

Government resolution no. 7-2010

Creation of a working group for the study and conception of the social security system

Considering that, according to article 56 of the Constitution, “all citizens have the right to social security and assistance, as prescribed by law”, and that “the State promotes, insofar as national means allow, the organization of a social security system”;

Considering that, according to no. 1 of article 27 of Decree-Law 7/2007, of September 5, in the version republished by Decree-Law no. 14/2009 of March 4, “the Ministry of Social Solidarity is the main governmental organ in charge of the creation, execution, coordination and evaluation of the policy, defined and approved by the Council of Ministers, for the areas of social assistance, social security and community reintegration”;

Considering that, according to item a) of article 2 of Decree-Law no. 10/2008, of April 30, it is up to the Ministry of Social Solidarity “to propose and develop public policies of social security for workers and other citizens”;

Considering the need to focus efforts on the study required to establish the universe of contributive entities, beneficiaries and their respective contributions and benefits;

Considering also that the studies to be carried out must keep in mind the different sensibilities stemming from the diverse nature of the future beneficiaries, suggesting the creation of a working group of an inter-governmental nature;

Considering, finally, that in its current stage of development, Timor-Leste does not yet possess suitably qualified human resources for the elaboration of such studies, hence the need for their prior qualification with the cooperation of international organizations;

The Government decides the following, according to no. 2 of article 56 and items j) and o) of no. 1 of article 115 of the Constitution of the Republic:

- 1) A working group of a multidisciplinary nature shall be formed with a view to carrying out the studies required to create and implement a social security system for Timor-Leste,

consisting of two representatives (one permanent and one substitute) of the following entities:

- a) Ministry of Social Solidarity, which coordinates;
 - b) Ministry of Defense and Security;
 - c) Ministry of Finance;
 - d) Ministry of Health;
 - e) State Secretary of Professional Training and Employment, and
 - f) Civil Service Commission.
- 2) Within a maximum of 15 days, the working group should submit a working plan that must necessarily include:
- a) The definition of a transitional regime of retirement benefits for all public sector workers that have reached the age of retirement; and
 - b) The creation of a model for the Social Security System that is to be adopted in Timor-Leste.
- 3) The working group should prepare reports with specific proposals regarding:
- a) The transitional regime referred to in item a) of the previous number, until the end of the month of May of the present year;
 - b) The model of Social Security that is to be adopted in Timor-Leste, until the end of the year 2010.
- 4) The Minister of Social Solidarity must take the necessary measures to promote the training and qualification of the working group members and the follow-up of their work, namely via mechanisms of international cooperation.

Approved in the Council of Ministers, on February 10, 2010.

To be published.

The Prime-Minister,

Kay Rala Xanana Gusmão