

RESOLUTION OF THE NATIONAL PARLIAMENT

Nr. 2/2009, of February 25th, 2009.

PERFORMANCE OF NR. 2, ITEMS A), C), E) AND F) OF NR. 5 AND NR. 6 OF ARTICLE 8 OF THE LAW OF ORGANIZATION AND OPERATION OF THE PARLIAMENT ADMINISTRATION, REFERRING TO JOB POSITIONS, COMPENSATION, EMPLOYMENT AND INVESTITURE AND PERFORMANCE ASSESSMENT OF THE NATIONAL PARLIAMENT SERVICE STAFF

The National Parliament resolves, as provided in Article 92 of Constitution of the Republic and as provided in nrs. 2, 5 and 6 of Article 8 of the Law of Organization and Operation of Parliament Administration, Law nr. 15/2008, of December 24th, 2008, hereinafter referred to as LOFAP, in Portuguese, as follows:

The scheme for careers and management/supervision positions.

- 1 - For all intents and purposes as provided in items a) and c) of nr. 5 of Article 8 of LOFAP, in the part referring to careers and salaries:
 - a) The National Parliament Service Personnel is subject to the general scheme for careers and positions for management/supervision of the Public Administration with the specialties provided in the present resolution;
 - b) The rating of categories and grades of careers of the Public Administration is fully applied to the National Parliament Service Staff, whose professional categories hereinafter shall have the same denomination;
 - c) The functional contents of the categories and positions of the National Parliament Service Staff are identical to the general scheme of the Public Administration, without prejudice to its adaptation, in the event it is deemed necessary, to the specificities of the parliament work.
- 2 - Management/supervision positions of the General Secretariat are brought to a par with the general scheme of the Public Administration, specifically for the purposes of remuneration, as follows:
 - a) The job position of “*General Secretary*” is equivalent to “*General Director*”;
 - b) The job position of “*Director*” is equivalent to “*National Director*”;
 - c) The job position of “*Division Manager*” is equivalent to “*Department Manager*.”
- 3 - The management/supervision staff of the General Secretariat - job positions as general secretary, director and division manager - are appointed under the scheme of the service commission for period corresponding to the legislature and ceases the job duties with the expiration thereof, without prejudice to causes of cessation of the service commission legally provided.

Nominative List for Transition

- 4 - For all intents and purposes of Article 73 of LOFAP, the nominative list for transition of the current employees from the National Parliament Service to the new categories, grades and compensations is made by the General Secretary as expeditious as possible, after the approval of the present resolution, and submitted to the appreciation and approval of the Board of Directors.
- 5 - The nominative list for transition mentioned in the foregoing number of the present resolution shall set forth what is provided for in Article 70 and 71 of LOFAP.
- 6 - In the preparation of the nominative list for transition referring to nr. 4, the following criteria shall be abided by:
 - a) The holders of university or professional certificates equivalent to the minimum prerequisites required for the admission in the categories and grades as provided for in the scheme of careers and management/supervision positions of the Public Administration are transferred to the respective category and degree, provided that the job duties currently performed by them correspond to the functional contents of the same category and grade of the referred scheme;
 - b) For all intents and purposes for the determination of the nature of job duties currently performed by the employees from the National Parliament Service, it is taken into account, in addition to effective performance of duties, the respective functional content contained in the personnel list of the revoked Organic Law of the National Parliament or, in the event there is not this list, a description of duties and responsibilities containing the notice for opening of the corresponding civil service examination for recruitment and selection of staff.

Recruitment, Admission and Investiture

- 7 - For all intents and purposes as provided in item e) of nr. 5 of Article 8 of LOFAP, the rules as regards the recruitment, admission and investiture contained in the general scheme of the Public Administration are applied to the National Parliament Service Staff in everything opposed to it under LOFAP and the resolutions approved under the Article 8 of LOFAP.
- 8 - The process of recruitment, selection and investiture is fully and independently carried out by the National Parliament, without intervention from the Government.
- 9 - The National Parliament provides with information and data related to its staff being required of it by the appropriate ministry and department of the Government, for statistical purposes for planning and management of human resources of the Public Administration of East Timor and other relevant purposes.

Performance Assessment

10 - For all intents and purposes as provided for in item f) of nr. 5 of Article 8 of LOFAP, the rules as regards the performance assessment, job advancement, promotion and professional reconversion contained in the general scheme of the Public Administration are applied to the National Parliament Service Staff in everything opposed to it under LOFAP and the resolutions approved under Article 8 of LOFAP.

Remuneration and Additional Compensation

11 -The monthly remuneration of employees from the National Parliament Service corresponds to the base remuneration ascribed to several grades and echelons of the categories and to the management/supervision positions of the general scheme of Public Administration containing the respective tables, added to additional compensation equivalent to 20% of the respective base remuneration, calculated on the net value.

12 -For all legal and regulatory purposes, the total remuneration of the employees of National Parliament Service is composed of the sum of portions corresponding to base remuneration and to the additional compensation.

13 -In exchange for the receipt of the additional compensation referring to nr. 11 of the present resolution, the employees of the National Parliament Service agree to keep up with on a daily basis, until the end, the activities of the parliament bodies and services to whom they provide support, and it is due to them the supplementary compensation for extraordinary work, under the general law, when the work day is in excess of 20 hours.

14 -The provisions of the foregoing paragraph of the present resolution do not inure to prejudice of the right to the legal indemnifications for work provided on holidays or days of weekly rest.

Effectiveness

15 - The provisions in the present resolution become effective on January 1st, 2008, applying, otherwise resolved, to the business year of 2009 and so forth.

Approved on February 23rd, 2009.

The President of the National Parliament,

Fernando La Sarna de Araújo