

**DEMOCRATIC REPUBLIC OF TIMOR-LESTE
NATIONAL PARLIAMENT**

**LAW No. 11 /2005
Of 3 August**

“Third Extension of the Mandate of the Commission for Reception, Truth and Reconciliation in Timor-Leste”

The Commission for Reception, Truth and Reconciliation (CAVR) was established under UNTAET Regulation No. 2001/10, of 13 July, as amended by UNTAET Directive No. 2002/9, of 18 May, and Law No. 7/2003, of 24 September.

CAVR has carried out its work and submitted the final report alluded to in Article 21 of UNTAET Regulation No. 2001/10, of 13 July, as amended by Article 5 of Law No. 7/2003, of 24 September, using English and Indonesian, the working languages of Timor-Leste.

There is a now a need to translate that report, which is lengthy and complex, into one of the official languages, a task already initiated.

Nevertheless, due to obvious difficulties in producing faithful translations, this translation work cannot meet the deadline set in Law No. 13/2004, of 29 December, which has extended, for a second time, the mandate of CAVR until July 2005.

Under such conditions, and in order for the intended translation to meet the high standards of rigour required, it is necessary to further extend the mandate of CAVR until 31 October 2005.

On the other hand, based on the realization that there is no legal obligation to have the report translated into one of the official languages of Timor-Leste, such an obligation, which justifies the extension of the mandate of CAVR, is hereby established, and Portuguese chosen as a mere legislative option.

Also, new deadlines are set for the submission by the President of the Republic of the final report, now only its Portuguese version. The new deadlines account, in turn, for the repeal of Article 21 of UNTAET Regulation No. 2001/10, of 13 July, as rephrased by Law No. 7/2003, of 24 September.

Finally, it is imperative that the collection of documents produced by the CAVR be handed over to the Government, without prejudice to the transfer thereof into a national archive and the probable establishment of an autonomous organ vested with exclusive competence to maintain and manage all documents and to carry out other tasks aimed at achieving the envisaged objectives.

Thus, pursuant to Sections 92, 95.1 and 162.2 of the Constitution of the Republic, the National Parliament enacts the following, to have the force of law:

ARTICLE 1
(Extension of the mandate of the Commission for Reception, Truth and Reconciliation)

The mandate of the commission established under Article 2 of UNTAET Regulation No. 2001/10, of 13 July, as amended by UNTAET Directive No. 2002/9, of 18 May, and by Law No. 7/2003, of 214 September, is extended until 31 October 2005, with a view to preparing the final report contemplated in Article 21 of the same UNTAET Regulation No. 2001/10, of 13 July, as rephrased by Article 5 of Law No. 7/2003, of 24 September.

ARTICLE 2
(Final report)

1. The final report contemplated in Article 21 of UNTAET Regulation No. 2001/10, of 13 July, as rephrased in Article 5 of Law No. 7/2003, of 24 September, must be either prepared in Portuguese or translated into this language

2. The President of the Republic shall submit to the National Parliament the final reported alluded to in subarticle 2.1 above, in Portuguese, and shall transmit a copy thereof to the Prime Minister within two (2) months of the date of receipt of such report.

3. The President of the Republic shall also transmit a copy of the final report contemplated in subarticle 2.1, in Portuguese, to the Secretary-General of the United Nations within fifteen (15) days of the date of its submission and transmission to the organs of sovereignty mentioned in subarticle 2.2.

ARTICLE 3
(Transfer of property)

1. Once the Commission for Reception, Truth and Reconciliation has been dissolved, all the assets owned by the Commission, including all its archives, files and documents, shall be handed over to the Government.

2. The Government shall ensure, through the Ministry of Justice, that the assets, archives, files and documents referred to in subarticle 3.1 are properly preserved, listed and managed, pending a decision regarding the final disposal thereof.

3. The Government shall, through the Ministry of Justice, take all necessary measures to guarantee the confidentiality of the data contained in the archives, files and documents referred to in subarticle 3.1, which should be kept confidential.

ARTICLE 4
(Revocatory clause)

Paragraphs (a) and (b) of subarticle 21.1 of UNTAET Regulation No. 2001/10, of 13 July, as rephrased by Article 5 of Law No. 7/2003, of 24 September.

ARTICLE 5
(Entry into force and effect)

This Law shall come into force on the day following the date of its publication and shall take effect as from 7 July 2005.

Approved on 29 July 2005

The Speaker of the National Parliament,

[Signed]
Francisco Guterres “Lu-Ólo”

Promulgated on 4 August 2005

To be published.

The President of the Republic

[Signed]
Kay Rala Xanana Gusmão