

DECREE-LAW No. 37/2008
of 22 October

**3rd AMENDMENT TO THE ORGANIC LAW OF THE
GOVERNMENT**

Decree-Law No. 7/2007 of 5 September, amended by Decree-Law No. 26/2008 of 23 July, established the organic structure of the IV Constitutional Government. The Government, as stated in its Program approved by the National Parliament, intends to establish a Civil Service Commission. While the relevant legislation is waiting to be approved it is necessary to implement the Secretariat that will set up the Civil Service Commission and take care of the competences of the National Directorate for Civil Service of the Ministry of State Administration and Territorial Planning.

The competences of the Ministry include the study, proposal and implementation of policies and regulations concerning the civil service, the social security of employees and officers of the Public Administration and other administrative procedures concerning them, this being incumbent on the National Directorate for Civil Service. By means of this amendment these competences shall be incumbent on the Prime Minister, who carries them out through the Secretariat.

Thus, pursuant to article 115(3) of the Constitution of the Republic, the Government enacts the following to have the force of law:

Article 1

3rd amendment to Decree-Law No. 7/2007 of 05 September

Articles 10, 25 and 35 of Decree-Law no. 7/2007 of 05 September are amended as follows:

“Article 10

Services and bodies under the Prime Minister

1. [...]:

- a) National Intelligence Service;
- b) [...];
- c) Secretariat for Setting Up the Civil Service Commission;

2. [...]

Article 25

Ministry of State Administration and Territorial Planning

1. [...]

- a) [revoked];
- b) [...];
- c) [...];
- d) [...];
- e) [...];
- f) [...];
- g) [...];
- h) [...];
- i) [...];
- j) [...];
- k) [...].

2. [...].

3. [...].

Article 35

Transition of services

- 1. [...].
- 2. [...].
- 3. [...].
- 4. The Secretariat for Setting Up the Civil Service Commission, under the leadership of a Director-General, has the following competences:
 - a) Ensure the central direction of management of human resources of the civil service;
 - b) To control the manpower of the Public Administration;
 - c) To keep the database of the personnel belonging to Public Administration;
 - d) To implement and develop the general career regime in the Public Administration;
 - e) To take part in the process for the establishment and implementation of the special career regimes in the Public Administration;

- f) To develop a training system on Public Administration in a sustained manner and in close articulation with the National Public Administration Institute;
- g) To promote the professionalization of the Public Administration;
- h) To study, propose and implement the complementary regulation of the Statute of Civil Service;
- i) To promote dissemination of, and compliance with, civil service ethical and deontological norms.”

Article 2 Comes into Force

The present statute will come into force on the day following its publication.

Approved by the Council of Ministers on 3 September 2008.

The Prime Minister

Kay Rala Xanana Gusmão

Promulgated on 08-10-2008

For publication

The President of the Republic

José Ramos-Horta