









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Indicator	Score
4.1.1	Context

4.1.1 Context

4.1.1.050: Has the government created a special fund or natural resource fund that concentrates revenue directly from oil, gas or mineral extraction?

Score: A B C

References:

The Transitional Constitution of the Republic of South Sudan, 2011, Chapter 3, PETROLEUM AND GAS DEVELOPMENT AND MANAGEMENT, Guiding Principles for Petroleum and Gas Development and Management, p. 66.

The Petroleum Revenue Management Act, Government of South Sudan, 2011, unpublished.

4.1.1.051: What authority is responsible for the natural resource fund?

Score: A B C D E

References:

The Transitional Constitution of the Republic of South Sudan, 2011, Chapter 3, PETROLEUM AND GAS DEVELOPMENT AND MANAGEMENT, Guiding Principles for Petroleum and Gas Development and Management, p. 66.

The Petroleum Revenue Management Act, Government of South Sudan, 2011, unpublished.

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Indicator		Score
4.2.1	Comprehensive reports	N/A
4.2.2.056	Audited reports	N/A

4.2.1 Comprehensive reports

4.2.1.052: Are the rules for the fund's deposits and withdrawals published, including the formula(s) for deposits and withdrawals?

Score: A B **C**

Comments:

The Petroleum Revenue Management Act has not yet been passed, but will soon, and will include such measures.

References:

Gurtong, Republic of South Sudan to Manage Oil Revenue Efficiently, 1 November 2011, <http://www.gurtong.net/ECM/Editorial/tabid/124/ctl/ArticleView/mid/519/articleId/5969/Republic-of-South-Sudan-to-Manage-Oil-Revenue-Efficiently.aspx>

The Petroleum Revenue Management Act, Government of South Sudan, 2011, unpublished.

4.2.1.053: Does the fund management or authority in charge of the fund publish comprehensive information on its assets, transactions and investments?

Score: A B C D **E**

Comments:

The Petroleum Revenue Management Act has not yet been passed, but will soon, and will include such measures.

References:

Gurtong, Republic of South Sudan to Manage Oil Revenue Efficiently, 1 November 2011, <http://www.gurtong.net/ECM/Editorial/tabid/124/ctl/ArticleView/mid/519/articleId/5969/Republic-of-South-Sudan-to-Manage-Oil-Revenue-Efficiently.aspx>

The Petroleum Revenue Management Act, Government of South Sudan, 2011, unpublished.

4.2.1.054: Are the reports containing information on the fund's assets and transactions understandable?

Score: A B C D **E**

Comments:

The Petroleum Revenue Management Act has not yet been passed, but will soon, and will include such

measures.

References:

Gurtong, Republic of South Sudan to Manage Oil Revenue Efficiently, 1 November 2011, <http://www.gurtong.net/ECM/Editorial/tabid/124/ctl/ArticleView/mid/519/articleId/5969/Republic-of-South-Sudan-to-Manage-Oil-Revenue-Efficiently.aspx>

4.2.1.055: How often are financial reports published by the fund management or authority in charge?

Score: A B C D E

Comments:

The Petroleum Revenue Management Act has not yet been passed, but will soon, and will include such measures.

References:

Gurtong, Republic of South Sudan to Manage Oil Revenue Efficiently, 1 November 2011, <http://www.gurtong.net/ECM/Editorial/tabid/124/ctl/ArticleView/mid/519/articleId/5969/Republic-of-South-Sudan-to-Manage-Oil-Revenue-Efficiently.aspx>

4.2.2.056 Audited reports**4.2.2.056a: Are the fund s financial reports audited?**

Score: A B C D E

References:

No such reports exist to be audited. The Petroleum Revenue Management Act has not yet been passed, but will soon, and will include such measures.

4.2.2.056b: Are the audited financial reports published?

Score: A B C

Comments:

The Petroleum Revenue Management Act has not yet been passed, but will soon, and will include such measures.

References:

Gurtong, Republic of South Sudan to Manage Oil Revenue Efficiently, 1 November 2011, <http://www.gurtong.net/ECM/Editorial/tabid/124/ctl/ArticleView/mid/519/articleId/5969/Republic-of-South-Sudan-to-Manage-Oil-Revenue-Efficiently.aspx>

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Indicator	Score
4.3.1 Legal Framework and Practice	N/A

4.3.1 Legal Framework and Practice

4.3.1.057: Are the rules governing deposits into the fund defined by legislation?

Score: A B **C**

References:

The Transitional Constitution of the Republic of South Sudan, 2011, Chapter 3, PETROLEUM AND GAS DEVELOPMENT AND MANAGEMENT, Guiding Principles for Petroleum and Gas Development and Management, p. 67.

The Petroleum Revenue Management Act, Government of South Sudan, 2011, unpublished.

4.3.1.058: In practice, does the government follow the rules governing deposits to the natural resource fund?

Score: A B C D **E**

Comments:

The PRMB will change this.

References:

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

4.3.1.059: Are the rules governing withdrawal or disbursement from the fund defined by legislation?

Score: A B **C**

References:

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

The Petroleum Revenue Management Act, Government of South Sudan, 2011, unpublished.

4.3.1.060: In practice, does the government follow the rules governing withdrawal or spending from natural resource fund?

Score: A B C D **(E)**

Comments:

The fund is not in operation.

References:

Gurtong, Republic of South Sudan to Manage Oil Revenue Efficiently, 1 November 2011,
<http://www.gurtong.net/ECM/Editorial/tabid/124/ctl/ArticleView/mid/519/articleId/5969/Republic-of-South-Sudan-to-Manage-Oil-Revenue-Efficiently.aspx>

4.3.1.061: Are withdrawals or spending from the fund reserves approved by the legislature as part of the budget process?

Score: A B **(C)**

References:

Gurtong, Republic of South Sudan to Manage Oil Revenue Efficiently, 1 November 2011,
<http://www.gurtong.net/ECM/Editorial/tabid/124/ctl/ArticleView/mid/519/articleId/5969/Republic-of-South-Sudan-to-Manage-Oil-Revenue-Efficiently.aspx>

4.3.1.062: Are officials of the natural resource fund required to disclose information about their financial interest in any oil, gas or mining projects?

Score: A B **(C)**

Comments:

Legislation not passed yet.

References:

Sudan Tribune, More South Sudanese officials declare income and assets, 3 MARCH 2012,
HTTP://WWW.SUDANTRIBUNE.COM/SPIP.PHP?IFRAME&PAGE=IMPRIMABLE&ID_ARTICLE=41773

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Indicator	Score
5.1.1	Context

5.1.1 Context

5.1.1.063: Do central governments transfer resources to subnational authorities based on extraction of mineral resources?

Score: A B C D E

Comments:

Oil producing states were provided 2 percent of oil revenues from production within their borders during the 2005 Comprehensive Peace Agreement. Indications are that this practice continued after South Sudan's independence. The draft Petroleum Revenue Management Act also states that counties in oil producing state should receive 3 percent of net petroleum revenue.

References:

APPROVED BUDGET 2011, GOVERNMENT OF SOUTHERN SUDAN, Ministry of Finance & Economic Planning, March 2011, p. 2.

5.1.1.064: Are conditions imposed on subnational government as part of revenue sharing regime?

Score: A B C

References:

The Transitional Constitution of the Republic of South Sudan, 2011, Chapter 3, PETROLEUM AND GAS DEVELOPMENT AND MANAGEMENT, Guiding Principles for Petroleum and Gas Development and Management, p. 66.

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Indicator		Score
5.2.1	Disclosure	47 

5.2.1 Disclosure

5.2.1.065: Are the rules for revenue transfers from central to sub national governments published, including the formula(s) for revenue sharing?

Score: A B C

Comments:

There is comprehensive data for 2005-2009 online but since South Sudan's independence on July 2011 no data released.

References:

Ministry of Finance and Economic Planning, Government of Southern Sudan,
<http://www.petrolgoss.net/stats%20summary.html>

5.2.1.066: Does the central government publish comprehensive information on transfers of resource related revenues to sub-national governments?

Score: A B C D E

References:

Ministry of Finance and Economic Planning, Government of Southern Sudan,
<http://www.petrolgoss.net/stats%20summary.html>

5.2.1.067: Are the reports containing information on transfers of resource related revenues to sub-national governments understandable?

Score: A B C D E

References:

Ministry of Finance and Economic Planning, Government of Southern Sudan,
<http://www.petrolgoss.net/stats%20summary.html>

5.2.1.068: How often does the central government publish information on transfers of resource related revenues to sub-national governments?

Score: A B C D E

References:

Ministry of Finance and Economic Planning, Government of Southern Sudan,
<http://www.petrolgoss.net/stats%20summary.html>

5.2.1.069: Do sub-national governments publish information on transfers received from central governments?

Score: A (B) C

Comments:

I could not find any publication by states of received oil revenues.


References:

Ministry of Finance and Economic Planning, Government of Southern Sudan,
<http://www.petrogoss.net/stats%20summary.html>

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Indicator	Score
5.3.1 Legal Framework and Practice	50 

5.3.1 Legal Framework and Practice

5.3.1.070: Are arrangements (including formulas and responsible institutions) for resource revenue sharing between central and sub-national governments defined by legislation?

Score: A B C

References:

The Petroleum Revenue Management Act, Government of South Sudan, 2011, unpublished.

5.3.1.071: In practice, does the government follow the rules established by resource revenue sharing legislation?

Score: A B C D E

References:

The Petroleum Revenue Management Act, Government of South Sudan, 2011, unpublished.

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Indicator	Score
1.1	Context
1.1	Context

1.1.001: Does the country have a clear legal definition of ownership of mineral resources?

Score: A B C D E

Comments:

Context information (<https://www.cia.gov/library/publications/the-world-factbook/geos/od.html>): South Sudan produces nearly three-fourths of the former Sudan's total oil output of nearly a half million barrels per day. The government of South Sudan derives nearly 98% of its budget revenues from oil. Oil is exported through two pipelines that run to refineries and shipping facilities at Port Sudan on the Red Sea, and the 2005 oil sharing agreement with Khartoum called for a 50-50 sharing of oil revenues between the two entities. That deal expired on 9 July, however, when South Sudan became an independent country.

References:

The Transitional Constitution of the Republic of South Sudan, 2011, Chapter 3, PETROLEUM AND GAS DEVELOPMENT AND MANAGEMENT, Guiding Principles for Petroleum and Gas Development and Management, p. 64.

http://www.sudantribune.com/IMG/pdf/The_Draft_Transitional_Constitution_of_the_ROSS2-2.pdf

1.1.002: Who has authority to grant hydrocarbon and mineral rights or licenses?

Score: A B C D E

Comments:

A National Petroleum and Gas Commission approves rights and sets policy, but the Ministry of Petroleum and Gas manages the sector and negotiates contracts.

References:

The Transitional Constitution of the Republic of South Sudan, 2011, Chapter 3, PETROLEUM AND GAS DEVELOPMENT AND MANAGEMENT, Guiding Principles for Petroleum and Gas Development and Management, p. 64-5.

1.1.003: What licensing practices does the government commonly follow?

Score: A B C D E

Comments:

The Petroleum Bill passed by National Legislation on 12 April 2012 sets up an 'open, transparent, non-discriminatory and competitive public tender' in licensing. The bill is not yet publicly available but will be soon.

References:

Sudan Tribune, Julius N. Uma, 14 January 2012, S. Sudan: Foreign oil companies sign transitional agreement, <http://www.sudantribune.com/S-Sudan-foreign-oil-companies-sign,41285>

International Crisis Group, 4 April 2012, CHINA'S NEW COURTSHIP IN SOUTH SUDAN, Africa Report N °186, <http://www.crisisgroup.org/~media/Files/africa/horn-of-africa/sudan/186-chinas-new-courtship-in-south-sudan.pdf>

Sudan Radio Service, National Parliament Passes National Elections And Petroleum Bills, 12 April 2012, <http://www.sudanradio.org/national-parliament-passes-national-elections-and-petroleum-bills>

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012.

Dana Wilkins, Sudan and South Sudan Analyst, Global Witness, 24 April 2012, telephone interview.

1.1.004: What is the fiscal system for mineral resources?

Score: A B C D E

Comments:

South Sudan is carrying over PSAs that were already signed with Sudan, but the terms have been renegotiated. The financial terms remain the same and changes focus mainly on environmental standards.

The new Petroleum Bill also stipulates the use of PSAs.

References:

Sudan Tribune, Julius N. Uma, 14 January 2012, S. Sudan: Foreign oil companies sign transitional agreement, <http://www.sudantribune.com/S-Sudan-foreign-oil-companies-sign,41285>

International Crisis Group, 4 April 2012, CHINA'S NEW COURTSHIP IN SOUTH SUDAN, Africa Report N °186, <http://www.crisisgroup.org/~media/Files/africa/horn-of-africa/sudan/186-chinas-new-courtship-in-south-sudan.pdf>

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012

Dana Wilkins, Sudan and South Sudan Analyst, Global Witness, 24 April 2012, telephone interview.

1.1.005: What agency has authority to regulate the hydrocarbon and mineral sector?

Score: A B C D E

References:

The Transitional Constitution of the Republic of South Sudan, 2011, Chapter 3, PETROLEUM AND GAS DEVELOPMENT AND MANAGEMENT, Guiding Principles for Petroleum and Gas Development and Management, p. 65.

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012

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Indicator	Score
1.2.006 Information on licensing process	0 
1.2 Contract transparency	0 
1.2.008 Environmental and social impact assessments	50 
1.2 Access to information and legislation	67 

1.2.006 Information on licensing process

1.2.006.a: What information does the government publish on the licensing process before negotiations?

Score: A B C **(D)** E

Comments:

The Petroleum Bill passed by National Legislation on 12 April 2012 sets up an 'open, transparent, non-discriminatory and competitive public tender' in licensing. The bill is not yet publicly available but will be soon.

References:

The Washington Post, Rebecca Hamilton, 11 February 2011, Looming challenge for southern Sudan: Regulating oil companies, <http://www.washingtonpost.com/wp-dyn/content/article/2011/02/11/AR2011021102796.html>

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012

1.2.006.b: What information does the government publish on the licensing process after negotiations?

Score: A B C **(D)** E

Comments:

The contracts terms carried over from Sudan that were renegotiated were not released.

References:

Reuters, 13 January 2012, Asian oil firms sign deals with South Sudan, <http://af.reuters.com/article/sudanNews/idAFL6E8CD27E20120113>

1.2 Contract transparency

1.2.007: Are all contracts, agreements or negotiated terms for exploration and production, regardless of the way they are granted, disclosed to the public?Score: A B C D E**Comments:**

Contracts not released after renegotiation.

References:

Reuters, 13 January 2012, Asian oil firms sign deals with South Sudan,
<http://af.reuters.com/article/sudanNews/idAFL6E8CD27E20120113>

1.2.008 Environmental and social impact assessments

1.2.008.a: Does legislation require that mining, gas and oil development projects prepare an environmental impact assessment prior to the award of any mineral rights or project implementation?Score: A B C**Comments:**

The researcher has seen but cannot provide the Petroleum Bill as a key document. While it has recently been passed by the National Legislative Assembly, it is not yet publicly available. It will however soon be available to the public by the Ministry of Petroleum.

References:

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012.

Dana Wilkins, Sudan and South Sudan Analyst, Global Witness, 24 April 2012, telephone interview.

1.2.008.b: Are environmental impact assessments for oil, gas and mining projects published by the authority in charge of regulating the sector and is there a consultation process?Score: A B C D E**Comments:**

While the Petroleum Bill stipulates that EIAs be done beforehand, the Ministry of Environment indicated that current contracts did not take EIAs into consideration.

References:

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012.

Miraya, 9 December 2011, South Sudan's oil industry has no environmental impact audits,
http://www.mirayafm.org/index.php?option=com_content&view=article&id=7387:south-sudans-oil-industry-has-no-environmental-impact-audits&catid=85:85&Itemid=278

1.2.008.c: Does legislation require that mining, gas and oil development projects prepare a social impact assessment?Score: A B C**References:**

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012.

1.2.008.d: Are social impact assessments for oil, gas and mining projects published and is there a consultation process?

Score: A B C D E

References:

Miraya, 9 December 2011, South Sudan's oil industry has no environmental impact audits, http://www.mirayafm.org/index.php?option=com_content&view=article&id=7387:south-sudans-oil-industry-has-no-environmental-impact-audits&catid=85:85&Itemid=278

Peer Review Comments:

Will need to use sources #5, 6,7 as well

1.2 Access to information and legislation

1.2.009: Does the government publish detailed mineral/hydrocarbon resource legislation?

Score: A B C D E

References:

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012.

1.2.010: This country has adopted a rule or legislation that provides for disclosure of information in the oil, gas and mineral sectors.

Score: A B C D E

Comments:

Petroleum Bill stipulates that relevant information and data be made publicly available, but civil society worries that the inclusion of a confidentiality provision could prohibit this in practice.

References:

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012.

Sudan Tribune, 6 April 2012, South Sudan parliament favours oil industry secrecy over transparency, <http://www.sudantribune.com/South-Sudan-parliament-favors,42153>


Dana Wilkins, Sudan and South Sudan Analyst, Global Witness, 24 April 2012, telephone interview.

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Legal Framework and Practices

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Indicator	Score
1.3 Legal Framework and Practices	61 

1.3 Legal Framework and Practices

1.3.011: The authority in charge of awarding licenses or contracts for mineral or hydrocarbon production is independent of the state owned company (SOC) or other operating companies.

Score: A B C

References:

The Transitional Constitution of the Republic of South Sudan, 2011, Chapter 3, PETROLEUM AND GAS DEVELOPMENT AND MANAGEMENT, Guiding Principles for Petroleum and Gas Development and Management, p. 65.

1.3.012: Is the licensing process intended to be open and competitive to all qualified companies?

Score: A B C D E

References:

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012.

1.3.013: Does the licensing process or legislation impose limits to discretionary powers of the authority in charge of awarding licenses or contracts?

Score: A B C D E

Comments:

Petroleum Bill stipulates that relevant information and data be made publicly available, but civil society worries that the inclusion of a confidentiality provision could prohibit this in practice.

References:

Gurtong, SSNA Ascends Petroleum Bill To Third Reading, 4 April 2012, <http://www.gurtong.net/ECM/Editorial/tabid/124/ctl/ArticleView/mid/519/articleId/6740/SSNA-Ascends-Petroleum-Bill-To-Third-Reading.aspx>

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012.

Dana Wilkins, Sudan and South Sudan Analyst, Global Witness, 24 April 2012, telephone interview.

Peer Review Comments:

After Salva Kiir decided to suspend oil exports earlier this year it became apparent that S Sudan will also review existing oil contracts. I do not think this question will source any viable information.

1.3.014: Does the legislative branch have any oversight role regarding contracts and licenses in the oil, gas and mining sector?

Score: A B C D E

Comments:

The National Assembly has established some oversight, but there is no clear detail of its regularity with the Petroleum Bill only recently passed.

References:

Gurtong, SSNA Ascends Petroleum Bill To Third Reading, 4 April 2012, <http://www.gurtong.net/ECM/Editorial/tabid/124/ctl/ArticleView/mid/519/articleId/6740/SSNA-Ascends-Petroleum-Bill-To-Third-Reading.aspx>

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012.

Dana Wilkins, Sudan and South Sudan Analyst, Global Witness, 24 April 2012, telephone interview.

1.3.015: Is there a due process to appeal licensing decisions?

Score: A B C

Comments:

Difficult to assess at this point. South Sudanese govt officials have openly threatened to cancel previous agreements established with Sudan.

References:

Sudan Tribune, South Sudan plans to review oil contracts after independence, 6 July 2011, <http://www.sudantribune.com/South-Sudan-plans-to-review-oil,39436>

1.3.016: Is there a legal or regulatory requirement to disclose all beneficial ownership in oil, gas and mining companies or projects?

Score: A B C

Comments:

Confidentiality provision in Petroleum Bill could offer opportunity to circumvent such disclosure.

References:

Sudan Tribune, More South Sudanese officials declare income and assets, 3 March 2012, HTTP://WWW.SUDANTRIBUNE.COM/SPIP.PHP?IFRAME&PAGE=IMPRIMABLE&ID_ARTICLE=41773

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012.

Dana Wilkins, Sudan and South Sudan Analyst, Global Witness, 24 April 2012, telephone interview.

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Context

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Indicator	Score
2.1 Context	100 

2.1 Context

2.1.017: Does the government receive in-kind payments instead of financial payments from resource companies?

Score: A B C

References:

UK Parliament, International Development Committee
Written evidence submitted by Global Witness, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

Reuters, South Sudan may reconsider Glencore oil deal, Hereward Holland and Alexander Dziadosz, 29 March 2012, <http://af.reuters.com/article/topNews/idAFJJOE82S07Z20120329?sp=true>

Peer Review Comments:

I suggest sources of info - 1,2,6,7 should also be used. See, for example, Norway's 'oil for development' projects that support oil operations in South Sudan.

2.1.018: If the government or state owned companies sell physical commodities (oil, gas or minerals) from in-kind payments or own production, is there information about how these commodities are marketed?

Score: A B C D E

Comments:

The oil ministry has typically marketed its own oil, but is considering doing so through Glencore.

References:

Reuters, South Sudan may reconsider Glencore oil deal, Hereward Holland and Alexander Dziadosz, 29 March 2012, <http://af.reuters.com/article/topNews/idAFJJOE82S07Z20120329?sp=true>

2.1.019: What authority actually collects payments from resource companies?

Score: A B C D E

References:








The Transitional Constitution of the Republic of South Sudan, 2011, Chapter 3, PETROLEUM AND GAS DEVELOPMENT AND MANAGEMENT, Guiding Principles for Petroleum and Gas Development and Management, p. 67.

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Indicator		Score
2.2A.020	Does the Ministry of Finance publish periodical information on revenue generation?	22 
2.2A.020.j	Does the Ministry of Finance publish information on disaggregated revenue streams?	0 
2.2A	Quality of reports	33 
2.2B.020	Does the Ministry of the extractive sector publish information on revenue generation?	7 
2.2B.020.j	Does the Ministry of the extractive sector publish information on disaggregated revenue streams?	0 
2.2B	Quality of reports	0 
2.2C.020	Does a Regulatory Agency publish information on revenue generation?	N/A
2.2C.020.j	Does a Regulatory Agency publish information on disaggregated revenue streams?	N/A
2.2C	Quality of reports	N/A
2.2D.020	Does the Central Bank publish information on revenue generation?	N/A
2.2D.020.j	Does the Central Bank publish information on disaggregated revenue streams?	N/A
2.2D	Quality of reports	N/A
2.2E.020	Does any other government agency or entity publish information on revenue generation?	N/A
2.2E.020.j	Does any other government agency or entity publish information on disaggregated revenue streams?	N/A
2.2E	Quality of reports	N/A
2.2	Public sector balance	50 

2.2A.020 Does the Ministry of Finance publish periodical information on revenue generation?

2.2A.020.a: Reserves

Score: A B C **(D)** E

Comments:

The Minister of Finance said in his March 2012 speech that he would not release reserve information

publicly because of the dispute with Sudan over oil. He said he would speak to the Finance Committee about reserves.

References:

2011/2012 Budget Speech to National Legislative Assembly, Ministry of Finance & Economic Planning, Government of South Sudan, March 2012, p. 4.

2.2A.020.b: Production volumes

Score: A B C D E

Comments:

Production volumes for 2009 released in connection with a joint committee on oil sharing established under the Comprehensive Peace Agreement between the Government of Sudan and the regional authority of South Sudan, before South Sudan's independence in July 2011. After independence production data volume not released.

References:

Report on The Sharing of The wealth Emanating From Oil Resources of Southern Sudan for The Year 2009, GOVERNMENT OF SOUTHERN SUDAN, Ministry of Finance & Economic Planning, undated.

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2A.020.c: Information on prices

Score: A B C D E

Comments:

Oil prices were released in connection with a joint committee on oil sharing established under the Comprehensive Peace Agreement between the Government of Sudan and the regional authority of South Sudan, before South Sudan's independence in July 2011. After independence price data has not been released.

References:

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2A.020.d: Value of resource exports

Score: A B C D E

References:

Report on The Sharing of The wealth Emanating From Oil Resources of Southern Sudan for The Year 2009, GOVERNMENT OF SOUTHERN SUDAN, Ministry of Finance & Economic Planning, undated.

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2A.020.e: Estimates of investment in exploration and development

Score: A B C **(D)** E

Comments:

South Sudan has released only info concerning export sales since becoming independent on July 2011.

References:

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2A.020.f: Production costs

Score: A B C **(D)** E

Comments:

South Sudan has released only info concerning export sales since becoming independent on July 2011.

References:

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2A.020.g: Names of companies operating in country

Score: A B C **(D)** E

References:

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2A.020.h: Production data by company and/or block

Score: A B C **(D)** E

References:

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2A.020.i: Cost of subsidies or social investments paid by mineral revenue

Score: A B C **(D)** E

References:

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2A.020.j Does the Ministry of Finance publish information on disaggregated revenue streams?

2.2A.020.j1: Production streams value

Score: A B C D E

References:

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2A.020.j2: Government s share in PSC

Score: A B C D E

References:

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2A.020.j3: Royalties

Score: A B C D E

References:

APPROVED BUDGET 2011, GOVERNMENT OF SOUTHERN SUDAN, Ministry of Finance & Economic Planning, March 2011, p. 2.

2.2A.020.j4: Special taxes (e.g. withholding taxes, excise taxes, excess earning taxes, charged on extractive companies)

Score: A B C D E

References:

APPROVED BUDGET 2011, GOVERNMENT OF SOUTHERN SUDAN, Ministry of Finance & Economic Planning, March 2011, p. 2.

2.2A.020.j5: Dividends

Score: A B C D E

References:

APPROVED BUDGET 2011, GOVERNMENT OF SOUTHERN SUDAN, Ministry of Finance & Economic Planning, March 2011, p. 2.

2.2A.020.j6: Bonuses

Score: A B C D E

References:

APPROVED BUDGET 2011, GOVERNMENT OF SOUTHERN SUDAN, Ministry of Finance & Economic Planning, March 2011, p 2.

2.2A.020.j7: License fees

Score: A B C D E

References:

APPROVED BUDGET 2011, GOVERNMENT OF SOUTHERN SUDAN, Ministry of Finance & Economic Planning, March 2011, p. 2.

2.2A.020.j8: Acreage fees

Score: A B C D E

References:

APPROVED BUDGET 2011, GOVERNMENT OF SOUTHERN SUDAN, Ministry of Finance & Economic Planning, March 2011, p. 2.

2.2A.020.j9: Other (Explain in 'comments' box.)

Score: A B C D E

References:

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2A Quality of reports

2.2A.021: Are periodical reports containing information on revenue generation published by the Ministry of Finance understandable?

Score: A B C D E

References:

APPROVED BUDGET 2011, GOVERNMENT OF SOUTHERN SUDAN, Ministry of Finance & Economic Planning, March 2011.

2.2A.022: How often are the periodical reports containing information on revenue generation published by the Ministry of Finance?

Score: A B C D E

References:

APPROVED BUDGET 2011, GOVERNMENT OF SOUTHERN SUDAN, Ministry of Finance & Economic Planning, March 2011.

2.2B.020 Does the Ministry of the extractive sector publish information on revenue generation?

2.2B.020.a: Reserves

Score: A B C **(D)** E

Comments:

The Ministry of Finance through a Petroleum Unit was previously responsible for releasing info and data on the oil sector.

The Ministry of Petroleum and Mining provides no relevant info on its website to date, but the Petroleum Bill and a November 2011 press release underlines that it intends to publish comprehensive, quarterly information and data in the future

References:

<http://www.ministryofenergygoss.net/>

'Republic of South Sudan Takes Charge of its Oil Industry for the benefit of its People', Ministry of Petroleum and Mining, 19 November 2011.

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012.

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,

<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B.020.b: Production volumes

Score: A B C **(D)** E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,

<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B.020.c: Information on prices

Score: A B C **(D)** E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,

<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B.020.d: Value of resource exports

Score: A **(B)** C D E

References:

'Republic of South Sudan Takes Charge of its Oil Industry for the benefit of its People', Ministry of Petroleum and Mining, 19 November 2011.

Peer Review Comments:

Use source #5 as well. Due to disputes regarding oil with Khartoum, especially in terms of reporting on export volumes, and reconciliation of accounts.

2.2B.020.e: Estimates of investment in exploration and development

Score: A B C **(D)** E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B.020.f: Production costs

Score: A B C **(D)** E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B.020.g: Names of companies operating in country

Score: A B C **(D)** E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B.020.h: Production data by company and/or block

Score: A B C **(D)** E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B.020.i: Cost of subsidies or social investments paid by mineral revenue

Score: A B C **(D)** E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,

<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B.020.j Does the Ministry of the extractive sector publish information on disaggregated revenue streams?

2.2B.020.j1: Production streams value

Score: A B C D E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,

<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B.020.j2: Government s share in PSC

Score: A B C D E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,

<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B.020.j3: Royalties

Score: A B C D E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,

<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B.020.j4: Special taxes (e.g. withholding taxes, excise taxes, excess earning taxes, charged on extractive companies)

Score: A B C D E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B.020.j5: Dividends

Score: A B C D E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B.020.j6: Bonuses

Score: A B C D E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B.020.j7: License fees

Score: A B C D E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B.020.j8: Acreage fees

Score: A B C D E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B.020.j9: Other (Explain in 'comments' box.)

Score: A B C D E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B Quality of reports

2.2B.021: Are periodical reports containing information on revenue generation published by the Ministry of the extractive sector understandable?

Score: A B C D E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2B.022: How often are the periodical reports containing information on revenue generation published by the Ministry of the extractive sector?

Score: A B C D E

References:

<http://www.ministryofenergygoss.net/>

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,
<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

2.2C.020 Does a Regulatory Agency publish information on revenue generation?

2.2C.020.a: Reserves

Score: A B C D E

Comments:

A Petroleum Regulatory Authority is noted in the draft oil policy to serve as a Directorate or Authority under the Ministry of Petroleum and Gas, but this has not been implemented to date.

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.020.b: Production volumes

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.020.c: Information on prices

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.020.d: Value of resource exports

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.020.e: Estimates of investment in exploration and development

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.020.f: Production costs

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.020.g: Names of companies operating in country

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.020.h: Production data by company and/or block

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.020.i: Cost of subsidies or social investments paid by mineral revenue

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.020.j Does a Regulatory Agency publish information on disaggregated revenue streams?

2.2C.020.j1: Production streams value

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.020.j2: Government s share in PSC

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.020.j3: Royalties

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.020.j4: Special taxes (e.g. withholding taxes, excise taxes, excess earning taxes, charged on extractive companies)

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.020.j5: Dividends

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.020.j6: Bonuses

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.020.j7: License fees

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.020.j8: Acreage fees

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.020.j9: Other (Explain in 'comments' box.)

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C Quality of reports

2.2C.021: Are periodical reports containing information on revenue generation published by the Regulatory Agency understandable?

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2C.022: How often are the periodical reports containing information on revenue generation published by the Regulatory Agency?

Score: A B C D E

References:

Petroleum Policy, Government of South Sudan, 18 December 2010, unpublished paper.

2.2D.020 Does the Central Bank publish information on revenue generation?

2.2D.020.a: Reserves

Score: A B C D (E)

Comments:

There is no web presence of the Central Bank of South Sudan. There appears to be no public releases of information from the bank on oil.

References:

<http://www.bankofsouthernsudan.org>

2.2D.020.b: Production volumes

Score: A B C D (E)

References:

<http://www.bankofsouthernsudan.org>

2.2D.020.c: Information on prices

Score: A B C D (E)

References:

<http://www.bankofsouthernsudan.org>

2.2D.020.d: Value of resource exports

Score: A B C D (E)

References:

<http://www.bankofsouthernsudan.org>

2.2D.020.e: Estimates of investment in exploration and development

Score: A B C D (E)

References:

<http://www.bankofsouthernsudan.org>

2.2D.020.f: Production costs

Score: A B C D (E)

References:

<http://www.bankofsouthernsudan.org>

2.2D.020.g: Names of companies operating in country

Score: A B C D (E)

References:

<http://www.bankofsouthernsudan.org>

2.2D.020.h: Production data by company and/or block

Score: A B C D E

References:

<http://www.bankofsouthernsudan.org>

2.2D.020.i: Cost of subsidies or social investments paid by mineral revenue

Score: A B C D E

References:

<http://www.bankofsouthernsudan.org>

2.2D.020.j Does the Central Bank publish information on disaggregated revenue streams?

2.2D.020.j1: Production streams value

Score: A B C D E

References:

<http://www.bankofsouthernsudan.org>

2.2D.020.j2: Government s share in PSC

Score: A B C D E

References:

<http://www.bankofsouthernsudan.org>

2.2D.020.j3: Royalties

Score: A B C D E

References:

<http://www.bankofsouthernsudan.org>

2.2D.020.j4: Special taxes (e.g. withholding taxes, excise taxes, excess earning taxes, charged on extractive companies)

Score: A B C D E

References:

<http://www.bankofsouthernsudan.org>

2.2D.020.j5: DividendsScore: A B C D E**References:**<http://www.bankofsouthernsudan.org>

2.2D.020.j6: BonusesScore: A B C D E**References:**<http://www.bankofsouthernsudan.org>

2.2D.020.j7: License feesScore: A B C D E**References:**<http://www.bankofsouthernsudan.org>

2.2D.020.j8: Acreage feesScore: A B C D E**References:**<http://www.bankofsouthernsudan.org>

2.2D.020.j9: Other (Explain in 'comments' box.)Score: A B C D E**References:**<http://www.bankofsouthernsudan.org>

2.2D Quality of reports

2.2D.021: Are periodical reports containing information on revenue generation published by the Central Bank understandable?Score: A B C D E**References:**<http://www.bankofsouthernsudan.org>

2.2D.022: How often are the periodical reports containing information on revenue generation published by the Central Bank?

Score: A B C D E

References:

<http://www.bankofsouthernsudan.org>

2.2E.020 Does any other government agency or entity publish information on revenue generation?

2.2E.020.a: Reserves

Score: A B C D E

Comments:

I could not find any other relevant govt agencies.

References:

N/A

2.2E.020.b: Production volumes

Score: A B C D E

Comments:

I could not find any other relevant govt agencies.

References:

www.goss.org

2.2E.020.c: Information on prices

Score: A B C D E

References:

www.goss.org

2.2E.020.d: Value of resource exports

Score: A B C D E

References:

www.goss.org

2.2E.020.e: Estimates of investment in exploration and development

Score: A B C D E

References:

www.goss.org

2.2E.020.f: Production costs**Score:** A B C D E**References:**www.goss.org

2.2E.020.g: Names of companies operating in country**Score:** A B C D E**References:**www.goss.org

2.2E.020.h: Production data by company and/or block**Score:** A B C D E**References:**www.goss.org

2.2E.020.i: Cost of subsidies or social investments paid by mineral revenue**Score:** A B C D E**References:**www.goss.org

2.2E.020.j Does any other government agency or entity publish information on disaggregated revenue streams?

2.2E.020.j1: Production streams value**Score:** A B C D E**References:**www.goss.org

2.2E.020.j2: Government s share in PSC**Score:** A B C D E**References:**www.goss.org

2.2E.020.j3: Royalties

Score: A B C D E

References:

www.goss.org

2.2E.020.j4: Special taxes (e.g. withholding taxes, excise taxes, excess earning taxes, charged on extractive companies)

Score: A B C D E

References:

www.goss.org

2.2E.020.j5: Dividends

Score: A B C D E

References:

www.goss.org

2.2E.020.j6: Bonuses

Score: A B C D E

References:

www.goss.org

2.2E.020.j7: License fees

Score: A B C D E

References:

www.goss.org

2.2E.020.j8: Acreage fees

Score: A B C D E

References:

www.goss.org

2.2E.020.j9: Other (Explain in 'comments' box.)

Score: A B C D E

References:

www.goss.org

2.2E Quality of reports

2.2E.021: Are periodical reports containing information on revenue generation published by any other government agency or entity understandable?

Score: A B C D E

References:

www.goss.org

2.2E.022: How often are the periodical reports containing information on revenue generation published by the any other governmental agency or entity?

Score: A B C D E

References:

www.goss.org

2.2 Public sector balance

2.2.023: Does the government include the SOC financial balance (its assets and liabilities) within the public sector balance or overall balance of general government in reports to the legislature?

Score: A B C D E

References:

Written evidence submitted by Global Witness, International Development Committee , UK Parliament, 5 April 2012,

<http://www.publications.parliament.uk/pa/cm201012/cmselect/cmintdev/1570/1570vw06.htm>

APPROVED BUDGET 2011, GOVERNMENT OF SOUTHERN SUDAN, Ministry of Finance & Economic Planning, March 2011.

2.2.024: Does the government include projections of transactions, accounts of actual spending by the natural resource funds, and their assets and liabilities, within the public sector balance or overall balance of general government in reports to the legislature?

Score: A B C D E

Comments:

The draft of the Petroleum Revenue Management Bill establishes a Future Generation Fund, but this Bill has yet to be passed into law.

References:

Gurtong, Republic of South Sudan to Manage Oil Revenue Efficiently, 1 November 2011,

<http://www.gurtong.net/ECM/Editorial/tabid/124/ctl/ArticleView/mid/519/articleId/5969/Republic-of-South-Sudan-to-Manage-Oil-Revenue-Efficiently.aspx>

2.2.025: Does the government provide information on the non resource fiscal balance in its budget proposal?

Score: (A) B C

References:


APPROVED BUDGET 2011, GOVERNMENT OF SOUTHERN SUDAN, Ministry of Finance & Economic Planning, March 2011.

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2.3 Legal Framework and Practices

2.3.026: In the legal framework, what government agencies have authority to collect taxes and payments from resource companies?

Score: A B C D E

References:

The Transitional Constitution of the Republic of South Sudan, 2011, Chapter 3, PETROLEUM AND GAS DEVELOPMENT AND MANAGEMENT, Guiding Principles for Petroleum and Gas Development and Management, p. 67.

2.3.027: Are all resource related revenues, including those collected by state owned companies, regulatory agencies, ministries, special funds or by the tax authority placed in the national treasury?

Score: A B C D E

Comments:

Into the National Revenue Fund.

References:

The Transitional Constitution of the Republic of South Sudan, 2011, Chapter 3, PETROLEUM AND GAS DEVELOPMENT AND MANAGEMENT, Guiding Principles for Petroleum and Gas Development and Management, p. 67.

2.3.028: Are government officials with a role in the oversight of the oil, gas or mining sector required to disclose information about their financial interest in any extractive activity or projects?

Score: A B C

Comments:

There is a Southern Sudan Anti-Corruption Commission and Southern Sudan Anti-Corruption Act 2009 that require govt officials to disclose such info, but a December 2011 Presidential Decree, which is not yet publicly available, has been more effective.

References:

Sudan Tribune, More South Sudanese officials declare income and assets, 3 MARCH 2012,

[HTTP://WWW.SUDANTRIBUNE.COM/SPIP.PHP?IFRAME&PAGE=IMPRIMABLE&ID_ARTICLE=41773](http://WWW.SUDANTRIBUNE.COM/SPIP.PHP?IFRAME&PAGE=IMPRIMABLE&ID_ARTICLE=41773)

DECLARATION OF INCOME, ASSETS AND LIABILITIES FORM, THE SOUTHERN SUDAN ANTI-CORRUPTION COMMISSION, http://www.goss-online.org/magnoliaPublic/en/Independant-Commissions-and-Chambers/Anti-Corruption/mainColumnParagraphs/0/content_files/file0/Final%20ammended%20Assets%20and%20Liabilities%20form.pdf

2.3.029: Is there independent external validation of internal controls of agencies in charge of receiving payments from resource companies with the objective of providing assurances of integrity of public funds and sound financial management?

Score: A B C D E

Comments:

The National Audit Chamber does carry out audits and has finished reports from 2005-2009. The passing of the Petroleum Revenue Management Act will improve its powers.

References:

Sudan Tribune, SPLA top generals asked by anti-corruption to declare their assets, 27 February 2012, <http://www.sudantribune.com/SPLA-top-generals-asked-by-anti,41727>

Global Witness, Affirming Accountability, May 2011, <http://www.globalwitness.org/sites/default/files/library/110523%20Affirming%20Accountability.pdf>

Dana Wilkins, Sudan and South Sudan Analyst, Global Witness, 24 April 2012, telephone interview.

2.3.030: Does the national audit office (or similar independent organization) report regularly to the legislature on its findings, including an objective analysis of agencies in charge of managing resource revenues, and are these reports published?

Score: A B C D E

References:

Sudan Tribune, SPLA top generals asked by anti-corruption to declare their assets, 27 February 2012, <http://www.sudantribune.com/SPLA-top-generals-asked-by-anti,41727>

Global Witness, Affirming Accountability, May 2011, <http://www.globalwitness.org/sites/default/files/library/110523%20Affirming%20Accountability.pdf>

Dana Wilkins, Sudan and South Sudan Analyst, Global Witness, 24 April 2012, telephone interview.

2.3.031: Does a Parliamentary committee scrutinize reports on resource related revenues and, if so, when does this occur?

Score: A B C D E

References:

Global Witness, Affirming Accountability, May 2011, <http://www.globalwitness.org/sites/default/files/library/110523%20Affirming%20Accountability.pdf>

2.3.032: Is this country an EITI candidate or compliant country?

Score: A B C D E

References:

EITI, President of South Sudan commits to global transparency standard, <http://eiti.org/news-events/president-south-sudan-commits-global-transparency-standard>, undated.

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Indicator	Score
3.1.1	Context 89 

3.1.1 Context

3.1.1.033: Is there a state-owned company? If so, what is its role in the extractive sector?

Score: A B C D E

Comments:

The SOC participates in PSAs.

References:

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012.

3.1.1.034: How is government ownership of resource companies structured in this country?

Score: A B C D E

References:

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012.

3.1.1.035: Is there more than one state-owned company (SOC) operating in the extractive sector?

Score: A B C

References:

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012.

3.1.1.036: Do the roles and responsibilities of the SOC include provision of subsidies or social expenditures (quasi-fiscal activities)?

Score: A B C






References:

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012.

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Indicator		Score
3.2.1	Comprehensive reports	0 
3.2.2.038	Does the SOC publish information on revenue generation?	8 
3.2.3.038.j	Disaggregated Revenue Streams	0 
3.2.4	Quality of reports	0 
3.2.5.043	Audited reports	33 

3.2.1 Comprehensive reports

3.2.1.037: Does the SOC publish comprehensive reports with information about its operations and subsidiaries?

Score: A B C **(D)** E

Comments:

To date, the SOC has only released occasional press releases. But the Petroleum Bill stipulates that it will publish publicly available comprehensive, audited accounts.

References:

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012.

http://www.nilepet.co/new_and_events/annual_reports/index.html

Nilepet, Press release, 7 July 2011.

3.2.2.038 Does the SOC publish information on revenue generation?

3.2.2.038.a: Reserves

Score: A B C **(D)** E

Comments:

The Petroleum Bill stipulates that it will publish publicly available comprehensive, audited accounts.

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.2.038.b: Production volumes

Score: A B C **(D)** E

Comments:

The Petroleum Bill stipulates that it will publish publicly available comprehensive, audited accounts.

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.2.038.c: Information on prices

Score: A B C D E

Comments:

The Petroleum Bill stipulates that it will publish publicly available comprehensive, audited accounts.

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.2.038.d: Value of resource exports

Score: A B C D E

Comments:

The Petroleum Bill stipulates that it will publish publicly available comprehensive, audited accounts.

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.2.038.e: Estimates of investment in exploration and development

Score: A B C D E

Comments:

The Petroleum Bill stipulates that it will publish publicly available comprehensive, audited accounts.

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.2.038.f: Production costs

Score: A B C D E

Comments:

The Petroleum Bill stipulates that it will publish publicly available comprehensive, audited accounts.

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.2.038.g: Names of companies operating in country

Score: A B C D E

References:

http://www.nilepet.co/business/exploration_and_Production/index.html

3.2.2.038.h: Production data by company and/or block

Score: A B C **(D)** E

Comments:

The Petroleum Bill stipulates that it will publish publicly available comprehensive, audited accounts.

References:

http://www.nilepet.co/business/exploration_and_Production/index.html

3.2.2.038.i: Quasi fiscal activities

Score: A B C D **(E)**

Comments:

The Petroleum Bill stipulates that it will publish publicly available comprehensive, audited accounts.

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.3.038.j Disaggregated Revenue Streams

3.2.3.038.j1: Production streams value

Score: A B C **(D)** E

Comments:

The Petroleum Bill stipulates that it will publish publicly available comprehensive, audited accounts.

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.3.038.j2: Government s share in PSC

Score: A B C **(D)** E

Comments:

The Petroleum Bill stipulates that it will publish publicly available comprehensive, audited accounts.

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.3.038.j3: Royalties

Score: A B C **(D)** E

Comments:

The Petroleum Bill stipulates that it will publish publicly available comprehensive, audited accounts.

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.3.038.j4: Special taxes

Score: A B C D E

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.3.038.j5: Dividends

Score: A B C D E

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.3.038.j6: Bonuses

Score: A B C D E

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.3.038.j7: License fees

Score: A B C D E

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.3.038.j8: Acreage fees

Score: A B C D E

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.3.038.j9: Other (Describe below)

Score: A B C D E

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.4 Quality of reports

3.2.4.039: Are the reports published by the state owned company understandable?

Score: A B C D E

Comments:

There are no reports to date, but the Petroleum Bill stipulates that the SOC will publish publicly available comprehensive, audited accounts.

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.4.040: How often are the reports or statistical databases containing information on revenue generation published by the state owned company?

Score: A B C D E

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.4.041: If the SOC is involved with quasi fiscal activities, does it publish information about them?

Score: A B C

References:

The Transitional Constitution of the Republic of South Sudan, 2011, Chapter 3, PETROLEUM AND GAS DEVELOPMENT AND MANAGEMENT, Guiding Principles for Petroleum and Gas Development and Management, p. 65.

3.2.4.042: If there are joint ventures, does the SOC (or government) publish information on its share of costs and revenues deriving from its equity participation in joint ventures?

Score: A B C

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.2.5.043 Audited reports

3.2.5.043.a: Is the SOC subject to annual audits conducted by an independent external auditor to ensure that the financial statements represent the financial position and performance of the company?

Score: A B C D E

Comments:

The recently passed Petroleum Bill stipulates that the SOC will publish publicly available comprehensive,

audited accounts.

References:

Global Witness, Affirming Accountability, May 2011,
<http://www.globalwitness.org/sites/default/files/library/110523%20Affirming%20Accountability.pdf>

3.2.5.043.b: Are SOC audited reports published?

Score: A B C D E

Comments:

The recently passed Petroleum Bill stipulates that the SOC will publish publicly available comprehensive, audited accounts.


References:

Global Witness, Affirming Accountability, May 2011,
<http://www.globalwitness.org/sites/default/files/library/110523%20Affirming%20Accountability.pdf>

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Indicator	Score
3.3.1 Legal Framework and Practice	60 

3.3.1 Legal Framework and Practice

3.3.1.044: Does the SOC have a legal obligation to publish financial reports?

Score: A B C

Comments:

Applicable laws that might govern the SOC have not been passed yet.

References:

Laws of South Sudan: Petroleum Bill 2012, Bill No. 40, Government of South Sudan, April 2012.

3.3.1.045: Does the SOC follow internationally recognized accounting standards?

Score: A B C

Comments:

Not yet at least. It should if it follows the legislation stipulated by the Petroleum Bill.

References:

http://www.nilepet.co/new_and_events/annual_reports/index.html

3.3.1.046: Do SOC audits include consolidated accounts that cover all of the SOC subsidiaries?

Score: A B C

Comments:

No audits of the SOC yet.

References:

Global Witness, Affirming Accountability, May 2011,
<http://www.globalwitness.org/sites/default/files/library/110523%20Affirming%20Accountability.pdf>

3.3.1.047: Are officials of the SOC required to disclose information about their financial interest in any oil, gas or mining projects?

Score: A B C

Comments:

My understanding is that SOC officials would also beed to declare their personal income and assets to the South Sudan Anti-Corruption Commission as other government officials do.

References:

Sudan Tribune, More South Sudanese officials declare income and assets, 3 MARCH 2012,
[HTTP://WWW.SUDANTRIBUNE.COM/SPIP.PHP?IFRAME&PAGE=IMPRIMABLE&ID_ARTICLE=41773](http://WWW.SUDANTRIBUNE.COM/SPIP.PHP?IFRAME&PAGE=IMPRIMABLE&ID_ARTICLE=41773)

3.3.1.048: Does the SOC publish information on the composition of its Board of Directors?

Score: A B C

References:

Sudan Tribune, South Sudan establishes Nile Petroleum Corporation Board, 13 November 2008,
<http://www.sudantribune.com/South-Sudan-establishes-Nile,29256>

3.3.1.049: Does the SOC publish information about the rules governing decision making by the Board of Directors?

Score: A B C

References:

http://www.nilepet.co/about_us/board_and_management/index.html

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