Tanzania Extractive Industries Transparency Initiative

Mpango wa Uhamasishaji Uwazi katika Mapato ya Madini,Gesi asilia na Mafuta

TEITI/MIN 53/2015

Re: Tanzania EITI Multi-Stakeholders Working Group

Minutes of the Ordinary 53rd MSG Meeting Held at International House, TEITI Board Room, On June 17th – 18th 2015

TEITI-MSG Members

PRESENT

1.	Hon. Mark Bomani	Chairperson
2.	Rev. Dr. Stephen Munga	MSG-Member-CSOs
3.	Mr. Amani Mhinda	MSG-Member-CSOs
4.	Ms. Blandina Sembu	MSG-Member-CSOs
5.	Mr. Bubelwa Kaiza	MSG-Member-CSOs
6.	Mr. Mbaraka H. Igangula	MSG-Member-CSOs
7.	Mr. Alfred Mwaswenya	MSG-Member-Industry (ASM)
8.	Mr. Gerald Mturi	MSG-Member-Industry (TCME)
9.	Mr. Emmanuel Jengo	MSG-Member-Industry (TCME)
10.	Mr. Halfani Halfani	(Alt. Ms. Kate Methley-MSG-Member-Industry (OGAT)
11.	Mr. Francis Chacha	(Alt.Mr. Alfred Missana-MSG-Member- Government)
12.	Ms. Latifah Mtoro Mwachi	(Alt.Eng. Paul Masanja-MSG-Member- Government)
13.	Mr. Aloyse Tesha	(Alt.Eng. Paul Masanja-MSG-Member- Government)

ABSENT WITH APOLOGY

14.	Dr. James Mataragio	MSG-Member-Government
15.	Mr. Alferd Mregi	MSG-Member-Government
16.	Mr. Godvictor Lyimo	MSG-Member-Industry (TCME)
17.	Mr. Kharist M. Luanda	MSG-Member- Government

AGENDA

1. **WELCOME/ OPENING STATEMENT**
   The Chairperson called the meeting to order at 10:30a.m.

2. **ADOPTION OF THE AGENDA**

   The agenda was adopted however, Members agreed to have a separate discussion on 18th June, 2015 specifically for agenda item No 8 regarding TEITI Legislation.

3. **APPROVAL OF THE MINUTES OF 52nd MSG MEETING**
   Minutes were approved without amendments.

4. **MATTERS ARISING FROM THE 52nd MSG MEETING**
   Matter arising were approved. However, Secretariat was asked to seek verification of unit costs for a standard laboratory, classroom, tarmac road and Health centre.

5. **Update on progress of recruiting Independent Administrator (IA) for 2012/13 and 2013/14 TEITI reports**

   It was reported that, assessment on technical and financial proposals from BDO East Africa was finalized on 26th May 2015 and MTB agreed to award a contract to BDO East Africa. MSG endorsed appointment of BDO East Africa as Independent Administrator for production reconciliation reports for fiscal year 2012/13 and 2013/14.

6. **Update on progress of recruiting a consultant for undertaking a study on feasibility of requiring beneficial ownership disclosure**
   Members were informed that, notice of re-advertisement of Expression of Interest was published on 8th May 2015. Two firms expressed interest, MM Attorneys and TAN Africa Law both from Tanzania. Bids were opened on 19th May 2015 and the evaluation was completed on 8th June, 2015. The report with recommendation has been submitted to MTB for decision.

7. **Request for Extension of Deadline Publication of 2012/13 TEITI Report**

   Members were informed that Tanzania will certainly miss the deadline for publication of 2012/13 report which is 30th June 2015. Therefore, MSG is required under Requirement 1 paragraph 1.6 (d) of the EITI Standard to request an extension from EITI International Board Secretariat. It was agreed that, an extension letter be prepared by Secretariat and forward to the Chairman for review and upon satisfaction submit to the EITI Board on behalf of TEITI MSG.

8. **Update on TEITI Legislation**

   Members agreed to have a separate discussion on 18th June, 2015

9. **Establishment of materiality threshold for disclosure of Beneficial Owners (BO) of proceeds from Oil, Mineral and Gas**

   Members deliberated and agreed that, materiality of 5% was considered to be adequate. However, there was concern that the materiality level should reflect the authorized capital of the company. It was suggested that a final decision on materiality should wait until a consultant who will be hired to conduct a BO study to come up with recommendations that will take into consideration the relationship between materiality and authorized capital. Nevertheless, MSG agreed that BO information be collected at the time when reconciler is collecting payments data from companies for reconciliation reports of 2012/13 and 2013/14.

10. **Discussions on preparations for nomination of constituencies representatives for the next term starting January 2016 – December 2018**

    Members were informed that the current tenure of office for MSG Members will end on 31st December 2015. MSG discussed and agreed that each constituency develops its own criteria for nominating its own representatives in accordance with Requirement 1.3 (f) of the EITI Standard and TEITI Memorandum of Understanding signed in March 2010.

11. **AOB**

    There was no other business that was discussed.

12. **Closing Statement**

    The Chairman closed the meeting at 2:15 pm.

DAY 2: 18TH June 2015

WELCOME/ OPENING STATEMENT

The Chairperson called the meeting to order at 10:00a.m and stated that the meeting is the continuation of the 53rd MSG Meeting, specifically to discuss agenda item No 8 on TEITI Bill with the view of providing comments to improve the Bill.

Agenda Item 8: TEITI Legislation

TEITI MSG scrutinized TEITI Bill and suggested comments and amendments to the Bill. Furthermore, MSG decided to form a sub-committee to refine the proposed amendments which will be submitted during the Public Hearing schedule on 24th June 2015 before the Parliament Committee for Energy in Dodoma.

AOB: None

Date of the Next Meeting

To be communicated by Secretariat.

Closing of the Meeting

The Chairman closed the meeting at 2:00 pm.

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Hon. Mark Bomani
Chairperson-TEITI

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Mr. Benedict Mushingwe
Executive Secretary-TEITI