

**Philippine Extractive Industries Transparency Initiative**  
**83RD MULTI-STAKEHOLDER GROUP MEETING**  
 9 December 2022, Friday | 9:00 AM - 12:00 NN | Hybrid Meeting  
 Department of Finance, Manila, and Google Meet

**Attendees**

<b>Government</b>	
1. USec. Maria Cielo Magno	Department of Finance (DOF)
2. ASec Valery Joy Brion	DOF
3. Ms. Febe Lim	DOF
4. Ms. Charmaine Bagacay-Odicta	DOF
5. Ms. Maricor Cauton	Union of Local Authorities of the Philippines

<b>Industry</b>	
1. Atty. Ronald Rex Recidoro	Chamber of Mines of the Philippines (COMP)

<b>Civil Society</b>	
1. Mr. Vincent Lazatin	Bantay Kita - Publish What You Pay Philippines (BK)
2. Mr. Chito Trillanes	Social Action Center - Ecology Desk, Diocese of Tandag, Surigao del Sur
3. Prof. Ladylyn Mangada	University of the Philippines - Tacloban
4. Dr. Glenn Pajares	Sectoral Transparency Alliance on Natural Resource Governance in Cebu, Inc. (STANCe)
5. Dr. Nelson Cuaresma	Concerned Advocates Saving Terrestrial and Marine Ecosystems (COASTLINE), Inc.

6. Dr. Buenaventura Maata, Jr.	Philippine Grassroots Engagement in Rural Development Foundation, Inc.
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<b>PH-EITI Secretariat</b>
1. Mr. Eastword Manlises
2. Atty. Manuel Rodriguez II
3. Ms. Mary Ann Rodolfo
4. Ms. Mary Jane Baldago
5. Ms. Rhea Mae Bagacay
6. Mr. Albert San Diego
7. Mr. Jeremiah Magno
8. Mr. Job Besmonte
9. Mr. Angelo Tiemsim
10. Ms. Rhoda Aranco
11. Ms. Therese Andrea Bartolome
12. Ms. Pamela Kim Aquino
13. Ms. Andrea Denise Samson
14. Mr. Dennis Atienza
15. Mr. Ricardo Evora

## Agenda

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## Proceedings

### I. Call to order

DOF Assistant Secretary Valery Joy Brion chaired the meeting. No quorum was met for the industry representatives. The Chair suggested waiving the quorum but skipping the items in the agenda that need sufficient representation for decision making. The body agreed with the suggestion. The meeting was called to order at 9:14 AM.

### II. Approval of the agenda of the 83rd meeting

The Chair sought the approval of the agenda.

A civil society representative motioned for the approval of the agenda. The motion was seconded and the agenda was approved.

### III. Approval of the minutes of the 82nd meeting

The Chair gave the members more time to peruse the minutes of the 82nd meeting and send comments or corrections, if any. If no comment is received, the minutes will be deemed approved.

### IV. Matters arising from previous meetings

	ITEM	ACTION	IN-CHARGE	STATUS	REMARKS
<b>From the 82nd MSG Meeting - October 21, 2022</b>					
82.1	<b>Data portals</b>	The Secretariat is directed to look into remedial measures to address the issue of the PH-EITI data portals being unwieldy.	Secretariat	<b>Not yet started</b>	<b>Pending since September 2022.</b> To be discussed in the Secretariat's year-end assessment and the MSG's strategic planning.
82.2	<b>Internal rules</b>	The Secretariat is instructed to look into the PH-EITI Internal Rules and propose amendments	Secretariat	<b>Not yet started</b>	
82.3	<b>Feedback mechanism</b>	The MSG suggested including in the work plan the creation of a feedback	Secretariat	<b>Not yet started</b>	<b>Pending since October 2022.</b> To be discussed in

		mechanism. It is suggested to engage with a consultant that can look for gaps and challenges for stakeholders, review existing systems, and develop the mechanism. The Secretariat is tasked to explore funding to support such initiatives.			the Secretariat’s year-end assessment and the MSG’s strategic planning.
82.4	<b>Stakeholder engagement</b>	The MSG instructed the Secretariat to review the conduct of recognition ceremonies during LGU roadshows.	Secretariat	<b>Not yet started</b>	
82.5	<b>Energy transition</b>	The Secretariat will organize a leveling off within the MSG regarding energy transition. The MSG to review the prioritization of energy transition in the work plan.	Secretariat and MSG	<b>Ongoing</b>	Energy transition was among topics discussed during the ETW. A focused learning session with the MSG is being planned alongside the MSG’s strategic planning in January 2023.
82.6	<b>Data harmonization</b>	The Secretariat will request a meeting with PSA and MGB regarding the reconciliation and harmonization of data. The Secretariat is further instructed to map employment data from PH-EITI, MGB, PSA, and other sources (DOLE), and include the assumptions.	Secretariat	<b>Ongoing</b>	The Secretariat met with MGB and DOLE on Dec. 7, 2022. Meeting with the PSA has been difficult to schedule but the agency remains responsive to our communications.

The complete record of MSG decisions and matters arising from meetings can be accessed at <https://pheiti.dof.gov.ph/msg-decisions-and-matters-arising/>.

The Secretariat introduced the system of producing MSG papers, which serve as reference materials during meetings.

On item no. 82.2, the Chair suggested distributing the pending tasks to the MSG committees. The Chair suggested implementing the committee system by the next meeting, and the committees should report the MSG papers that are of their concern.

On item no. 82.4, a government representative recommended starting with a scoping study on stakeholder engagement and finding legal documentation related to it. The MSG members will give recommendations to address the gaps that will arise from the scoping study.

On item no. 82.5, a government representative requests the MSG to submit their recommendations on what the PH-EITI can do in relation to energy transition that can be reported to EITI International. Once the Secretariat collates the recommendations, the implementation committee will have to filter the items for action.

A civil society representative shared that there is a need for a deeper understanding of energy transition, especially since some CSOs have negative ideas about it. The Secretariat said that energy transition is being considered to be included in the topics during the MSG strategic planning. A government representative said that it should be ensured that energy transition is given focus and that the initiatives of PH-EITI regarding it does not replicate but complement the existing schemes of different agencies and organizations on climate change.

On item no. 82.6, the Chair suggested that the issue on data harmonization be assigned to the Implementation Committee.

## **V. Main Business**

### *1. MSG membership*

#### **a. Designation of government reps**

The Secretariat discussed the designation of government representatives to the MSG. According to Section 2 (a) of EO No. 147, s. 2013, five (5) government representatives are chosen by the Mining Industry Coordinating Council (MICC),

created pursuant to Section 9 of EO No. 79, which will include senior officials, duly deputized to represent their respective Secretaries; provided that, local government units shall be represented by the Union of Local Authorities of the Philippines. Currently, the following represents the government constituency:

- **DOF**                      Usec. Cielo Magno                      Asec. Valery Brion
- **DENR-MGB**              Dir. Wilfredo Moncano              Engr. Romy Aguilos
- **DOE**                      Dir. Cesar Navarro
- **DILG**                      Dir. Anna Bonagua
- **ULAP**                      Gov. Dax Cua                      Ms. Maane Cauton

The Secretariat shared that an EO has been drafted by the MSG which aims to amend EO 147, expanding the composition of the MSG from five (5) to six (6) seats. In the current draft, an additional government seat is being proposed for the National Commission on Indigenous Peoples (NCIP). Also, in recent discussions, the Bureau of Local Government Finance (BLGF) and Bureau of Internal Revenue (BIR) are being considered for the seat. The Secretariat asked the MSG who they think should be given the seat. The Secretariat added that respective agencies should issue department orders identifying the representatives to the MSG.

The Chair asked what kind of seniority is required to be in the MSG. The Secretariat responded that currently, it should be at least at the Director IV level. The Chair suggested that for principal members of the MSG, it should be on Assistant Secretary level; while for alternate members, it should be on director level. The Chair also suggested providing the agencies with a template for designation of representatives.

The Chair said that she sees the importance of BLGF as a member of the MSG. As for BIR, the confidentiality of their data is required based on the tax code so adding them to the MSG will not address the problem of data transparency. The Alternate Chair agreed with the suggestion to include BLGF in the MSG because they have the capacity to ensure the correct LGU shares. She suggested BLGF be in the MSG, BIR be in the implementation committee, and NCIP be in the implementation and stakeholder engagement committees.

A civil society representative asked if the Environmental Management Bureau (EMB) can also be represented in the MSG. The Secretariat responded that seats are full and that if the additional seat will be granted by the amended EO, it will be reserved for the BLGF.

The Alternate Chair shared that there was a suggestion at the start of the PH-EITI that the government constituency can have seven (7) seats. The MSG can reconsider this.

A civil society representative asked if the Environmental Management Bureau (EMB) can also be represented in the MSG. The Secretariat responded that seats are full and if the additional seat will be granted by the amended EO, it will be reserved for the BLGF. The Alternate Chair shared that there was a suggestion at the start of the PH-EITI that the government constituency can have seven (7) seats. The MSG can reconsider this. The Alternate Chair added that decision making in the MSG is by consensus so there is no weight in numbers. A civil society representative argued that in case that there will be a need to vote, the government should be limited to a certain number for fair representation. There should be a caveat regarding this in the internal rule. An industry representative said that increasing the number of MSG representatives from 15 to 18 might make the policy setting and decision making too unwieldy. Instead of adding entities to the MSG, it would be more proper to just include them in the standing committees. Instead of expanding the MSG composition, it would be better to ensure that the MSG to be a more compact policy making body with members that can make and carry out decisions.

The Alternate Chair asked how active members of Technical Working Groups (TWGs) are in terms of inputting on EITI concerns. The Secretariat responded that TWG members who are not MSG members are not that engaged. The Alternate Chair said that these non-MSG TWG members are without context when they attend meetings.

The Chair instructed the Secretariat to conduct a study and prepare a briefing paper for the MSG on the extent of what the PH-EITI do, to show the gaps and the need to engage with agencies. The initiatives of the PH-EITI should be mapped out and matched with the initiatives of the agencies that will be aimed to engage with.

b. Distribution of seats for industry reps

The Secretariat discussed the Terms of Reference (TOR) of the MSG, which was amended at the 37th meeting, Nov. 4, 2016. As indicated in the TOR, the business or industry constituency of the MSG shall be represented by members of the Chamber of Mines of the Philippines and the Petroleum Association of the Philippines. The following are the existing industry representatives to the MSG:

- COMP (Metallic)                      Atty. Ron Recidoro                      Atty. Odette Javier
- COMP (Metallic)                      Engr. Eulalio Austin                      Atty. Francis Ballesteros



- COMP (Metallic)                      Atty. Joan Adaci-Cattiling                      Atty. Bebong Santiago
- PAP (Oil and gas)                      Prof. Ed Cutiongco                      Atty. Kiril Caral
- Non-associated

In the draft EO to amend EO 147, there is a clause recommending an additional seat for nonmetallic mines. It is also for the consideration of the MSG members to add additional seat non-COMP members.

An industry representative said that he believes that the existing five seats for the industry constituency is enough. He also said that while he sees the value of adding seats for non-metallic mines, their sector is not very organized so getting them to select their representative may take some doing. But otherwise, if the direction is to increase the number of seats, he agreed to give it to the non-metallic sector. The seat for the non-associated sector can also be given to the small-scale mining sector.

A government representative suggested for the MSG to take a position that all sectors that are covered by the EITI report should be represented in the industry group. The industry group should be left to decide on the distribution of the number of seats for the industry constituency. The industry constituency is requested to submit a summary or guidance note on how representatives are selected.

The MSG instructed the Secretariat to work with the MGB to convene other sectors that are not engaged but included in the reporting. The Secretariat is also tasked to arrange and call for a meeting with industry representatives to discuss the distribution of seats. The Secretariat was also instructed to produce an MSG paper indicating the different issues of the industry sector, which will then be used during the meeting.

c. New alternate civil society reps

The Secretariat presented the current composition of civil society representatives to the MSG. Those names highlighted in yellow are the ones whose term has either ended this year or resigned.

Member	Membership	Term	Start of term
Mr. Vince Lazatin	Full rep	First term	February 2020
Dr. Buenaventura Maata, Jr.	Full rep	Second term	June 2016
Mr. Augusto Blanco	Full rep	Second term	May 2017

Dr. Nelson Cuaresma	Full rep	First term	June 2018
Atty. Jansen Jontila	Full rep	First term	June 2018; Resigned on Jan. 2020; No replacement
Prof. Ladylyn Mangada	Alternate rep	First term	June 2018
Ms. Aniceta Baltar	Alternate rep	First term	June 2018
Ms. Roxanne Veridiano	Alternate rep	First term	June 2018; Resigned on Jan. 2020; No replacement
Dr. Glenn Pajares	Alternate rep	First term	June 2018
Mr. Chito Trillanes	Alternate rep	First term	June 2018

The following names, on the other hand are the unofficial new alternate civil society representatives:

- BARRIOS, Becky: PANAGHIUSA ALANG SA KAUGALINGNAN UG KALINGKAWASAN INC. (PASAKK INC.)
- DADIZON, Silvestra: SAMAHAN NG KATUTUBONG TAGBANUA (SKTM)
- GALICHA, Rodne: Bayay Sibuyanon Inc.
- OKUBO, Jean: PILIPINA
- SEVILLA, Arlene: Tawi-Tawi Alliance of Civil Society Organizations, Inc. (TACOS)

Bantay Kita is still awaiting a vote from 1 member of the CSO MSG Selection Committee. Although there is no requirement in the Selection Committee that the decision be unanimous, Bantay Kita recommends that for formality's sake, it's probably best to wait for the last member of the Selection Committee to respond.

The Secretariat asked for a timeline for the confirmation of the new alternate civil society representatives. A civil society representative said that they aim to make the list official by next week. The Chair said that the official list of new representatives should be available before the year ends. The Secretariat will conduct an onboarding process with the incoming civil society representatives. The Chair requested Bantay Kita to update the MSG in terms of the extent of the reach of Bantay Kita as the main convenor of the CSO sector. Bantay Kita is instructed to draft a report and mapping on the reach of its CSO members.

d. Updates on the proposed amendments to EO No. 147, s. 2013

The Secretariat gave an update on the proposed amendments to EO No. 147, s. 2013. The draft EO was endorsed to the DOF Legal Affairs Office (LAO) back in April 2022. The Secretariat was not able to monitor it because of different circumstances in the past months. The draft EO will now be revisited and revised based on the recent discussion raised in this MSG meeting. The Chair suggested waiting for the comments of LAO before incorporating the comments raised in this meeting.

2. *Permanent committees*

The Secretariat presented the draft resolution on the creation of permanent committees. In addition to the existing committee on stakeholder engagement, three permanent committees are being proposed, consisting of the following:

**Governance and Oversight Committee** - addresses issues relating to the governance and strategic matters of EITI in the Philippines, including compliance with and proper observance of the EITI principles, direction setting, decision-making procedures, accountability lines, constituency guidelines, and governance of the PH-EITI Secretariat.

**The Implementation Committee** - advises the PH-EITI MSG on matters related to implementing the EITI Standard. The Committee monitors the policy developments, reportorial process, documentation of the impact of implementation, and EITI validation.

**The Finance Committee** - advises the PH-EITI MSG on strategic matters related to the funding of EITI implementation in the country, which includes sourcing funds and monitoring expenditure.

The term of office for the members is described as:

- For MSG committee members, the term of office shall be until the same is revoked, or coincide with their term of office in the MSG, whichever comes first. In the event of resignation, incapacity, or death, the PH EITI MSG shall appoint a replacement.
- For Non-MSG committee members, the term of office shall be for two (3) years or until the same is revoked, whichever comes first. This is without prejudice to

reappointment for the same committee membership. In the event of resignation, incapacity, or death, the PH EITI MSG shall appoint a replacement who shall serve the remaining term of office.

- For the Secretariat member, the term of office shall be until the same is revoked or coincide with their tenure with the Secretariat.

The Chair said that the Secretariat should not be counted as a member of the committee, but lead technical support. A government representative suggested opening the membership of the committees to the MSG, with each committee having a representative from the government, industry, and civil society. Instead of limiting the membership to just one seat, everyone in the MSG can participate as long as each constituency is represented in every committee. And instead of inviting experts as part of the committee, they can be invited as resource persons. The issues will be discussed first at the committee level before raising to the MSG level.

A government representative suggested that the Finance Committee should explore the possibility of requiring membership fees for industries that may complement the government funding to support EITI implementation.

The Secretariat is instructed to revise the resolution for circulation and if the MSG will have no further comment, it will be deemed approved. The Secretariat is also tasked to send communications to the MSG for their preferred committee membership.

### 3. *Country reports*

#### *a. FY 2020 report*

The Secretariat presented updates on the FY 2020 report. During the 82nd meeting, the MSG created a TWG that will review the contextual information chapter of the FY 2020 PH-EITI Report. The MSG also instructed the Secretariat to work closely with the consultant to ensure that the comments of the MSG on the draft report are addressed. Pursuant to the instruction of the MSG, the consultant met with the Secretariat on November 8 and 29 to update the contextual information chapter.

The TWG agreed to endorse the revised copy of the contextual information chapter to the MSG for approval. The TWG also agreed on recommendations to address the gaps surfaced by EITI reporting.

In general, revisions to the contextual information chapter pertain to the theme, writing style, and brevity.

The Secretariat then presented the summary of MSG comments and actions taken by the consultant.

MSG comments	Update
1. Reconciliation of PSA and MGB data on production and export	Done. Consultant used the MGB data since PSA data is incomplete for the last quarter of 2020.
2. Inclusion of COVID-19-related data on extractives and its impact to host communities	Done. Consultant improved the opening statement of the said section and emphasized that the metallic mining sector was unscathed by the pandemic.
3. The theme "Recovery through Transparency" is not applicable to the mining sector	Done. Consultant reduced the use of the word "recovery" in the various sections of the chapter and in the executive summary.
4. Inclusion of updates on EITI-related bills in the legislative framework	Consultant included EITI bill in the compendium of significant legislations in previous PH-EITI reports.
5. Verification of the applicability of the quasi-fiscal data	Done. Consultant vetted and QSF is still not applicable in the Philippines.

The Secretariat presented the gaps identified in the FY 2020 report and the corresponding recommendations of the MSG.

Gaps identified		Draft MSG recommendations
1. Company participation	1.1. PH-EITI reporting has been inadequate in the oil and gas sectors and even elusive in the coal sector.	<ul style="list-style-type: none"> <li>- The MSG should push for the issuance of the draft EO amending EO No. 147, s. 2013. The draft EO includes a provision mandating the participation of specific extractive industries in EITI reporting.</li>   <li>- Engage the new DOE administration for the issuance of an administrative order similar to the DENR DAO 2017-07.</li> </ul>
2. Data collection	<p>2.1. Timing differences resulting from the disparity between the cash and accrual basis of accounting are the most frequent source of variance identified during reconciliation.</p> <p>2.2. Audited financial statements are usually late and incomplete when being requested directly from the SEC and they are normally only available in hard copies which is an inconvenience in terms</p>	<ul style="list-style-type: none"> <li>- The PH-EITI Secretariat should provide companies and government agencies with a thorough orientation or walkthrough on the data that should be submitted to PH-EITI.</li>   <li>- The PH-EITI Secretariat should highlight and reiterate among participating projects and government agencies that EITI implementation follows the accrual basis of reporting which means that government payments due in 2020 although paid in 2019 or 2021 should be included in the reported amounts and payments made in 2020, but those due for another year should be excluded.</li>   <li>- The MSG should require extractive projects to submit a copy of their audited financial statement through ORE.</li> </ul>

Gaps identified		Draft MSG recommendations
	of logistics.	
3. Data harmonization	PSA employment data differs from MGB reported data.	<ul style="list-style-type: none"> <li>- The PH-EITI Secretariat should consult the PSA about the inclusions in their employment data computation so that appropriate context on the data may be included in the report.</li> <li>- The PH-EITI should meet with relevant government agencies to explore the harmonization of government data on extractive industries employment.</li> </ul>
4. Energy sector data	There is a lack of comprehensive aggregate and disaggregated data on oil, gas, and coal since DOE data is not readily available.	<ul style="list-style-type: none"> <li>- The MSG should engage the new DOE administration for the systematic disclosure of oil, gas, and coal data.</li> </ul>
5. Gender inclusion	There is a wide gap in male to female ratio in the mining sector that may be indicative of concerns in gender balance and gender inclusivity in the sector.	<ul style="list-style-type: none"> <li>- The PH-EITI should help promote gender-inclusive and equal opportunity policies for women in the extractive industries through stakeholder engagement and capacity-building activities.</li> </ul>

Gaps identified		Draft MSG recommendations
6. Timeliness	<p>When the reconciliation and finalization phase of the PH-EITI exercise goes beyond the month of December, it is difficult to communicate with participating projects since they are already preoccupied with the tax season (January - April). Participating companies opt to submit partial reports which cause lags in data points. Hence, extensions of the reporting period are being normalized. The delay in the collection of data hampers the report production and publication to online portals.</p>	<ul style="list-style-type: none"> <li>- Data collection should begin in the month of June following the end of the year covered in an EITI reporting cycle. Reporting must end in August and data reconciliation, if necessary, should start in September and last only until November.</li> <li>- It is further recommended that reconciliation of data be limited to data points that require further investigation, following an initial reconciliation conducted by the Secretariat.</li> </ul>
7. Optimizing industry potential	<p>MAQ Sector has been labeled as an insignificant contributor to the country's Gross Domestic Product (GDP).</p>	<ul style="list-style-type: none"> <li>- The MSG should push for the updating of the mining fiscal regime to enable the sector's increased contribution to GDP.</li> </ul>

The Secretariat is instructed to recirculate the report and the summary of MSG comments and actions taken by the consultant. The MSG is given until December 15, 2022 to provide additional comments.

The Secretariat is also instructed to prepare a briefer and presentation for the Department of Energy (DOE), as well as a list of expectations from DOE.



*b. FY 2021 report*

The Secretariat gave updates on the production of the FY 2021 report. At the 81st meeting, the MSG directed the Secretariat to coordinate with the MGB regarding companies that have not yet submitted data through ORE. The MSG also instructed the Secretariat to provide the Chamber of Mines of the Philippines (COMP) a list of COMP members who have not yet submitted data. MGB regional offices sent communications to companies that have not submitted data. As of December 7, 2022, 8 metallic projects and 15 non-metallic have not yet submitted any forms.

The Secretariat is instructed to send another set of letters signed with the current focal persons inviting the non-metallic companies to engage with the PH-EITI. For the non-participating metallic companies, the Chair suggested for the MGB to issue show cause order. The Secretariat is instructed to document all efforts to reach out to the companies.

*4. Updates on Validation corrective actions*

The Secretariat presented the updates on addressing the Validation corrective actions. For correction action (CA) 1.1 or government engagement, the Secretariat has followed up on LAO's comments on the draft EO to amend EO147. The Secretariat has also sent communication to DOE requesting an audience.

For CA 1.3 or civil society engagement, the Secretariat has sent communication to DILG requesting for an audience. The office of DILG Usec. Iringan confirmed commitment to chair the Stakeholder Engagement Committee, however the role was delegated to Dir. Anna Bonagua. An expression of commitment and support was done through the recommitment ceremony during FORGE PH or the PH-EITI National Conference.

For CAs 2.2, 2.3, 2.4, 2.5, 4.1, 4.6, and 5.2, the Secretariat, in collaboration with the International Secretariat, held a post-Validation workshop with relevant agencies. The Secretariat is also set to arrange a separate workshop with PMDC and PNOG-EC. The Secretariat will also follow through on suggestions and agreements during the workshop and send official communication informing agencies about the corrective actions.

A government representative recommended asking the MSG about the sectors that should be covered by the EITI and such coverage should be stated in the amended EO. There should be a provision indicating that the MSG will identify the timeline on when the sectors will be formally required. The same representative said that there are three components with respect to civil society engagement: 1. grievance mechanism; 2. value

chain or CSO participation and 3. documentation of the MSG discussions with regards to civic space.

The same representative also suggested that when sending communications to concerned agencies, not only the corrective actions should be indicated in the letters but also the recommendations of the MSG to address the CAs.

5. *ETW results and next steps*

The Secretariat presented the results of the recently concluded Extractives Transparency Week (ETW). The 2022 ETW consisted of a total of 15 meetings and events in 3 days. The Secretariat presented to the MSG the turnout and feedback of participants. The documentation of the events can be accessed at <https://bit.ly/2022ETWDocumentation>.

The Secretariat also presented the top actionable recommendations from the stakeholders that were gathered during the FORGE PH or the National Conference.

RECOMMENDATION	SPECIFIC ACTIVITY	RESPONSIBILITY CENTER	TIMELINE
Harmonize national and local policies on the extractives	Convene stakeholder consultations to revisit relevant policies and provide recommendations or clarifications, as necessary	DILG and relevant NGAs	2024
Ensure the sustainability of SDMP projects	Convene stakeholder consultations to revisit the guidelines and framework for SDMP implementation	MGB	2024
Make the EITI process responsive to issues on contracting and EIS	Engage the EMB in a TWG under the EITI process	PH-EITI	2024
Improve transparency in each stage of the EI value	Convene a national TWG that will look into the gaps and processes, codify the process, as detailed as possible, and communicate the	PH-EITI	2023

chain	process to all the stakeholders		
Address the issue on IP royalty	The establishment and development of national guidelines on IP Wealth Management should be pushed		2023
Improve the timeliness of release of LGU shares in national wealth	<p>Engage the DOF, DBM, DILG, BIR and DENR to consider the following actions:</p> <ul style="list-style-type: none"> <li>● Proposal for an amendment in the legislation regarding the mode of release to the LGUs of their share of the mining excise taxes, specifically to the mode of direct remittance from mining companies to LGUs.</li> <li>● To revisit and monitor the implementation (or amend as necessary) of the existing DOF-DBM-DILG-DENR Joint Circular No. 2009-1 regarding the guidelines and procedure on the release of LGU share from mining taxes.</li> </ul>	PH-EITI	

The Secretariat also presented the following summary of next steps based on the results of the ETW.

1. The MSG to refine and adopt the actionable recommendations.
2. The MSG to activate the TWG on BOT to move the BOT agenda.
3. The MSG to consider adopting transfer pricing issues in its work plan.
4. The MSG to adopt energy transition as a priority initiative.
5. The Secretariat to facilitate an RTD on renewable energy
6. The Secretariat to facilitate an RTD with legislators on BO.
7. The Secretariat to monitor action of IS on MSG comment on representation of national stakeholders at the international level.
8. The results of the ongoing Integrity study to be considered for showcasing in the EITI Global Conference in June 2023 in Dakar, Senegal

9. The Secretariat to facilitate a Validation corrective action meeting with the PMDC and PNOC-EC
10. The Secretariat to draft the 2023 work plan based on identified next steps, actionable recommendations of stakeholders, and the proposed PH-EITI implementation framework

A civil society representative said that based on her experience, this ETW and National Conference is the best in terms of content. She was curious as to how the PH-EITI was able to fund such a series of events. Another civil society representative said that the ETW had interesting data which were collated well. He added that the gathered data were largely quantitative, and asked if there are interpretations of the data and concrete recommendations within the context of all the respondents for improvement of the next conference.

6. *Framework of the 2023 work plan*

The Secretariat presented the framework for the MSG strategic planning. The Secretariat proposed using the RBM framework that is being used since 2020, as recommended by the MSG.

<b>RBM Components</b>	<b>Results</b>
Impact Goal	Changes in situation both at the national and subnational level thru PESTLE Analysis
Outcome	Changes in behavior & attitude, social action, institutional, decision making, knowledge level, efficiency
Outputs	Enhance quality of systems, evaluations, reports, publications, skills and capacities
Activities	Development of curriculum, training of stakeholders, develop action plans, work with media & academia
Inputs	Engagement and investment of stakeholders includes human or financial resources, personnel, equipment, technology, time

RBM Components	Current	Results
Impact Goal	<p>“A transparency platform for stakeholders committed to inclusive and effective natural resource governance”</p> <ul style="list-style-type: none"> <li>- Showing contribution</li> <li>- Improve understanding</li> <li>- Strengthen national resource management</li> <li>- Creating opportunities for dialogue</li> <li>- Pursue and strengthen contribution to national development</li> </ul>	<ul style="list-style-type: none"> <li>● Harmonize policies on the extractives</li> <li>● Sustainability of initiatives ( SDMP projects)</li> <li>● Transparency in each stage of the EI value chain</li> <li>● Development of guidelines on wealth management</li> <li>● Actions to address civic space</li> </ul>
Outcome	<ul style="list-style-type: none"> <li>● Low awareness on PH-EITI as a platform for resource governance &amp; management concerns</li> </ul>	<ul style="list-style-type: none"> <li>● Utilization of EITI data and as a platform for decision-making (national and subnational level (to the community level)</li> <li>● Equal and inclusive participation of various sectors</li> <li>● Vibrant space for debate and dialogues in resource governance</li> <li>● EITI as body recognizing best practices in transparency, accountability and good governance in the extractives</li> </ul>

Outputs	<ul style="list-style-type: none"> <li>● Reports</li> <li>● Stakeholder engagements</li> </ul>	<ul style="list-style-type: none"> <li>● Institutional Linkages and Networking</li> <li>● Capacity Building (at each segment of the value chain of the extractives for all stakeholders)</li> <li>● Mainstreaming Disclosure</li> <li>● Monitoring Progress</li> </ul>
Inputs	<ul style="list-style-type: none"> <li>● Hiring of Consultants</li> <li>● Budget for Personnel</li> </ul>	<ul style="list-style-type: none"> <li>● Job security of the PH-EITI Secretariat for continuity of work plan</li> <li>● Enough budget to support the programs and initiatives up to the subnational level</li> </ul>

RBM Components	Current
Programs (Activities)	<ul style="list-style-type: none"> <li>● MSG Development</li> <li>● Legislative Advocacy</li> <li>● Resource Mobilization</li> <li>● EITI Reporting</li> <li>● Systematic Disclosure</li> <li>● Opening Extractives</li> <li>● Integrity</li> <li>● Data Stories</li> <li>● BARM Engagement</li> <li>● Gender Inclusion</li> <li>● Energy Transition</li> </ul>

The Secretariat also proposed the following programs and activities based on the recommended framework.

<b>Institutional Linkages</b>	<b>Capacity Building</b>	<b>Mainstreaming Disclosure</b>	<b>Monitoring Progress</b>
<ul style="list-style-type: none"> <li>● Climate Change (Energy Transition)</li> <li>● BARMM Engagement</li> <li>● Gender Inclusion</li> </ul>	<ul style="list-style-type: none"> <li>● Stakeholder mapping</li> <li>● (understanding of role &amp; complementation in each segment of the EI value chain)</li> <li>● Capacity development</li> </ul>	<ul style="list-style-type: none"> <li>● Improvement of quality of the disclosure</li> </ul>	<ul style="list-style-type: none"> <li>● Development of Monitoring mechanism</li> </ul>

A civil society representative said that it was suggested during one of their meetings to include water in the coverage of PH-EITI. Since water is becoming a critical resource, this could be something that could be discussed within the MSG. The Chair suggested for the same representative to lead the discussion with the MSG.

The Secretariat is instructed to circulate the proposed framework and activities for comments and suggestions of the MSG.

## **VI. Summary of MSG decisions, agreements, and instructions**

<b>Agreements</b>	<b>Responsibility Center</b>
The Secretariat is directed to do a scoping study on stakeholder feedback mechanism.	Secretariat
The MSG is requested to submit suggestions about energy transition and climate change that will become part of the PH-EITI scope report. The Secretariat is also instructed to focus the discussions about energy transition on something that is applicable to the Philippine context and will complement existing initiatives.	MSG
The Secretariat is directed to identify the constraint on the release of LGU shares, and engage with BIR and DBM to address the problem.	Secretariat

<b>Agreements</b>	<b>Responsibility Center</b>
The Secretariat is instructed to conduct a study and prepare a briefing paper for the MSG on the extent of what the PH-EITI do, to show the gaps and the need to engage with agencies. The initiatives of the PH-EITI should be mapped out and matched with the initiatives of the agencies that we aim to engage with.	Secretariat
The Secretariat is instructed to convene the industry representatives to discuss the industry representation in the MSG and contribution. A briefing paper will be prepared by the Secretariat. The industry constituency is requested to submit a summary or guidance note on how representatives are selected.	Secretariat and industry constituency
The Secretariat is instructed to review the system of counting quorum during MSG meetings.	Secretariat
The Secretariat will conduct onboarding with the new CSO representatives. A briefing on the EITI Standard will be included in the onboarding.	Secretariat and civil society constituency
Bantay Kita is instructed to draft a report and mapping on the reach of its CSO members.	Bantay Kita
The Secretariat is instructed to amend the resolution on permanent committees based on the MSG's comments.	Secretariat
The Secretariat is instructed to coordinate with the industry constituency and explore the idea of company membership to the PH-EITI and membership fee.	Secretariat and industry constituency
The Secretariat is instructed to recirculate the draft of the FY 2020 report and the recommendations within the day. The MSG is given until December 15 to comment.	Secretariat and MSG
The Secretariat is instructed to coordinate with the MGB on the steps to address the issue of non-participating companies.	Secretariat and MGB
The Secretariat is instructed to draft an MSG resolution on the recommendations to address the Validation corrective actions. The resolution can be used when engaging with agencies.	Secretariat
The Secretariat is instructed to circulate a detailed financial report of the ETW.	Secretariat



<b>Agreements</b>	<b>Responsibility Center</b>
The Secretariat is instructed to circulate to the MSG the proposed MSG strategic plan framework.	Secretariat and MSG

**VII. Setting of the next meetings**

The Secretariat proposed the following schedule for the next MSG meetings and activities:

January 2023	MSG strategic planning
February 10, 2023	84th meeting
May 12, 2023	85th meeting
August 11, 2023	86th meeting
November 27-28, 2023	ETW and FORGE PH
December 1, 2023	87th meeting

The MSG approved the proposed schedule.

**VIII. Adjournment**

With no other matters to be discussed, the meeting was adjourned at 12:40 pm.