

[unofficial translation]

GOVERNMENT RESOLUTION NO. 29/2014 of 24 October

Audit and Actions on the Justice Sector

Prompted by the National Parliament, under Resolution no. 11/2014 of 24 October 2014, and considering the legitimate expectations that the Timorese population places on its legal bodies, as well as the need to undertake an evaluation of the operation of the Justice Sector as a whole,

The Government decided, under the terms presented in Articles 115.1, points l) and o), in 115.3 and 116(c) of the Constitution of the Democratic Republic of Timor-Leste, the following:

1. Create a Commission to Audit the Timor-Leste Judicial System, for purposes of an in-depth technical audit on the operation of the Justice Sector, namely on:
 - a) the operation of the Courts, the Public Prosecutor's Office, the Public Defender's Office and the Anti-Corruption Commission;
 - b) the articulation of the Public Prosecutor's office with the criminal police bodies;
 - c) the need to carry out legislative changes and to develop new legal diplomas;
 - d) the human resources and trend towards increased *timorization* of the sector;
 - e) the economic efficiency of the sector and the implementation of external aid;
 - f) the articulation of the formal systems and strengthening of *traditional justice* mechanisms.
2. The Commission will be composed of national and international technical staff with renown, experience, knowledge and prior background and has public recognition, in the field of Justice.
3. The Commission to Audit of the Timor-Leste Judicial System has the mission to undertake a report with conclusions from the referred audit, mobilizing and hiring, to this end, the human resources that are deemed necessary.
4. The conclusions of this Committee shall be presented to the National Parliament and to the public at the beginning of 2015.
5. Provisionally, and without prejudice to an opposing decision in the future, the relevant Ministries should immediately terminate, for reasons of *force majeure* and of national interest, all existing contracts and contract renewals of international judicial staff, including the respective international advisors exercising duties in the Courts, Public Prosecutor's office, Public Defender's office, Anti-Corruption Commission as well as in the Legal Training Centre.
6. As a means to suppress the difficulties relating to human resources that may arise from the termination and non-renewal of the contracts of international legal staff, the relevant Ministries shall proceed to mobilize and hire the human resources that are deemed necessary.
7. The coordination of international hiring for the Justice Sector, under the protocols and memorandums of understanding signed by the Timorese State and foreign entities, shall, from now on, be coordinated by the relevant Ministries in the Government, namely by the Ministry of Justice and by the Ministry of Finance.

Approved in Council of Ministers, on 24 October, 2014.

For publication.

The Prime Minister,
Kay Rala Xanana Gusmão