work Plan activity nos.) | MOJ/DNTP Counterparts | Activity Status (include issues/problems/results) | Timeframes being met? (Y/N: Revision required? Refer to Timetable on last page) | Actions/Next Steps (including critical dates) |
|--|------------------------------|---|--|---|
| recording | | <p>tested during Year 1 pilot tests commencing with PIA in June/July 2008</p> <ul style="list-style-type: none"> Updating of claims data for changes that occur during process is essential and updating procedures will be tested during pilot tests, commencing June/July 2008. Central claims data processing systems and procedures in Dili will be in place for pilot test data collection to commence in June/July 2008. | | finalized and integrated with other Task activities ready for staff training in July and data collection in August 2008 |
| Activity 4.5: Public Information and Awareness | | <ul style="list-style-type: none"> PIA programs and material to be finalized and implemented to support pilot testing. (refer to Task 1 Activities above) | Y (on-going) | <ul style="list-style-type: none"> PIA programs for pilot testing have commenced and will be continued during pilot testing to support field operations. |
| TASK 5: Conflict Prevention, Mitigation, Mediation & Reconciliation | | | | |
| 5.1a Develop dispute resolution processes/techniques | DNTPSC | Process to be finalized for implementation with Task 4 land claims pilots | Y | Mediation operations manual to be drafted prior to activities in the pilot sites. |
| 5.1b Land Conflict dispute mediation Plan | Belun, DNTPSC | <ul style="list-style-type: none"> Complete a dispute mediation plan. | NA | Dependent on results from the pilot sites |



USAID Strengthening Property Rights in Timor Leste (“Ita Nia Rai”) Project
Q3 SUMMARY
PERIOD: 1 April 2008 to 30 June 2008



| Task/Activity (Reference Work Plan activity nos.) | MOJ/DNTP Counterparts | Activity Status (include issues/problems/results) | Timeframes being met? (Y/N: Revision required? Refer to Timetable on last page) | Actions/Next Steps (including critical dates) |
|---|------------------------------|--|---|--|
| 5.1.c Targeted conflict assessments and individual area strategic plans | Belun | • The schedule will be driven by the initiation of pilot site activity (see Task 4) July/August; | NA | Training in conflict assessment to be carried out to staff in pilot sites. Assessments to be carried out at suco level |
| 5.1.d District mediation | | • The schedule will be driven by the initiation of pilot site activity (see Task 4) July/August; | NA | Mediation training manual being developed and workshops to be held in Manatuto and Liquica to train data coordinators, data collectors and local leaders prior to collection of data. Liquica training will be joint training between Ita Nia Rai, DTP and ASF. Both trainings will be in July |
| 5.1.e Provision for legal resources | Belun | Compilation of list of legal resources | Y | COMPLETE |
| 5.2.a Mediation by Suco Councils | Belun | NA | NA | • The schedule will be driven by the initiation of pilot site activity (see Task 4) August; |
| 5.2b Disputes Register | | NA | NA | • The schedule will be driven by the initiation of pilot site activity (see Task 4) August; |
| 5.3a National PIA and Conflict Mediation Workshop | | NA | NA | |
| 5.3b District Level Workshops | | NA | NA | |

TIMELINE

| USAID Strengthening Property Rights in Timor Leste (“Ita Nia Rai”) Project Q3 ACTIVITIES (in yellow) as noted in the Work Plan | | | | | | | | | | | | | |
|---|-----|-----|-----|--------|-----|-----|-----|-----|-----|-----|-----|------|---------------|
| | Q1 | | | Q2 | | | Q3 | | | Q4 | | | |
| | Oct | Nov | Dec | Jan 08 | Feb | Mar | Apr | May | Jun | Jul | Aug | Sept | Status |
| TASK 1 Public Information Awareness | | | | | | | | | | | | | TASK 1 |
| 1.1.a Basic External Communications Package | | | | | | | | | | | | | |
| 1.1.b PIA Working Group | | | | | | | | | | | | | |
| 1.1.c Develop PIA strategy including Media Plan | | | | | | | | | | | | | |
| 1.1.c Media content | | | | | | | | | | | | | |
| 1.1.d Information packages developed and field-tested | | | | | | | | | | | | | |
| 1.1.e Community Outreach | | | | | | | | | | | | | |
| 1.1.f Feedback monitoring | | | | | | | | | | | | | |
| 1.1.g Communication Strategy Guide | | | | | | | | | | | | | |
| 1.1.h Long term PIA strategy | | | | | | | | | | | | | |
| 1.1.g Media Monitoring | | | | | | | | | | | | | |
| Activity 1.2 Training | | | | | | | | | | | | | |
| 1.1.a National staff/partner training | | | | | | | | | | | | | |
| 1.1.b District staff training | | | | | | | | | | | | | |
| 1.1.c Cross-district workshops | | | | | | | | | | | | | |
| TASK 2: Land Policy, | | | | | | | | | | | | | TASK 2 |

| USAID Strengthening Property Rights in Timor Leste (“Ita Nia Rai”) Project Q3 ACTIVITIES (in yellow) as noted in the Work Plan | | | | | | | | | | | | | |
|---|-----|-----|-----|--------|-----|-----|-----|-----|-----|-----|-----|------|--|
| | Q1 | | | Q2 | | | Q3 | | | Q4 | | | Status |
| | Oct | Nov | Dec | Jan 08 | Feb | Mar | Apr | May | Jun | Jul | Aug | Sept | |
| Laws, and Implementing Regulations | | | | | | | | | | | | | |
| Activity 2.1 Develop a Comprehensive Legal Strategy Plan (CLSP) | | | | | | | | | | | | | |
| 2.1.a Public forums | | | | | | | | | | | | | Y1 Completed |
| 2.1.b Develop CLSP Plan | | | | | | | | | | | | | |
| Activity 2.2: Strengthen Capacity Building and Training | | | | | | | | | | | | | |
| 2.2.a Workshops on general land law and legal drafting | | | | | | | | | | | | | |
| 2.2.b Policy and legal thematic workshops | | | | | | | | | | | | | |
| Activity 2.3: Provide Legislative Drafting Support | | | | | | | | | | | | | |
| 2.3.a Draft legislative sequencing | | | | | | | | | | | | | |
| 2.3.b Legal drafting | | | | | | | | | | | | | Government Decree of the Cadastre completed and with the MOJ for signing |
| 2.3.c Draft Legislation amendments | | | | | | | | | | | | | |
| Legislative passage | | | | | | | | | | | | | NA |
| Activity 2.4: Design Compensation and Procedures to Deal with Overlapping Land Claims | | | | | | | | | | | | | |
| 2.4.a Land reforms | | | | | | | | | | | | | NA |
| 2.4.b Adjudication procedures | | | | | | | | | | | | | |
| 2.5 Public Information | | | | | | | | | | | | | |

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|---|-----|-----|-----|--------|-----|-----|-----|-----|-----|-----|-----|------|---------------------------|
| | Q1 | | | Q2 | | | Q3 | | | Q4 | | | Status |
| | Oct | Nov | Dec | Jan 08 | Feb | Mar | Apr | May | Jun | Jul | Aug | Sept | |
| Messages | | | | | | | | | | | | | |
| 2.6, Gender Planning and Plan Implementation | | | | | | | | | | | | | Gender Strategy Completed |
| TASK 3: SUPPORT NATIONAL LAND COMMISSION | | | | | | | | | | | | | TASK 3 |
| Activity 3.1: Establishment of Stakeholder Advisory Panel (SAP) | | | | | | | | | | | | | |
| 3.1.a Establish Stakeholder Advisory Panel (SAP) | | | | | | | | | | | | | |
| 3.1.b Donor/Project Coordination | | | | | | | | | | | | | |
| Activity 3.2: NLC Support and Operation | | | | | | | | | | | | | |
| General Support to the NLC | | | | | | | | | | | | | |
| Activity 3.3: Mechanisms to Inform Implementation | | | | | | | | | | | | | |
| 3.3.a Special Studies | | | | | | | | | | | | | |
| TASK 4 LAND ADMINISTRATION | | | | | | | | | | | | | TASK 4 |
| Activity 4.1: Develop Standards and Technical Requirements | | | | | | | | | | | | | |
| 4.1.a Technical Work Group | | | | | | | | | | | | | |
| 4.1.b Land recording and survey system procedures | | | | | | | | | | | | | |
| 4.1.c Technical standards | | | | | | | | | | | | | |
| 4.1.d Technical hardware design | | | | | | | | | | | | | |

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|---|-----|-----|-----|--------|-----|-----|-----|-----|-----|-----|-----|------|--|
| | Q1 | | | Q2 | | | Q3 | | | Q4 | | | Status |
| | Oct | Nov | Dec | Jan 08 | Feb | Mar | Apr | May | Jun | Jul | Aug | Sept | |
| Activity 4.2: Systems Training | | | | | | | | | | | | | |
| 4.2.a Mini courses | | | | | | | | | | | | | |
| 4.2.b Procedures manuals | | | | | | | | | | | | | |
| 4.2.c Systems training | | | | | | | | | | | | | |
| Activity 4.3: Pilot Testing and System Design | | | | | | | | | | | | | |
| 4.3 a System design | | | | | | | | | | | | | |
| 4.3.b Establish Mobile units for pilot testing | | | | | | | | | | | | | |
| 4.3 c Recruit Community Facilitators | | | | | | | | | | | | | |
| 4.3.d Pilot testing of PIA field procedures | | | | | | | | | | | | | |
| 4.3.e Demarcation in the field; claims identification | | | | | | | | | | | | | |
| 4.3.f Mediate disputes | | | | | | | | | | | | | These are anticipated to start in August alongside Task4 Land Claims data collection |
| 4.3.g Production plans defining demarcation areas | | | | | | | | | | | | | |
| Activity 4.4: Claims Recording | | | | | | | | | | | | | |
| 4.4.a Claims recording | | | | | | | | | | | | | |
| 4.4.b Coordination of the pilot test | | | | | | | | | | | | | |
| Activity 4.5 Public Information and Awareness | | | | | | | | | | | | | |
| 4.5.a National campaign | | | | | | | | | | | | | |
| 4.5.b District campaign | | | | | | | | | | | | | |
| 4.5.c Local campaign | | | | | | | | | | | | | |
| TASK 5 Dispute Resolution, Mediation | | | | | | | | | | | | | TASK 5 |

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|---|-----|-----|-----|--------|-----|-----|-----|-----|-----|-----|-----|------|--|
| | Q1 | | | Q2 | | | Q3 | | | Q4 | | | |
| | Oct | Nov | Dec | Jan 08 | Feb | Mar | Apr | May | Jun | Jul | Aug | Sept | Status |
| and Reconciliation Mechanisms | | | | | | | | | | | | | |
| Activity 5.1 Map and Mediate Land Conflict Flash points | | | | | | | | | | | | | |
| 5.1.a Develop dispute resolution processes/techniques | | | | | | | | | | | | | |
| 5.1.b Land Conflict and dispute mediation plan | | | | | | | | | | | | | |
| 5.1.c Targeted conflict assessments and individual mediation strategic workplans | | | | | | | | | | | | | |
| 5.1.d District mediation | | | | | | | | | | | | | These are anticipated to start in August alongside Task4 Land Claims data collection |
| 5.1.e Provision for legal resources | | | | | | | | | | | | | |
| Activity 5.2: Claims Recording and Dispute Mediation | | | | | | | | | | | | | |
| 5.2.a Mediation by Suco Councils | | | | | | | | | | | | | These are anticipated to start in August alongside Task4 Land Claims data collection |
| 5.2.b Dispute register | | | | | | | | | | | | | |
| Activity 5.3: PIA and Training | | | | | | | | | | | | | |
| 5.3.a National PIA and Conflict Mediation Workshop | | | | | | | | | | | | | Tasks 5.3.a and 5.3.b were assuming the data collection would start in April/May, and that we would by this time (July) be heavily into mediating cases. These activities may be delayed until Y2. |
| 5.3.b District level | | | | | | | | | | | | | |

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|---|-----|-----|-----|--------|-----|-----|-----|-----|-----|-----|-----|------|--------|
| | Q1 | | | Q2 | | | Q3 | | | Q4 | | | |
| | Oct | Nov | Dec | Jan 08 | Feb | Mar | Apr | May | Jun | Jul | Aug | Sept | Status |
| workshops | | | | | | | | | | | | | |



Ita Nia Rai staff sporting their T-shirts during a team-building exercise.

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