

LAW No. /2003

**NATIONAL PARLIAMENT
LAW No.... /2003**

**AMENDING UNTAET REGULATION NO. 2001/10 ON THE ESTABLISHMENT
OF A COMMISSION FOR RECEPTION, TRUTH AND
RECONCILIATION IN EAST TIMOR**

Under Resolution 1272, of 25 October 1999, the United Nations Transitional Administration in East Timor (hereinafter referred to as UNTAET) was given authority to administer East Timor on a transitional basis. The mandate of the Transitional Administration conferred upon the Special Representative of the Secretary-General (SRSG), through Security Council Resolution 1272, expired on 20 May 2002.

UNTAET Regulation 2001/10 stipulated a number of duties, obligations and functions of the Transitional Administrator in relation to the Commission;

Pursuant to sections 92, 95.1, 162.1 and 162.2 of the Constitution of the Republic, the National Parliament enacts the following that shall have the force of law:

Section 1

Section 2 of UNTAET Regulation 2001/10, of 13 July, on the Establishment of a Commission for Reception, Truth and Reconciliation in East Timor, shall now read as follows:

**Section 2
(...)**

2.1 (...);

2.2 (...);

2.3 The Commission shall operate for a period of 30 months, beginning two months from the date of appointment of the Commissioners under section 4 of the present Regulation.”

Section 2

The references to the powers and functions of the “...Transitional Administrator...” made in this Regulation, including subsections 3.2(c), 6.3, 6.4, 14.1(k), and 43.1, are replaced by

the expression "... the President of the Republic..." except in cases where such powers and functions have ceased.

Section 3

Subsection 9.2 of UNTAET Regulation 2001/10, of 13 July, on the Establishment of a Commission for Reception, Truth and Reconciliation in East Timor, shall now read as follows:

"Section 9 (...)

9.1 (...);

9.2 The Commission shall keep books of accounts and other financial records and shall prepare quarterly statements of accounts showing monthly expenditures. The quarterly accounts shall be audited by an auditor, who shall be a professional accountant of high standing appointed by the Prime Minister. The statements of accounts together with the auditor's report shall be submitted to the Prime Minister;

9.3 (...);

9.4 (...)."

Section 4

Section 11 of UNTAET Regulation No. 2001/10, of 13 July, on the Establishment of a Commission for Reception, Truth and Reconciliation in East Timor, shall now read as follows:

"Section 11 (...)

11.1 (...);

11.2 (...);

11.3 (...);

11.4 (...);

11.5 (...);

11.6 (...);

11.7 (...);

11.8 (...);

11.9 (...);

11.10 (...);

11.11 In the event of resignation, removal from office or death of a Regional Commissioner, or if the Regional Commissioner is not able to perform his or her functions for any other reason, the Commission may appoint a Regional Commissioner to replace him or her."

Section 5

Section 21 of UNTAET Regulation No. 2001/10, of 13 July, on the Establishment of a Commission for Reception, Truth and Reconciliation in East Timor, shall now read as follows:

“Section 21

21.1 The Commission for Reception, Truth and Reconciliation in Timor-Leste shall report to the President of the Republic to whom periodic reports and a final report shall be submitted on the basis of the information that the Commission has gathered.

(a) Within 15 days from the date of receipt of the final report, the President of the Republic shall transmit a copy thereof to the Prime Minister and shall submit the same report to the National Parliament, requesting that such report be deposited in the archives of the National Parliament;

(b) Within 30 days from the date of receipt of the report, the President of the Republic shall transmit a copy of the report to the Secretary-General of the United Nations”.

21.2 (...);

21.3 (...);

21.4 The President of the Republic, in consultation with the Government of Timor-Leste, shall consider all recommendations made by the Commission in its final report with a view to their implementation”.

Approved on 1 July 2003

The Speaker of the National Parliament

[Signed]

Francisco Guterres “Lu-Olo”

Promulgated on 7 July 2003.

To be published.

The President of the Republic

[Signed]

Kay Rala Xanana Gusmão