

**MINISTERIAL DIPLOMA No. 02/2013
of 27 February 2013**

ON INTERVENTION IN THE PUBLIC SUPPLY OF RICE IN OE-CUSSI

The Government established the policies, principles and regulations for intervention in the public supply of rice and the respective food reserve, through Government Resolution No. 20/2008; Decree-Law No. 28/2008 and Decree No. 13/2008, respectively, all published on August 13;

In accordance with the provisions of articles 3 and 8 of Decree-Law no. 28/2008, the Interministerial Commission approved the sale prices to the public and the subsidy on the costs of transporting rice to wholesalers, depending on the average of the territorial distances from the places to which they are destined;

Being the main objective of the Government's public supply policy, approved by Government Resolution No. 20/2008, of 13 August, providing this food item, essential to families, at an affordable and fair price, assuming the guarantee of public supply of essential goods, as an adequate constitutional and moral obligation, with priority to remote population areas,

Thus:

The Government orders, by the Minister of Commerce, Industry and Environment, under the legal provisions and public supply policy, identified above, and article 28 of Decree-Law No. 41/2012, to publish the following legal diploma:

Article 1

Scope and criteria for intervention

1. In order to remedy the situation of insufficiency and market prices in Oecussi, the intervention of sale to the consumer will be the same throughout the District, with priority to remote areas.
2. The consumer sale price is USD \$ 12 (twelve US dollars) for each bag of 25 kilogram, throughout the District.

Article 2

Price and conditions of sale to certified companies

1. Rice will be sold to certified companies at the global unit price of USD \$ 9 (nine US dollars) for each bag of 25 kg, in accordance with the joint selection of the Directorate-General for Administration and Finance and Internal Audit of the MCIA.
2. MCIA only bears the costs of placing the goods in the Port of Dili, with all other expenses being borne by certified companies.
3. The price to be paid by the transport companies will be deposited in the Official Account, before the collection and loading of each batch of rice from the Port of Dili.
4. No quantity of intervention rice is loaded without the presentation of the receipt of the respective bank deposit and the respective attached letter, with mention of the respective quantity and weight of the bags.

Article 3

Requirements for companies to hire and coordination

1. In addition to the requirements to be inscribed in the respective Terms of Reference, to be prepared by the MCIA Services referred to in the preceding paragraph, contracted companies will pay and, from the outset, are obliged and responsible for:

- a) Being duly licensed and registered for tax purposes (MCIA and TIN license), with a certificate of debts to the State;
 - b) Distribution of rice throughout the District of Oecussi, with priority for remote locations, according to the approved plan;
 - c) Having adequate means of transportation to access remote locations;
 - d) Do not sell more than 2 bags of 25 kilos per person;
 - e) Accountability for rice, including losses, theft, theft or road accidents, from the Port of Dili to the final sale;
 - f) Other requirements contained in the Terms of Reference and contracts.
2. Companies that, at the time of selection, are indebted to the State and, in particular, have not fulfilled their obligations in previous rice intervention operations, are outright disqualified from the award process and are unable to sign the public contract.
 3. In localities where local authorities, namely the District or Subdistrict and Sucos Administration, in addition to the PNTL, may be previously notified for joint coordination of the sale of rice to the population.
 4. The inspection services of the MCIA provide full collaboration, with particular attention to the preventive aspects of fraud and diversions that may distort the intervention action, from transportation, to the effective delivery of essential goods to the population.

Article 4

Prevention of fraud and diversion and sanctions

Contracts signed with companies that commit infractions against the rules stipulated in the present diploma will be immediately canceled, without prejudice to the application of fines and accessory sanctions, namely those provided for in Decree Law No. 23/2009, of 5 August that approved the Administrative Offenses Regime against the Economy and Food Security.

Article 5

Entry into force and taking effect

This statute enters into force immediately and takes effect from the date of its signature.

Be it published.

Dili, February 14, 2013

The Minister for Commerce, Industry and Environment

António da Conceição