



UNTAET/DIR/2000/7
21 November 2000

DIRECTIVE NO. 2000/7

ON THE REGISTRATION OF CHARITABLE ORGANIZATIONS

The Special Representative of the Secretary-General,

Pursuant to the authority given to him under United Nations Security Council resolution 1272 (1999) of 25 October 1999,

Taking into account United Nations Transitional Administration in East Timor (UNTAET) Regulation No. 1999/1 of 27 November 1999 on the Authority of the Transitional Administration in East Timor,

Pursuant to UNTAET Regulation No. 2000/18 on a Revenue System for East Timor,

Promulgates the following:

Section 1
Registration of charitable organizations

The *Commissioner* shall establish a register of qualifying charitable organizations entitled to exemptions or concessional treatment under Regulation No. 2000/18.

Section 2
Qualifying organizations

To qualify for registration on the register described in Section 1, an organization must satisfy the following conditions:

(a) the organization may not operate any enterprise or carry on activities for profit;

(b) the rules governing the operation of the organization must:

(i) prevent the distribution of any benefits by the organization to anyone other than qualifying persons;

(ii) provide for all assets of the organization to be contributed to another registered charity upon winding up of the organization; and

(iii) prevent the changing of the rules referred to in paragraphs (i) and (ii) so long as the organization exists;

(c) the organization must distribute its benefits solely on the basis of need by the recipient and does not discriminate between potential recipients on the basis of race, sex, ethnic group, religion, political affiliation, or membership in any organization;

(d) the organization conducts no political activities; and

(e) the organization delivers to the *Commissioner* within 60 days after the end of each tax year audited financial accounts that detail receipts and expenditures by the organization, including all applications of funds, during the tax year.

Section 3

Removal from the charitable organizations register

Where the *Commissioner* believes a registered organization no longer satisfies all the conditions set out in Section 2, the *Commissioner* shall immediately remove the organization from the register described in Section 1 and the removal will be treated as if it occurred at the time the organization no longer satisfied all the conditions.

Section 4

Definitions

In the present Directive:

“Commissioner” has the meaning given in Regulation No. 2000/18; and

“tax year” has the meaning given in Regulation No. 2000/18.

Section 5

Application

The present Directive applies to the 2000 and subsequent tax years.

Section 6

Entry into Force

The present Directive shall enter into force on 1 December 2000.

Sergio Vieira de Mello
Transitional Administrator