

## **Government Resolution n° 32/2014, of October 31**

### **Compliance with the measures enacted by the National Parliament to promote and safeguard the interests and dignity of the Democratic Republic of Timor-Leste**

The National Parliament of the Republic of Timor-Leste, an entity that exercises sovereignty and represents all Timorese citizens, through Resolution n. 11/2014, of October 24, on the grounds of force majeure and the need to uncompromisingly protect the national interest, in order to defend and ensure the sovereignty of the country, urged the Government to carry out an in-depth technical audit about the functioning of the Justice sector.

In order to achieve this aim, it was deemed necessary, on a transitory basis, and without prejudice to a reverse decision in the future, to terminate immediately all existing contracts and contractual renewals of the international judicial workers, including their advisory services in the Judiciary, in the Public Prosecutor's Office, in the Public Defender's Office, in the Anti-Corruption Commission, as well as in the Judicial Training Centre.

At the National Parliament's request, the Government of the Republic of Timor-Leste, through Resolution n. 29/2014, of October 24, besides setting up an Audit Committee of the Justice System of Timor-Leste, with the fundamental priority to protect and to ensure the sovereignty of the country, and on the grounds of force majeure and of national interest, has recognized the immediate termination of all the existing contracts and contractual renewals of the international judicial workers, including their advisory services, currently working in the entities mentioned above. As a result, the international judicial workers and advisors working with those entities saw their working contracts terminated.

The fact is that, under no. 1 of Article 36, of Law n. 9/2003, October 15, given the termination of the contractual obligations, the necessary preconditions for granting the work permits or even the special stay authorizations in the Democratic Republic of Timor-Leste no longer exists and thus their visas have been revoked.

Accordingly, pursuant to the terms in item (k) of no. 1 and no. 3 of Article 22 of Decree Law no. 41/2012, of September 7 and of item (b), of no. 2 of Article 41 of Decree Law n. 31/2008, of August 13, it shall be the responsibility of the Immigration Service to control and monitor the permanence of foreigners within the national territory, as well as to immediately revoke the work permits or the special stay authorizations that were granted to the international judicial workers and international advisers above-mentioned, as well as to notify them to leave the territory of the Democratic Republic of Timor-Leste.

Thus, and based on and subject to the foregoing, the Government decides, under item (a) of Article 6, items (a), (b) (c), l) and o) of n. 1 of Article 115, item (c) of article 116 of the Constitution of the Democratic Republic of Timor-Leste, the following:

1. In regard to the need to ensure national security, law and order and common decency, order the Immigration Service of the Ministry of Defence and Security, to notify the revocation of the work permits or the special stay authorizations of the international judicial workers and international advisers, referred to in n.3 of the National Parliament Resolution n. 11/2014, of October 24 and in n. 5 of Government Resolution n. 29/2014, of October 24, identified in the attachment to the present Resolution, and of which constitutes a part of.

2. And considering that their presence in the national territory is a threat to the national interest and dignity of the Democratic Republic of Timor-Leste, to order, under Law n. 9/2003, of October 15, that the individuals above-mentioned leave the territory within 48 hours.
3. The police and security authorities, namely, the Immigration Service of the Ministry of Defence and Security, ensure, under Law n. 9/2003, of October 15, Law n. 4/2010, of April 21 and Decree Law n. 30/2009, of November 18, the compliance of the present Resolution and the legally provided measures, in the event that the referred individuals do not leave the national territory, leading to their illegal stay in the national territory.

Approved by the Council of Ministers, 31st October, 2014

To be Published.

The Prime-Minister,  
Kay Rala Xanana Gusmão

## **Annex**

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### **Judges:**

1. Cid Orlando de Melo Pinto Geraldo (Portugal)
2. Julio Gantes da Costa (Portugal)
3. Eduardo Neves (Portugal)
4. Pedro Miguel Figueiredo (Portugal)
5. Carlos Câmara (Portugal)

### **Prosecutors:**

1. Luis Landim (Cape Verde)
2. Gloria Alvês (Portugal)

### **Anti-Corruption Commission:**

1. José Brito (Portugal)