



TEITI/MIN85/MSG/2021

**Re: Tanzania EITI Multi-Stakeholder Working Group
Minutes of the 85th MSG Meeting, BUNGE Building, Dar es salaam,
11th March 2021**

TEITI - MSG MEMBERS

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|-----|----------------------------|--|
| 1. | Mr. Ludovick Utouh | MSG-Chairperson |
| 2. | Rachel Chagonja | MSG-Member-CSOs (HAKIRASILIMALI) |
| 3. | Eng. David Mulabwa | MSG-Member- Government-(MoM) |
| 4. | Mr. Moses J. Muganga | Alt: MSG Member- CSOs-(People with Disability & Gender) |
| 5. | Mr. Tariq Kibwe James | MSG-Member- Industry (SSM) |
| 6. | Mr. Donald Malambo Kasongi | MSG-Member- CSOs (Conventional NGOs) |
| 7. | Mr. Majani Moremi Wambura | MSG-Member- Industry (TCM) |
| 8. | Mr. Josephat Shigela | Alt MSG Member-Government (TPDC) |
| 9. | Dr. Camillus D.N Kassala | MSG-Member-CSOs (Interfaith) |
| 10. | Mr. John Bosco Tindyebwa | MSG-Member - Industry – (TCM) |
| 11. | Mr. Nicomedes M. Kajungu | MSG-Member- CSOs (Trade Unions) |
| 12. | Mr. John Kinuno | MSG Member- Government (AG) |
| 13. | Furia Felichismo | MSG Member- Industry (OGAT) |
| 14. | Yusuph Mwenda | MSG Member- Government (TRA) |

ABSENT WITH APOLOGY

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| 1 | Mr. Juma S. Madaha | MSG-Member- Government-
(PO-RALG) |
| 2 | Mr. Halfani Halfani | MSG-Member-Industry-(OGAT) |

SECRETARIAT

- | | | |
|---|-------------------|-------------------------|
| 1 | Mariam Mgaya | Ag. Executive Secretary |
| 2 | Phines Sijaona | Legal Officer |
| 3 | Godwin Musabala | Communication Officer |
| 4 | Nyanchimula Mhoji | Accountant |
| 5 | Mary Kaombwe | PS |

1. OPENING

The meeting was opened at 10:45am.

2. ADOPTION OF THE AGENDA

Agenda was reviewed and adopted.

3. APPROVAL OF THE MINUTES OF THE 84rd MSG MEETING

Draft Minutes of the 84th MSG meeting were reviewed and approved.

4. APPROVAL OF THE MATTERS ARISING FROM THE 84rd MSG MEETING

Matters arising from the 84th MSG Meeting were reviewed and approved.

5. DISCUSSION ON PROCUREMENT OF INDEPENDENT ADMINISTRATOR FOR THE 2018/2019 TEITI REPORT

It was reported that, the procurement process of recruiting the Independent Administrator for 2018/2019 was initiated in August 2020 in which the request for proposal was issued to the shortlisted consultant MS Mzumbe University on 28th August 2020. Members were informed that the reasons that led the Ministry to apply a single source method was to eliminate the risks of failing to meet the deadline for the report which is due in June 2021 and that the task represent a natural continuation of the previous work. It was also reported that the consultant signed the contract on 8th January 2021 and is in the process of preparing the scoping study. It was further reported that the scoping report and reporting template will be circulated to MSG members for review and comments.

Members discussed the matter and directed the Secretariat to review the report according to the MSG comments. However, MSG raised the concerned on the use of single method in recruiting the IA and urged for an improvement of the procurement method in future. Further, MSG approved the appointment of MS Mzumbe University as the Independent Administrator to prepare the 2018/19 TEITI report.

6. UPDATE ON EXTRACTIVE GLOBAL PROGRAMMING SUPPORT (EGPS OF 750,000.00.

It was reported that, on 16th January, 2021 the Ministry of Minerals advertised the request for expression of interest for three (3) immediate activities under the EGPS project as follows; (i) the mainstreaming feasibility study; (ii) Carrying out Scoping Study on Small-Scale Mining for the purpose of including the Sub-sector Revenue Disclosure through the Tanzania Extractive Industries Transparency Initiative; and (iii) Carrying out Scoping study on environmental, social and gender impacts for Extractive Industries Transparency Initiative reporting. It was also reported that, the submitted for expression of interest were opened on 5th February, 2021 where by sixteen (16) companies expressed interest on carrying out scoping study of ASM; seven companies (7) for mainstreaming); and nineteen (19) companies for scoping study on environmental, gender and social impacts .

It was further reported that, the Ministry of Minerals appointed an evaluation committee for which the team was expected to submit the evaluation report to the Ministerial Tender Board by 12th February 2021. The shortlisted companies will be subsequently requested to submit the Technical and Financial Proposal according to the procurement method of Consultant Qualification Selection (CQS). In addition, Members were informed that the Non- consultant activities under the grant were not yet started as they needed TEITI to have advance funds to finance them after which TEITI would request for reimbursement from the World Bank. This is due to the reasons that the disbursement method applicable payment of reimbursement and direct payment which was agreed for this project.

7. UPDATES ON TEITI AWARENESS ACTIVITIES

It was reported that, on the 14th January and 17th February 2021 TEITI MSG Committee and the Secretariat conducted awareness workshops in Mwanza and Geita respectively. The objective of the workshops were to increase public understanding of EI revenue and promote use of EITI data to enhance informed debate from the public on the contributions of the extractive sector. The workshop in Mwanza was opened by the Deputy Minister of Minerals Hon. Prof. Shukran Elisha Many (MP) and in Geita the Guest of honor was Minister of Minerals Hon. Doto Biteko (MP).

The Mwanza workshop was attended by more than 50 participants which included representatives from Local Government Authorities, Mining Commission, Small Scale Miners, Extractive Companies and CSOs.

The participants of this event were from Tarime, Kahama, Geita, Mwanza and Kagera. The workshop was also attended by MSG Members; Chair-CPA Ludovick Utouh, Mr. Donald Kassongi and Mr. Nicodemus Kasongi.

On the same note, it was reported that the Geita Workshop was attended by 120 participants which included participants from Local Government Authorities, Mining Commission and Small Scale Miners. Further, it was reported that, before the Geita workshops taking place, MSG Members (Chair-CPA Ludovick Utouh; Mr. Yusuf Mwenda; Mr. Majani M. Wambura; Mr. Donald Kasongi; Mr. John-Bosco Tindyebwa, Dr. Camillus Kassala and Mr. Juma S. Madaha) did a study visit of Geita Gold Mine with the objective of learning about the extractive industries value chain (production, trading and revenue) and the best practice in handling the corporate social responsibility, service levy and local content issues. However, due to time constraint, the MSG members only managed to have a presentation on the general operations of company and a visit to the underground operations of the mine.

Moreover, two MSG Member (CPA Ludovick Utouh and Dr. Camillus Kassala) and one Secretariat (Ms. Mariam Mgaya) participated in a radio programme in Storm FM, a local radio station in Geita with the objective of reaching the Geita Community that were not able to participate in the workshop.

MSG discussed the outcome of the workshops and agreed to have few MSG members that will volunteer in the preparation of draft awareness programmes that will help MSG to meet the required objectives of TEITI. In this regard, Mr. Donald Kasongi and Mr. Wambura Majani agreed to work closely with TEITI Secretariat in carrying out the assignment.

8. UPDATE ON THE MEETINGS BETWEEN TEITI AND VARIOUS GOVERNMENT AGENCIES ON THE IMPLEMENTATION OF THE EITI STANDARD OF 2019.

Report on the meeting between TEITI and various government entities (STAMICO, TPDC, PURA, NDC, NEMC and TFS) was presented. It was reported that, the meetings aimed at discussing the roles of these government entities in full filing the EITI Standard 2019. Members discussed the report and directed TEITI Secretariat to ensure that the recommendations arrived at in the discussions are implemented and also the next report should incorporate those comments. Further, members congratulated the TEITI Secretariat for initiating the meetings with those government entities.

9. DISCUSSION ON THE CHANGES TO EITI VALIDATION

It was reported that, on 25th January 2021, TEITI received a letter from the EITI International Secretariat regarding the changes that had been made in the Validation guideline which have introduced a new validation model as well as a revised validation timeframe. Members were informed that, the changes were agreed by the EITI Board on 24th December, 2020. It was further reported that, the validation changes aim at strengthening the role of national MSGs in the validation process and support the integration of EITI disclosures into existing government and company reporting system. Following this changes, the validation of Tanzania is scheduled to commence on 1st April 2022.

Furthermore, members were informed that according to the new validation model, the validation assessment will now base on Stakeholder engagement (Requirements 1.1 to 1.4), Transparency (Requirements 2 to 6) and Outcomes and Impact (Requirements 1.5 and 7). The Committee discussed the changes of validation and agreed Dr. Camillus Kassala to review the changes and provide key findings in the next MSG meeting.

In addition, members were informed that during the next MSG meeting, the Secretariat will invite EITI Secretariat to provide explanation on the validation changes and other issues including alternative approaches to EITI reporting.

10. AMENDMENT OF THE TEITA ACT, 2015

It was reported that, TEITI made follow-up on the the draft amendments to the Attorney General's (AG) Office and on the 4th February 2021, TEITI met with Chief Parliamentary Draftsman (CPD) were by the CPD proposed that TEITI should update the amendments of TEITA Act to bring them into conformity with the updated Mining Act, (CAP 123) R.E, 2019 and Company Act, 2020 and any other relevant laws recently amended. In the discussion, it was agreed that the CPD should write an official letter to the Ministry of Mining regarding the proposed amendments and what should be done to get things moving. The Committee directed the Secretariat to follow-up the official letter from the CPD and work on the directives provided in the letter and report on the progress made in the next committee meeting.

11. AOB

Members raised AOB on various issues as follows;

- i. Dr. Kassala presented the CSR indicators that can help MSG and other stakeholder to manage and evaluate payments made by extractive companies. Members discussed the matter and requested Dr. Kassala to circulate the background information to the members in order for MSG to provide more comments and recommendations.
- ii. Members were informed that on 05th March 2021 MSG (Mos. Rachael Chagonja and Dr. Camillius Kassala) and the Secretariat participated in a meeting organized by Policy Forum. The objective of the meeting was to discuss the findings of the report of a study on taxation in the extractive Industries, Governance and Poverty (The State of Tanzania). Members directed the Secretariat to circulate the report to MSG members for further review.
- iii. TOR for IA for the twelfth TEITI report covering the fiscal year 2019/2020 was submitted to the members for review and comments. The members discussed the TORs and requested for two weeks to dwell on the issue after which they will submit to the Secretariat their views.

- iv. Members were informed that, the Ministry of Minerals and its institutions was expecting to submit its operational plan and budget for 2021/22 as well as implementation report for the period of July 2020 – February 2021 to the parliamentary committee on Energy and Minerals. It was agreed that the Secretariat should circulate the draft report to the MSG members by 15th March 2021 for their review and comments before it is presented to the committee.

12. DATE FOR THE NEXT MEETING

The date for the next meeting will be communicated to members in a later date.

13. CLOSING OF THE MEETING

The meeting was officially closed by the Chairperson at 02: 30pm.



Mr. Ludovick Utouh
Chairperson – TEITI



Ms. Mariam Mgaya.
Acting Executive Secretary – TE