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2 **Minutes of the 2nd Meeting of the East Asia FLEG**
3 **Regional Steering Committee**

4 The Laguna Resort and Spa,
5 Nusa Dua, Bali, Indonesia
6 February 14, 2007
7

8 Attendees:

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10 RSC Task Force:

- 11 1. Neria Andin- Philippines
- 12 2. Tachrir Fathoni – Indonesia
- 13 3. Hugh Speechly – DFID UK
- 14 4. Hiroki Miyazono-Japan

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16 RSC Advisory Group:

- 17 5. Rowena Soriaga - Asia Forest Network, Philippines
- 18 6. Chen Hin Keong- Traffic, Malaysia

19
20 Donor Agencies:

- 21 7. Mario Boccucci -WB
- 22 8. Nalin Kishor – WB
- 23 9. Tapani Oksanen-WB
- 24 10. Anne Cassen - WB

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26 Representatives from ASEAN Member Countries/ Dialogue Partners/
27 Partner Organizations:

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- 29 11. Saidin Salleh- Brune
- 30 12. Manivong Vonngxay- Laos
- 31 13. Tony Bartlett-Australia
- 32 14. Mick George-Australia
- 33 15. Charlotte Cudby-New Zealand
- 34 16. Charles Barber – USAID, USA
- 35 17. Fred Stolle – WRI USA
- 36 18. Bernhard V.D. Heyde – GTZ/ASEAN
- 37 19. Daniella Gohler-GtZ/ASEAN
- 38 20. Noor Hidayat- MoF - Indonesia
- 39 21. Agus SetyarsoDFID - Jakarta
- 40 22. Dennis Guerero – NAECTAF, Philippines

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42 ASEAN Secretariat:

- 43 23. Prabianto Wibowo – ASEAN Secretariat

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45 FLEG Secretariat:

- 46 24. Agustinus Taufik – Indonesia

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49 Technical Working Committee:
50 25. Fe Oliveros - Philippines

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52
53 Absent:
54 Lu de – China (RSC TF)
55 Hu Yuan Hui – China (RSC AG)
56 Adil Zulfikar – (RSC-AG)

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60 **Highlights of the Meeting:**

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62 **Agenda 1: Introduction**

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64 The meeting started at 7:30 PM.

65
66 Tachrir Fathoni Regional Steering Committee (RSC) Co-Chair
67 rendered a welcome address and provided a brief background of the
68 Regional Steering Committee, its work and other related activities
69 undertaken by the Asia FLEG. Neria Andin, Chair of the RSC
70 presented the agenda of the two days meeting.

71
72 **Agenda 2: Update on the results of the ASOF Roundtable**

73
74 Prabianto Wibowo of the ASEAN Secretariat reported the discussions
75 and agreements of the ASOF Roundtable in regard to EAP FLEG
76 issues held on 12 February 2007. In regard to the three thematic
77 input papers namely (i) regional customs cooperation, (ii) forest
78 sector transparency initiative, and (iii) country reporting on FLEG,
79 the ASEAN Member Countries (AMCs) requested more time to
80 internally review those and come up with recommendations to be
81 considered in the 10th ASOF Meeting in July 2007. Mr. Wibowo also
82 informed the meeting that the AMCs shall continue internal
83 consultation with their respective authorities on the draft Ministerial
84 Statement on EA-FLEG so that it can be finalized by the 10th ASOF.

85
86 Charles Barber expressed his apprehension if the Statement will not
87 be finalized by ASOF in July.

88
89 Mr. Wibowo responded that in the roundtable discussion, it was
90 clarified that there will be an ASEAN Statement on FLEG and it is
91 different from the Ministerial Declaration for East Asia FLEG.

92

93 Mr. Hugh Speechly sought clarification whether the declaration
94 hinged on the ASEAN Statement and if they can go ahead without
95 the Statement.

96

97 Mr. Wibowo affirmed that there will be a form of acceptance from
98 the ASEAN even though it might not be finalized in July. There will
99 be some option for ASEAN to contribute to technical aspects of FLEG
100 especially in the three thematic areas.

101

102 Mr. Bernie v.d. Heyde stated that this schedule does not mean that
103 there is no commitment on the side of the ASEAN and that the
104 Press release issued in the last AMAF already show support.

105

106 **Agenda 3. Presentation of the three thematic areas under**
107 **EA-FLEG and way forward**

108

109 The RSC Chair made a presentation on the process on providing
110 comments, focused input from RSC and other stakeholders and the
111 proposed next steps leading to the technical workshop. She outlined
112 how the ASEAN process which is formal will complement and run
113 parallel to the less formal process which is steered by the RSC
114 (attachment 1). The less formal process includes ASEAN Dialogue
115 partners and advisory group. In regard to field trials on various
116 initiatives, these are open for countries who will volunteer to
117 undertake these field trials. The Chair offered this process for
118 discussion and consideration and requested the presenters of input
119 papers to refer to this process.

120

121 Mr. Chen Hin Keong sought clarification on whether the Ministerial
122 Declaration has the basis of ASEAN Statement and does that mean
123 the statement will be taken by the EA-FLEG Ministerial meeting.

124

125 Mr. Prabianto Wibowo clarified that per ASOF opinion, these are two
126 separate things, one is the ASEAN Statement and another is the EA-
127 FLEG Declaration. He conveyed to this meeting that the ASEAN will
128 not intervene in the EA-FLEG Declaration, rather, if EA-FLEG would
129 like to refer to the ASEAN statement then RSC can do so.

130

131 Charles Barber brought two things that can be further discussed
132 under the agenda. First, If there is ASEAN statement in which AMCs
133 makes certain commitments, would that constraint the ASEAN and
134 would ASEAN not be bound to that statement when they go to the
135 EA-FLEG Ministerial Meeting? Second, How do all the meetings
136 interface with the Road Map?

137

138 Dr. Tachrir Fathoni informed the meeting that the Bali declaration
139 was signed not only by ASEAN members but also by countries

140 beyond Asia. ASEAN as a nation has a strong commitment on this
141 but there is no single strong statement from Asian countries. if
142 ASEAN plus its Dialogue Partners can give a statement this can
143 strengthen the EA-FLEG.

144

145 Charles Barber saw this as a means to harmonize since there were
146 non-ASEAN countries who were not signatory to the Bali Declaration
147 as well as there were ASEAN member countries not signatory either.

148

149 Mr. Manivong Vongxay from Laos stated that July for ASOF is okay.
150 There is international Seminar that is happening before ASOF and
151 topics are now being selected.

152

153 **Presentation on Customs and Trade by Hugh Speechly**

154

155 Mr. Hugh Speechly made a brief introduction on the Custom and
156 Trade input paper. He started by giving a background on Bali
157 Ministerial conference in 2001 where one of the commitments made
158 was to take action to combat illegal logging and trade in illegal
159 timber products. He mentioned that international trade is an area
160 where we need to have cooperation because the contribution of
161 illegally logged timber in regional trade is significant and
162 problematic. He made mention of the examples of initiatives and
163 possible steps to take to improve collaboration to address the
164 problems. Lastly, he presented the expectation from RSC members.

165

166 Mr. Charles Barber shared their experience with Indonesia on
167 combating illegal logging. He further stated that initiatives such as
168 bilateral customs cooperation is not new, it is something being
169 done, a useful way of going forward and a rich area to consider for
170 the ministerial.

171

172 The Chair asked for other bilateral agreements within which this
173 area can be pursued.

174

175 Mr. Speechly shared EU initiated bilateral " Voluntary Partnership
176 Agreements" with timber producing countries.

177

178 Mr. Chen Hin Keong added the need to come up with a standardized
179 framework on customs cooperation and trade so that any
180 agreement do not change/differ between countries.

181

182 Mr. Saidin Salleh of Brunei welcome the idea of harmonizing the
183 procedures in the region though it will be difficult to have regional
184 agreement. He added that there will be a commitment in this area if
185 the Minister of Finance (customs and excise) will be signing the
186 declaration.

187
188 Mr. Hugh Speechly opined that a formal agreement is not necessary
189 at the moment due to the length of time needed to negotiate.
190 Accordingly, a commitment from Ministers to work on series of
191 bilateral agreements with very specific targets and with mandate
192 from customs and trade ministries is what we need.

193
194 Mr. Charles Barber shared what happened with regard to
195 Memorandum of Understanding between US and Indonesia which
196 was signed by Ministers of Trade and Forestry. He relayed that
197 initially Ministry of trade is reluctant but after getting more aware of
198 the issue they develop ownership of it. He added that regional
199 agreement is something that we can aspire to.

200
201 Hugh Speechly emphasized that what is important is the in-country
202 process of agreeing on what is acceptable in the agenda and what
203 they can commit. They have to make sure that the minister who
204 signs and attends will commit.

205
206 Bernie v.d. Heyde shared that same thing applies to the ASEAN
207 Secretariat. He suggested to include in the next meetings
208 representatives from the customs and transnational crime units of
209 the ASEAN Secretariat.

210
211 Mr. Saidin Salleh expressed his hope that the declaration will be
212 signed by as many Ministers as possible. He observed that from the
213 Roadmap he can only see the ASEAN process, but not seeing how
214 members of the Asia Pacific can sign the 2nd Ministerial Declaration.

215
216 Mr. Fathoni responded that in the Bali declaration East Asia FLEG
217 included Asia pacific.

218
219 Mr. Tony Bartlett inquired if there is a clause in the declaration on
220 another process, this is important if his country is to sign the
221 declaration.

222
223 Mr. Nalin Kishor shared the process that ENA FLEG Ministerial
224 Declaration went through. The EAP-FLEG will go to through a
225 similar process. This should take place before the ASEAN statement.

226
227 **Presentation on Forest Transparency by Tachrir Fathoni**

228
229 The paper was a collaborative work between Indonesia and World
230 Resources Institute (WRI) represented by Fred Stole. A brief
231 introduction on Transparency was given by Mr. Tachrir Fathoni.
232 Transparency, a core principle of good governance is one of the
233 priorities of EAP-FLEG as mandated in Bali Declaration in 2001. He

234 presented a set of actions proposed to be done by signatories of
235 the Bali Declaration in order to further commitment to
236 transparency.

237

238 Mr. Agus Setyarso inquired on who will be the leading institution to
239 accelerate initiative on forest transparency.

240

241 Mr. Tachrir Fathoni shared what was their experience under the US-
242 Indonesia MOU. Ministry of Forestry was the coordinator while other
243 transparency-related ministries can join in the process. They had
244 customs joining them in initial discussions then the ministry of trade
245 join later.

246

247 Charles Barber stressed that there are levels of transparency in
248 other countries, national, across countries, transparency in end
249 markets and the slowest level should not drag others down. He
250 would like to leave options on things to be done between and
251 countries in agreement.

252

253 Mr. Agustinus Taufik shared the multi-stakeholder process that has
254 been promoted by Indonesia which could be used as an example.
255 They can do marketing/socializing this initiative through peer
256 exchange visit with other FLEG countries.

257

258 Fred Stole added that the principles and criteria made were targeted
259 quite high. There will be principles and criteria that individual
260 countries can agree on and some which might be more difficult. It
261 might be a two stage thing wherein the Declaration contain the
262 most number of criteria where many cannot agree to and many
263 others can.

264

265 Mr. Agus Setyarso shared that conditions in every country differs
266 and stressed that while transparency idea is good, multi
267 stakeholders process of getting more transparency (openness) is
268 sometimes more important than the exercise of getting data.

269

270 Mr. Fathoni agree that the process is important. Based on
271 Indonesia's experience, they follow a multi-stakeholder process. He
272 also emphasize the need to describe the kind of data/information to
273 be disclosed.

274

275

276 **Presentation on Country Reporting by Neria Andin**

277

278 Ms. Neria Andin gave a brief introduction on country reporting input
279 paper. Country reporting would be a significant component of the
280 second Ministerial Meeting on FLEG. There is a need to agree on a

281 common generic outline, process for report formulation and other
282 guidance. Participating countries need to designate focal person or
283 team which will be assisted in the preparation of work plans and
284 cost estimates. Agenda items related to country reporting including
285 progress assessment would be developed. Both producer and
286 consumer countries will report on their FLEG Initiatives. As
287 mentioned, it will include report on activities of other relevant
288 agencies e.g. customs, trade, etc. The presenter reiterated what is
289 expected from the RSC with regard to this input paper.

290

291 Mr. Agus Setyarso shared that we aim a country report not only
292 based on normative design as emerge from Bali declaration, but
293 also taking lessons from country reporting exercised by FAO
294 Secretariat, ASEAN to identify its handicap, constraints and other
295 issues. There is a need to know the wide range capacities of
296 countries in preparing country reports. Instead of sophisticated
297 structure and outline, it may be design in a very simple question
298 that can be answered. A complete set of reporting following the Bali
299 declaration will need more days/consume a lot of time.

300

301 Mr. Saidin Salleh suggested the need to determine the purpose of
302 the country report. Its purpose should be to check where we are,
303 where we can control, how to improve the current situation.
304 Standards should come from 3rd country or environmental
305 watchdog. A report should not only tell statistics but should help see
306 where a country is.

307

308 Mr. Hugh Speechly added that most countries participate in
309 international forums take a lot of time preparing reports. There is a
310 need to know how FLEG reporting can add value given that some
311 information might be addressed somewhere else. The focus must
312 be on issues and proposals for joint action rather than
313 achievements.

314

315 Charles Barber added the need to put up alternative model.

316

317 Hiro Miyazono shared that the problem of NGO's in Japan is not the
318 information written by government but the hidden information.

319

320 Bernie v.d. Heyde stated that they can report on magnitude of the
321 problem in each country, constraints to FLEG implementation, the
322 drivers of forest crime, means of obtaining timber illegally and the
323 opportunities. He made mention of the classic response of
324 prevention, detection, suppression as approaches in fighting forest
325 crime at the source rather than focusing on figures. He added that
326 focus must be on approaches which the Ministers might like to see,
327 fight the crime at the source.

328

329 Mr. Agustinus Taufik suggested that country report should reflect on
330 what is exactly we want to deliver during the Ministerial, ie. issues
331 for joint ministerial collaboration such as joint procurement policy
332

333

334 Ms. Rowena Soriaga made a follow up on tracking timber at the
335 source and share the information she had from her trip to Pakistan.
336 She said that we need to look beyond and broaden the classic
337 traditional police meaning of the words, prevention, suppression
338 and detection.

339

340 She also informed the meeting of the AFN 11th regional meeting
341 they had wherein one of the sessions was social concern in forest
342 law enforcement and governance. She informed that there was very
343 little interest given by participants on this topic and suggested that
344 AG's should do more awareness building and connect it to what they
345 really tackling on the ground.

346

347 Mr. Noor Hidayat made a suggestion on process of country reporting
348 to consume less time listening to presentation. He suggested that
349 RSC will choose model of consumer and producer countries who will
350 present the report and the rest can share their country experience
351 in the discussion portion.

352

353 Bernie v.d. Heyde agreed with Rowena on responding appropriately
354 to the crime scenarios (done out of greed or need). If it is done out
355 of need, we don't apprehend but we do rural development projects.

356

357 Charles Barber shared a thing on criminal justice system
358 experience, bust people at the bottom, when they squeal go to
359 another level till you get to the top.

360

361 The Chair reminded that inputs to the three thematic papers should
362 be submitted to the focal persons/agency on March 1, 2007.

363

364 She also made an announcement on the agenda and venue for the
365 February 15 RSC meeting (Part 2).

366

366 The meeting was closed by 21:30 PM.

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**Minutes of the 2nd Meeting of the East Asia FLEG
Regional Steering Committee Part II**

The Laguna Resort and Spa,
Nusa Dua, Bali, Indonesia
February 15, 2007

Attendees:

RSC Task Force:

- 25. Neria Andin- Philippines
- 26. Tachrir Fathoni – Indonesia
- 27. Hugh Speechly – DFID UK
- 28. Hiroki Miyazono-Japan

RSC Advisory Group:

- 29. Chen Hin Keong- Traffic, Malaysia
- 30. Julian Newman- EIA

Donor Agencies:

- 31. Mario Boccucci -WB
- 32. Nalin Kishor – WB
- 33. Tapani Oksanen-WB
- 34. Anne Cassen - WB

Representatives from ASEAN Member Countries/ Dialogue Partners/
Partner Organizations:

- 35. Manivong Vonngxay- Laos
- 36. Tony Bartlett-Australia
- 37. Charles Barber – USAID, USA
- 38. Cynthia Mackie – US Forest Service
- 39. Yayat Afianto- Telapak
- 40. Bernhard V.D. Heyde – GTZ/ASEAN
- 41. Daniella Gohler-GtZ/ASEAN
- 42. Noor Hidayat- MoF - Indonesia
- 43. Dennis Guerrero – NAECTAF, Philippines

ASEAN Secretariat:

- 44. Prabianto Wibowo – ASEAN Secretariat

FLEG Secretariat:

- 45. Agustinus Taufik – Indonesia

Technical Working Committee:

- 25. Fe Oliveros - Philippines

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Absent:

- Rowena Soriaga (RSC-AG)
- Lu de – China (RSC TF)
- Hu Yuan Hui – China (RSC AG)
- Adil Zulfikar – (RSC-AG)

Highlights of the Meeting:

The meeting started at 7:00 PM.

Mr. Tachrir Fathoni, the Co-Chair of the meeting welcome the participants to the meeting and discussed the remaining agenda of the RSC meeting which includes the preparation for the Ministerial Meeting and the TOR of RSC.

Agenda 4: Presentation of input paper on the Roadmap towards the 2nd EA FLEG Ministerial Meeting and discussion

The Chair, Ms. Neria Andin, gave the highlight of 14 February meeting including the result of the ASOF roundtable presented by the ASEAN Secretariat and brought the attention of everybody to the Roadmap presentation. She reiterated the deadline for receiving comments from the RSC attendees as well as the focal persons for each thematic paper. They were assigned to synthesize the comments, prepare consolidated drafts and circulate to all EAP FLEG stakeholders. They are the following:

1. Customs and Trade: UK with TRAFFIC;
2. Forest Transparency: Indonesia with WB and WRI;
3. Country reporting: Philippines with WB and AFN

The RSC attendees were invited to provide comments on the papers until March 1, 2007

The Chair opened the floor for discussion of the roadmap towards the Second Ministerial meeting.

Mr. Tachrir Fathoni added the draft zero of the EAP-FLEG Declaration as additional item in the agenda.

Ms. Neria Andin accepted the suggestion of the Co-Chair.

460 Mr. Julian Newman requested for clarification on the parallel process
461 presented and commented that it is mostly ASEAN. He asked how
462 will other countries like China and the others be included.

463

464 Ms. Neria Andin explained that the ASEAN process because of its
465 nature was considered "formal" process and the EA-FLEG as the
466 "less formal".

467

468 Mr. Tachrir Fathoni gave further clarification on the two parallel
469 process, the ASEAN and EAP-FLEG. Based from the discussion
470 during the ASOF roundtable held last February 12, he relayed what
471 Malaysian delegation was saying that the ASEAN will go on with its
472 agenda in support to EA-FLEG while the EAP-FLEG will continue
473 pursuing its own agenda. Mr. Fathoni emphasized tapping of the
474 ASEAN mechanism for FLEG to get more commitment from ASEAN
475 member countries which hopefully can be further strengthened by
476 the AMAF Ministerial Statement. But if there will be difficulty, the
477 original option for FLEG in the second Ministerial can be pursued. He
478 added that a less political agreement can be pursued with other
479 countries like bilateral agreements or Multi Year Program of Work
480 for FLEG in the second Ministerial so that there be less tension and
481 more countries will join. The two process can be treated separately.

482

483 Mr. Prabianto Wibowo added that we can encourage China and
484 Japan to join during the FLEG side meeting in UNFF. The FLEG RSC
485 can invite more participants from other countries including China.
486 China and Japan can also be invited through ASEAN plus 3 but,
487 again they should have better understanding of the whole FLEG
488 process before they can commit.

489

490 Mr. Bernie v.d. Heyde provided three important remarks, first, in
491 UNFF, FLEG meeting should not be stated as side events but EA-
492 FLEG meetings, second is procedural, not all people will come to
493 UNFF in New York and third, in regard to the three papers, some of
494 its content are not "acceptable" that is why Malaysia is reluctant in
495 joining. He added that they are reluctant because reporting is a
496 tedious process as they already report to ITTO.

497

498 Mr. Hugh Speechly commented that the Agenda is ambitious. There
499 is a need to do a political reality check, whether the different
500 elements in the paper are feasible or attainable, its really a question
501 on what is the outcome. He made a query if the first declaration is
502 not valid and asked what we should do with it because discussions
503 concentrate more on the 2nd Ministerial Declaration.

504

505 Mr. Noor Hidayat made mention of clarifying the term of
506 Declaration to differentiate this from 2001 Declaration. It should be

507 change with another term, he suggested. He also raised his concern
508 on who will prepare the draft of the declaration.

509

510 Ms. Neria Andin clarified why the preparation of the agenda for
511 Ministerial should come after the 29th AMAF. She said that all the
512 outputs from the ASEAN process will be input to the FLEG
513 Ministerial. She reiterated the whole process that was hurdled by
514 EAP-FLEG following the ASEAN process, from 9th ASOF to 28th AMAF
515 and AMME. She also mentioned the support and request by
516 Malaysia, Brunei and Laos to have further discussion on FLEG draft
517 statement which led to ASOF roundtable. Since there is already a
518 statement, we just need to enrich this to include the concerns of
519 other countries outside the ASEAN.

520

521 Mr. Hugh Speechly shared his concern on the commitment that will
522 be given by those countries who will sign the statement. He
523 expressed further his apprehension on losing some ASEAN member
524 countries in the process if they no longer support the EA FLEG
525 statement. He asked how will ASEAN Secretariat support the
526 process.

527

528 Mr. Prabianto Wibowo responded that if one member country will
529 not agree to the statement it can be withdrawn.

530

531 Mr. Nalin Kishor sought clarification from ASEAN Secretariat on
532 whether the ASEAN Statement on FLEG will facilitate the work
533 towards the EAP-FLEG Ministerial or will the ASEAN Statement
534 suffice. He requested clarification because it has a bearing on how
535 the RSC will position itself in the whole process.

536

537 Mr. Charles Barber asked clarification on the nature of the ASEAN
538 Ministerial Statement. He asked the direction for countries who are
539 not part/involved in the ASEAN process like Australia and the US.

540

541 Mr. Chen Hin Keong gave his comment stating there is no enough
542 time and process for this. He clarified that as agreed upon in the 2nd
543 FLEG Task Force and Advisory Meeting in Manila elements of the
544 three thematic areas will be added in the Declaration. He suggested
545 that we limit the distribution first of the draft declaration, give it to
546 a person who will filter and look at it in the point of view of the
547 ASEAN in terms of its acceptability and practicality.

548

549 Ms. Neria Andin reiterated that in May 2007 there will be two
550 parallel meetings, the ASOF roundtable and the technical workshop.
551 In the ASOF roundtable, the representatives of government will
552 tackle the ASEAN statement while in the technical workshop of the
553 TF/AG, they will tackle the agenda, declaration, among other things.

554 She said that we should have a good plan on how to synchronize
555 these two meetings so that an input/output from these two
556 processes complement each other. She requested the ASEAN
557 Secretariat to further explain the reason for the holding of 2nd ASOF
558 roundtable.

559
560 Mr. Wibowo informed the meeting that during the 1st ASOF
561 roundtable, AMCs are still willing to convene and discuss the ASEAN
562 Statement on FLEG but this is only for ASEAN Minister of Agriculture
563 and Forestry (AMAF) and not the EAP-FLEG Declaration. The ASEAN
564 statement according to Mr. Wibowo can be an input to the regional
565 FLEG. Malaysia is ready to discuss and finalize the draft and they
566 will wait for ASEAN facilitation on this meeting. According to Mr.
567 Wibowo, there is a positive attitude of AMCs to have an ASEAN
568 Statement for AMAF.

569
570 Mr. Charles Barber stated that the value added thing in the ASEAN
571 process is to bring Malaysia, China and Singapore into the table. He
572 has apprehension allowing ASEAN to take the first crack because we
573 are not sure whether it will mean good participation. It is uncertain,
574 a gamble according to him if we engage them in a regional process
575 that they are not yet ready.

576
577 Ms. Neria Andin following Mr. Barbers discussion inquired the
578 meeting, if it possible to enrich the original version to include the
579 three thematic areas.

580
581 Mr. Charles Barber suggested to improve the Bali Declaration
582 instead of starting from scratch.

583
584 Mr. Wibowo forwarded that it should be the Philippines, who will
585 "improve" and make the draft to include elements of the three
586 thematic areas. The Philippines, an ASEAN member country can
587 add comments to the original draft just like what Singapore and
588 Indonesia did, following the ASEAN process.

589
590 Mr. Bernie v.d. Heyde clarified that ASEAN serves as a platform to
591 let China and Malaysia engage in the process. He supported the
592 idea of pursuing a strategy that is simple and compelling and
593 suggested that the body should focus on those topics which is more
594 politically palatable/attractive to those countries which are not
595 involve yet.

596
597 Mr. Charles Barbers further discussed the ministerial meeting process and importance

598 of having a better understanding on answers to questions like, why now? why this

599 issue? what is the output?

600

601 Ms. Neria Andin explained that it is the reason why we are
602 complementing the EAP-FLEG process and keep telling everyone
603 that it is a global agenda. It has to be brought down into regional
604 and national action plans. She also asked the body on how the
605 Statement that will be released in the AMAF be translated into
606 something strategic which can be taken cared of at the 2nd EAP-
607 FLEG Ministerial meeting. She sought clarification whether the
608 signing of 2nd Ministerial Declaration on EAP-FLEG is something
609 voluntary or is it a must for countries to sign. The parallel initiatives
610 shall bring more players to EAP-FLEG especially those participants
611 outside the sector and the ASEAN formal structure.

612

613 Mr. Bernie v.d. Heyde brought the meeting into one area that
614 concerns all the ASEAN countries, economic integration and its main
615 driver which is trade, one of the key elements of the Vientiane
616 Action Plan (VAP). He also emphasized that the body should
617 cautiously think the sequence of including transparency and
618 reporting.

619

620 Mr. Charles Barber further explained that transparency is a country
621 to country experience. They are doing it at home but not keen on
622 talking it in international level.

623

624 Ms. Neria Andin asked the body on when to prepare the tentative
625 agenda. She said that this should be earlier than November 2007
626 and should be part of the TF/AG technical workshop. The RSC
627 should initiate the drafting process for the 2nd Declaration and
628 identify who will be helping the RSC. She brought the attention of
629 the body to the FLEG work plan towards the 2nd Ministerial Meeting.

630

631 Mr. Tony Bartlett manifested their intention to become more active
632 in EAP-FLEG. He requested further clarification on the purpose of
633 Ministerial meeting, who should be there to decide, importance of
634 ministerial attendance and the definite schedule of activities. He
635 said that it is important for them to understand how these issues be
636 resolved, what they are going to do and the schedule.

637

638 Ms. Neria Andin pointed out that there are tentative dates in the
639 Work Plan.

640

641 Mr. Charles Barber indicated that it is a matter of reaffirming the
642 Bali Declaration, commit to further action and agree to sit down and
643 work for something. He said that what we can do is to organize
644 consultation and get proper representation. In order to have
645 genuine consultation at the regional level, choose representative
646 who is legitimate. This process might open up conversation and

647 country commitment. This could be cooperation in trade in forest
648 products.

649

650 Mr. Chen Hin Keong relayed to the group the interest of IUCN to
651 support FLEG.

652

653 Ms. Neria Andin informed the group that AFP can also help.

654

655 Mr. Chen Hin Keong commented that the timeline presented is very
656 much linked to the ASEAN process. We can look at the RSC timeline
657 because it is wider and can contribute to the common process.

658

659 Ms. Neria Andin responded that what was being shown are the
660 relationship of the two processes. The output of the RSC should be
661 available in time for a meeting to happen in the ASEAN mechanism.

662

663 Mr. Julian Newman stated that FLEG RSC process has more
664 flexibility and asked whether there is enough time to prepare before
665 the Ministerial meeting.

666

667 Mr. Tony Bartlett cited the concern of Brunei for having Ministers of
668 Trade and Forestry present to sign the Declaration. He said that a
669 country representative signs in behalf of their government not just
670 their Department.

671

672 Mr. Dennis Guerrero shared a model on how inter-agency collaboration works in the case of the Philippines. He shared how the
673 National Anti- Environment Crime Task Force (NAECTAF), an Office attached to the Office of the President works involving
674 people from law enforcement, customs, environment and others. The Task Force is headed by the Secretary of Department of
675 Environment and Natural Resources.

676

677 Mr. Tachrir Fathoni stressed that the Ministerial Declaration should
678 contain elements of the three thematic areas. He also suggested to
679 determine what level of political commitment and technical work it
680 will involve then determine the time table.

681

682 Mr. Charles Barber suggested that the UNFF 7 is a good time to sit
683 down and discuss on this and other logistical concerns.

684

685 Mr. Chen Hin Keong reminded the group that in the Bali Declaration,
686 Malaysia "contested" because it did not follow a consultation
687 process.

688

689 Mr. Mario Bocucci stated that the idea why we need to prepare a
690 draft is to have a working document not a final Document. What
691 happened according to him is that the Bali Declaration contained
692 general statement and principles while we aim that the second
693 Declaration will contain the minimum level of commitment in each
694 of the issues.

695
696 The question on who will initiate the drafting of the 2nd Ministerial
697 Declaration and its refinement through stakeholder consultation was
698 forwarded by the Chair. It was suggested that a country be
699 assigned to do the draft and RSC will give advise.
700

701 Mr. Nalin Kishor suggested that the RSC can identify/get engage a
702 senior person in the Region who have broad knowledge on Asia
703 FLEG to do the job.
704

705 Mr. Charles Barber reiterated that the draft should come from a
706 country. An expert from the region and more so from outside the
707 region will be a suspect.
708

709 The Philippines being the Chair and host country of the 2nd
710 Ministerial was assigned to do the first draft. The World Bank
711 volunteered to do the first cut.
712

713

714 **Agenda 5: TOR of the RSC**

715

716

717 The Chair led the RSC to the latest version of the TOR. The
718 following are some comments from the RSC:
719

- 720 • The date of the Ministerial will be changed to 2008;
- 721
- 722 • Item 3 Responsibilities of the RSC, No. 12, item b, should be
723 developing and agreeing on the Agenda for the conference,
724 including **the facilitation** of the preparation...
725
- 726 • Item 3.4 , political support, No. 20 be deleted because its a
727 given
- 728 • Item 3.5, Other RSC task, item 21.b to be deleted
729
- 730 • Item 4, Membership
731

732 Both US and Australia reiterated their interest to become a an active member of the
733 RSC not only as observer. They can give more support if they are member. In case
734 of Australia, it will not be a priority if they are not a member of the RSC.
735

- 736 • No. 25 Focal person, a representative for the consumer country, private sector
737 be identified because the focal person previously identified, Mr. Hu Yuan Hui
738 from China is not from the private sector.
739

740 • Item 5 and 6 be replaced with existing arrangements and
741 schedule.

742

743 Mr. Hugh Speechly was again requested to redraft the TOR based on the
744 comments.

745

746 The meeting was closed by a brief remark from the Co-Chair, Mr. Tachrir
747 Fathoni. He expressed his gratitude to the group for their support and contribution
748 and the Philippines for organizing this 2nd RSC Meeting.

749

750 The meeting adjourned at 10:00 PM.

751