

**Reforming the Tanzanian Mining Legislation and Promoting Transparency in Extractive industry**

**Workshop for CSOs and media and Legislators**

**Date** Thursday 21 to Saturday 23 January 2010  
**Location** White Sands Hotel, Jangwani Beach, Dar-Es-Salaam  
**Participants** Around 40 civil society, media, champion Hon. MPs and DP delegates

**Course objective:**

1. To inform the committee for Energy and Minerals on the potential weaknesses and loopholes in the proposed amendments to the Tanzanian mining legislation in preparation for meaningful participation in the public hearing on the bill with focus on fiscal implications.
2. To familiarize CSOs with Extractive Industry Transparency Initiative (EITI).

**Course Structure**

This training will be delivered in two core modules applying a mix of training and expert-facilitated discussions and group discussions:

Session I will set the context for the workshop, outlining key areas to be covered, explaining the learning flow and reviewing participants' current understanding of key national processes with regards to the extractive industry in general and mining in particular. The session will provide a space for participants to refresh their memories of key fiscal tools for mining as established by and applied in the 1998 mining act (Ref. training materials for the October 2009 workshop) with the purpose to enable participants make a link and connect to the ensuing session. To this effect, an entry assessment will be administered for registered fellows (also open for other participants)

Session II will provide the participants with an initial analysis of the proposed changes in the Tanzania Mining Act as a tool for facilitating constructive dialogue around important policy issues. The analysis will highlight potential strengths, weakness, loopholes and challenges that may undermine efforts to maximize benefits of mining for national development.

Session III will familiarize participants with EITI as a global initiative to promote transparency in the extractive industry of which Tanzania is a candidate. The session will cover the conceptual framework of EITI, rationale, processes internationally, the current state of play in Tanzania and to explore and discuss ways of strengthening CSOs and media engagement.

At the end of the three days, the participants will brainstorm on possible follow up actions considered necessary as shall have emerged from the workshop.

## Day I: 21 January 2010

Time	Session	Content	Facilitator/Presenter
<b>Setting the context</b>			
8:30 9:00	Introduction	<ul style="list-style-type: none"> <li>- Welcome remarks</li> <li>- Introductions</li> <li>o Setting ground rules</li> </ul>	Semkae Kilonzo-PF
9:00 9:30	Workshop Overview	Ref. Objectives and Structure above	Semkae Kilonzo - PF
9:00 10:00	Pre course assessment	Administered written assessment	Matteo Pellegrini
<b>Session I - Extractive Industry Transparency Initiative</b>			
10:00 11:00	<i>What is the purpose of the EITI?</i>	<ul style="list-style-type: none"> <li>o Origin of the EITI and the problems it tackles and opportunities it tries to seize</li> </ul>	Matteo Pellegrini, RWI
11:00 11:30	<b>HEALTH BREAK</b>		
11:30 13:00	<i>EITI - how does it work, how is it governed and what impact is the EITI producing?</i>	<ul style="list-style-type: none"> <li>o An overview of the EITI process (continued), illustrating a sample of key scoping issues (inclusion of other sectors, disaggregation), a review of a sample report, and some mentions about validation.</li> <li>o The national and international governance structures, and legislative membership of the EITI multi-stakeholder group</li> <li>o Impact of the EITI</li> </ul>	Matteo Pellegrini - RWI  With Q&A and debates with MPs throughout the session
13:00 14:00	<b>Lunch Break</b>		
14:00 14:30	<i>The EITI in Tanzania.</i>	<ul style="list-style-type: none"> <li>o Sign Up, commitment to adhere and rationale behind.</li> <li>o Institutional governance</li> <li>o The MSG: creation and current members, chair person and lead person</li> <li>o current host of the secretariat,</li> <li>o Key elements of the draft work-plan and budget</li> <li>o Upcoming priorities</li> <li>o Key dates including validation deadline</li> </ul>	Semkae/ Alex  With Q&A and debates with MPs throughout the session
14.30 16.30	The EITI and Participants' respective constituencies	<ul style="list-style-type: none"> <li>o Mechanisms for strengthening CSO/Media and Legislative Engagement</li> </ul>	Matteo  Brainstorming with Participants
16.30 17.30	Wrap up, Day I	<ul style="list-style-type: none"> <li>o Summary- key lessons/issues of the day</li> <li>o Evaluation</li> </ul>	Semkae/Matteo

## Day II: 22 January 2010

Time	Session	Content	Facilitator/Presenter
<b>Session II - Mining Act: Proposed Reforms and potential loopholes</b>			
8:30 9:00	Recap day I & Introducing day II	Lessons and challenges	Semkae/Silas
09.00 09:30	Refresher on loopholes and vulnerability	- common tax avoidance techniques and common sources of revenue leakage <ul style="list-style-type: none"> <li>o transfer pricing,</li> <li>o thin capitalization,</li> <li>o loss carry forward rules,</li> <li>o Ring-fencing.</li> </ul>	Silas Olan'g
9:30 10:00	Updates on mining bill	- Arusha consultation meeting - The current status in drafting the bill	Amani Mustapha/Silas
10:00 11:00	Presenting Initial Analysis of the proposed changes in the current law	- Strengths - Loopholes and vulnerability, - deviation from Bomani Recommendations - Weakness	Patrick Heller- RWI  With Q&A and debate with MPs
11:00 11:30	<i>HEALTH BREAK</i>		
11:30 13:00	Analysis continues	- Strengths, - Weakness, - Loopholes and vulnerability, - Deviation from Bomani Recommendations	Patrick Heller - RWI  With Q&A and debate with MPs
13:00 14:00	<i>LUNCH BREAK</i>		
14:00 15:00	Analysis continues in groups	- Applications	Matteo/Patrick Heller -
15:00 16:00	Plenary	Group Presentations	Matteo
16:00 16:30	Sum up analysis	Summing up the analysis and recommendations	Patrick
16:30 17:00	Wrap up day II	Evaluation	Silas
<b>End of day II</b>			

## Day III: 23 January 2010

Time	Session	Content	Facilitator/Presenter
<b>Action Planning</b>			
8.30 11.00	Planning	Exercise in groups: Defining opportunities, actions, and strategies for engaging in: I) EITI process II) Mining Bill and policy debate	Matteo
11:00 11.30	<i>Health Break</i>		
11.30 13.00	Wrapping up together	- Key action points - Workshop evaluation	Silas
		- Vote of Thanks	Matteo
13.00 14.00	LUNCH AND DEPARTURE		