

Freedom of Information

From: s 22
Sent: Thursday, 25 February 2021 10:35 AM
To: s 22
Cc: s 22
Subject: RE: Contract transparency in Australia's mining sector [SEC=OFFICIAL]

Hi s 22

Thanks for bring this email to our attention.

s 47C

Minister Pitt's Office has asked DISER to consider the implications of the Board of Taxation's review in 2019 of the Voluntary Tax Transparency Code for the resources sector. The Government has not yet announced its response to the Board's report. However, if the scope of this Code was expanded to cover a comprehensive range of tax and other payments made by companies to the Commonwealth and state and territory governments, s 47C
s 47C

We'll keep you posted of any developments.

Regards s 22

s 22

International Strategy & Engagement
Resources Division

s 22 @industry.gov.au

Department of Industry, Science, Energy and Resources
10 Binara Street, Canberra ACT 2601
GPO Box 2013, CANBERRA ACT 2601

s 22

OFFICIAL

From: s 22 @dfat.gov.au
Sent: Thursday, 25 February 2021 9:57 AM
To: s 22
Subject: FW: Contract transparency in Australia's mining sector [SEC=OFFICIAL]

OFFICIAL

Hi s 22

Just bringing this query to your attention in case the EITI inbox is not regularly monitored.

In relation, s 22 and we're waiting for a few staff changes before appointing a new focal point. In the meantime, do you have any updates on the status of the voluntary code? Any chance of an announcement in coming months?

Best
s 22

From: s 22
Sent: Thursday, 25 February 2021 9:55 AM
To: s 22
Cc: eti@industry.gov.au
Subject: FW: Contract transparency in Australia's mining sector [SEC=OFFICIAL]

OFFICIAL

Dear s 22

Thanks for reaching out. s 22 – we will confirm a new focal point shortly.

With regards to your questions, I will refer this to our colleagues at the Department of Industry who cover Australian domestic mining sector policy. eti@industry.gov.au

I trust they will be able to help you with this query.

Kind regards
s 22

s 22
Assistant Director
Private Sector Finance and Partnerships

From: s 22
Sent: Wednesday, 24 February 2021 11:39 PM
To: s 22 <@dfat.gov.au>
Subject: Contract transparency in Australia's mining sector

Dear Sir,

I had sent the email below to s 22 thinking that she was still the focal person for EITI in Australia. Might you be able to assist with my query?

Best wishes

s 22

----- Forwarded message -----

From: s 22
To: s 22 <@dfat.gov.au> <s 22 <@dfat.gov.au>>
Sent: Wednesday, 24 February 2021, 15:34:28 GMT+3

Subject: Contract transparency in Australia's mining sector

Good afternoon s 22

I got your contact from the EITI International Secretariat as the focal contact for EITI related matters in Australia.

I know that Australia is not a member of EITI, however, Australia remains a strong supporter of EITI, and provides financial support to the Secretariat and other EITI implementing countries.

I have a question regarding contract disclosure for mining companies in Australia - is there a requirement related to contract transparency that these companies adhere to?

Do mining companies in Australia disclose their contracts for transparency?

s 22

Freedom of Information

From: s 22
Sent: Monday, 15 March 2021 11:04 AM
To: 'OGP'; s 22
Cc: s 22
Subject: RE: Request for Advice - Closing Statement for OGP NAP2 (Due Friday 19 March 2021) [SEC=OFFICIAL]

Thanks s 22 So no action is required for NAP1 Commitment 1.3 Extractive Industries Transparency. (I wasn't sure whether updating the progress of NAP1 Commitments was part of NAP2.)

Regards s 22

OFFICIAL

From: OGP [mailto:OGP@pmc.gov.au]
Sent: Monday, 15 March 2021 10:56 AM
To: s 22
Cc: s 22 OGP
Subject: RE: Request for Advice - Closing Statement for OGP NAP2 (Due Friday 19 March 2021) [SEC=OFFICIAL]

OFFICIAL

Hi s 22

Thanks for your email and for correcting the current contact list – much appreciated!
As the NAP2 implementation period has finished, we are now seeking final reporting for NAP2 (not NAP1 at this stage) from you in the form of commitment 'close out' statements.

Please do not hesitate to contact us should you have any questions regarding this request.

Thanks again.

Warm regards

s 22

s 22 | **Adviser**

Government Division | Department of the Prime Minister and Cabinet

e. s 22 @pmc.gov.au | w. www.pmc.gov.au | p. s 22

One National Circuit Barton ACT 2600 | PO Box 6500 CANBERRA ACT 2600

From: s 22 @industry.gov.au>
Sent: Monday, 15 March 2021 9:57 AM
To: OGP <OGP@pmc.gov.au>
Cc: s 22 @pmc.gov.au>; s 22 @industry.gov.au>
Subject: RE: Request for Advice - Closing Statement for OGP NAP2 (Due Friday 19 March 2021) [SEC=OFFICIAL]

Hi s 22

It seems that no action is required re [OGP NAP1 Commitment 1.3 Extractive Industries Transparency](#). I'd be grateful if you could confirm this is correct.

If action is required, please can you call me on s 22 to discuss.

Regards s 22

s 22

International Strategy & Engagement
Resources Division

s 22 @industry.gov.au

Department of Industry, Science, Energy and Resources
10 Binara Street, Canberra ACT 2601
GPO Box 2013, CANBERRA ACT 2601

s 22

OFFICIAL

From: OGP [mailto:OGP@pmc.gov.au]

Sent: Friday, 12 March 2021 3:36 PM

To: s 22 @ag.gov.au; s 22 @ag.gov.au; s 22 @finance.gov.au; s 22

<s 22 @niaa.gov.au>; s 22 @pmc.gov.au>; s 22

s 22 @industry.gov.au>; APS Delivery Reform & Engagement

<APSDeliveryReform&Engagement@pmc.gov.au>

Cc: s 22 @industry.gov.au>; s 22 @industry.gov.au>; s 22

@industry.gov.au>; Public Data Policy

<datapolicy@pmc.gov.au>; Data Legislation <datalegislation@pmc.gov.au>; s 22

@pmc.gov.au>; electoralpolicy@finance.gov.au>; Open Government Partnership

<OGP@industry.gov.au>; Place Based Practice <PlaceBasedPractice@niaa.gov.au>; s 22

@pmc.gov.au>; OGP <OGP@pmc.gov.au>

Subject: Request for Advice - Closing Statement for OGP NAP2 (Due Friday 19 March 2021) [SEC=OFFICIAL]

OFFICIAL

Dear Open Government Partnership NAP2 Commitment owners

You may recall that we last sought updates from you on your NAP2 commitments in August 2020.

As the NAP2 implementation period has finished, we are now seeking **final reporting** from you in the form of commitment 'close out' statements.

Apologies in advance if you are not the correct contact officer for this reporting. **Please forward this email on to the correct person** in your agency as soon as possible cc'ing in OGP@pmc.gov.au

What will the information be used for?

The information we are requesting from you will be used for three key purposes, all of which will eventually be publically available:

1. OGP's Independent Reporting Mechanism (IRM) will use it to develop an evaluation report of our NAP2 performance, including measuring the success of each individual commitment. [Click here](#) for the report developed on our NAP1.
2. Australia is also required to develop a 'self-report' on our performance. This will be provided to the IRM to inform their evaluation of our performance. [Click here](#) for our self-report on NAP1.
3. The Open Government Forum Secretariat (PM&C) will use this information to update each of the NAP2 Commitments on the [OGP webpage](#) hosted on the PM&C website.

Action required by you

We appreciate in advance that you will complete every question in the template providing as much information as possible to assist us to close-out our NAP2 Commitments. This will minimise the need for us to contact you with follow-up questions and queries.

1. Please **review your agency-owned commitment** on the OGPAU website, as per links below:
 - [Strengthen the national anti-corruption framework](#) - AGD
 - [Enhance the transparency of political donations and funding](#) - Finance
 - [Improve the sharing, use and reuse of public sector data](#) – PM&C (Data Office)
 - [Improve public service practices using place-based approaches](#) – PM&C (NIAA)
 - [Engage States and Territories to better understand information access](#) - NSW IPC
 - [Enhance public engagement skills in the public service](#) – DISER
 - [Engage Australians in the Independent Review of the Australian Public Service](#) - PM&C (APS Review)
 - [Expand open contracting and due diligence in procurement](#) - Finance
2. **Complete the template** attached with regard to your Commitment (i.e. one commitment for each template).

We appreciate receiving your completed templates no later than **COB Friday 19 March 2021**. If this deadline is not achievable, please contact us as soon as possible to discuss.

Please do not hesitate to contact us should you have any questions regarding this request.

Kind regards

S
~

s 22 | Adviser

Government Division | Department of the Prime Minister and Cabinet

e. s 22 [@pmc.gov.au](mailto:s22@pmc.gov.au) | w. www.pmc.gov.au | p. s 22

One National Circuit Barton ACT 2600 | PO Box 6500 CANBERRA ACT 2600



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Freedom of Information

From: s 22
Sent: Monday, 15 March 2021 4:10 PM
To: s 22
Cc: s 22
Subject: Re: Extractive Industry Transparency Initiative (EITI) next steps [SEC=OFFICIAL]

That's likely my fault. Will address w dlos.

s 22

OFFICIAL

From: s 22 <s 22@industry.gov.au>
Date: Monday, 15 March 2021 at 15:39:12
To: s 22 <s 22@industry.gov.au>, s 22 <s 22@industry.gov.au>
Cc: s 22 <s 22@industry.gov.au>
Subject: RE: Extractive Industry Transparency Initiative (EITI) next steps [SEC=OFFICIAL]

s 22

I don't think this item has been allocated to the department in PDMS. So while we've been preparing a response, nothing has been finalised.

s 22

OFFICIAL

From: s 22
Sent: Monday, 15 March 2021 3:35 PM
To: s 22
Cc: s 22
Subject: RE: Extractive Industry Transparency Initiative (EITI) next steps [SEC=OFFICIAL]

Hi s 22

I'm supposed to be coming up to the house on Wednesday for the s 22 meeting. We could meet before or after that meeting. Otherwise happy to wait until Friday once sitting is over.

Cheers

s 22

General Manager, Onshore Minerals & Energy Branch
 Resources Division

Department of Industry, Science, Energy & Resources

Level 5, 10 Binara Street, Canberra ACT 2601

GPO Box 9839, Canberra ACT 2601

Ph: s 22 /Mobile: s 22

E-mail: s 22 <s 22@industry.gov.au>

OFFICIAL

From: s 22
Sent: Monday, 15 March 2021 1:48 PM
To: s 22 <s 22@industry.gov.au>
Cc: s 22 <s 22@industry.gov.au>, s 22 <s 22@industry.gov.au>
Subject: FW: Extractive Industry Transparency Initiative (EITI) next steps [SEC=OFFICIAL]

Hi s 22

In addition to the package received today. PWYP have reached out again.

Suggest reaching out to s 22 et al to plan handling strategy going forwards.

Cheers,

s 22

OFFICIAL

s 22

One page removed under s 22 of the FOI Act as irrelevant information



Australian Government
Department of Industry, Science,
Energy and Resources

PDR No.
Adviser

MC21-002121

Ministerial Correspondence Coversheet

Subject	VIP EXTRACTIVE INDUSTRIES TRANSPARENCY INITIATIVE
Initiator	s 22

Division	Resources		
Contact officer	s 22	Telephone	s 22
Cleared by (<u>EL2</u>)	s 22	Telephone	s 22

FOR MO/AMO USE ONLY:	Scheduled date	Actual date
Date of original letter		22/3/2021
Date registered		26/3/2021
Dept to Minister's Office		8/4/2021
DLO to Adviser(s)		
Adviser(s) to Chief of Staff	Within 5 working days from receipt	
Chief of Staff to Minister	Within 10 working days from receipt	

FOR ADVISERS/CHIEF OF STAFF USE ONLY:	Yes / No	Comments
Relevant	<input type="checkbox"/> Yes / <input type="checkbox"/> No	
Timely	<input type="checkbox"/> Yes / <input type="checkbox"/> No	
Quality/Accuracy - Required editing by MO?	<input type="checkbox"/> Yes / <input type="checkbox"/> No	



The Hon Keith Pitt MP

Minister for Resources, Water and Northern Australia

MC21-002121

Ms Madeleine King MP
Member for Brand
PO Box 5062
ROCKINGHAM BEACH WA 6969

Dear Ms King

Thank you for your letter of 22 March 2021 concerning the Extractive Industries Transparency Initiative (EITI).

The Australian Government recognises EITI's global role in tackling corruption and promoting transparency in the mining, oil and gas sectors and acknowledges the contribution of the Multi-Stakeholder Group in progressing a model for EITI implementation in Australia.

While the Government is committed to encouraging transparency in Australia's resources sector, it is concerned by the expanding scope of the EITI reporting requirements. The Government's decision in 2016 for Australia to join EITI was made on the basis of the then current 2013 EITI Standard, which focused primarily on reporting industry revenues and payments to governments. The EITI reporting requirements were subsequently widened in 2016 and 2019 to include project level reporting, beneficial ownership, environment reporting and publishing contracts, increasing the reporting burden for companies and governments.

A gap analysis report commissioned from KPMG to assess Australia's readiness to implement EITI identified eight aspects of the EITI Standard that may pose some challenges in Australia. This report, released in September 2019, examined the changes made to the 2016 EITI Standard, and did not consider the additional reporting requirements added in 2019.

Given these developments, the Government is considering options for the public disclosure of information by Australian resource companies. The review includes examining whether Australia's domestic transparency framework may be appropriate for our resources sector, as this option would minimise compliance costs for industry and government. For example, the Voluntary Tax Transparency Code encourages Australian companies to publish information about payments to governments, to complement their tax information published by the Commissioner of Taxation in the annual Corporate Tax Transparency report.

The Government aims to complete this review this year. I hope that you will appreciate that in the meantime it would be premature for the Multi-Stakeholder Group to reconvene to consider next steps for EITI implementation in Australia.

Thank you for writing on this matter.

Yours sincerely

Keith Pitt / / 2021

Freedom of Information

From: s 22
Sent: Wednesday, 14 April 2021 9:58 AM
To: s 22
Cc: s 22
Subject: RE: Tax transparency codes [SEC=OFFICIAL]

Good morning s 22

Thanks for getting back to us so promptly.

Appreciate your assistance!

Regards,

s 22

Manager
International Strategy and Engagement
Resources Division

Ph: s 22 [@industry.gov.au](mailto:s22@industry.gov.au)

Department of Industry, Science, Energy and Resources | www.industry.gov.au

'Our department recognises the First Peoples of this nation and their ongoing connection to culture and country. We acknowledge First Nations Peoples as the Traditional Owners, Custodians and Lore Keepers of the world's oldest living culture and pay respects to Elders past, present and emerging.'

From: s 22 @TREASURY.GOV.AU
Sent: Wednesday, 14 April 2021 9:39 AM
To: s 22
Cc: s 22
Subject: RE: Tax transparency codes [SEC=OFFICIAL]

OFFICIAL

Hi s 22

Thanks for reaching out.

This is correct. Some very minor suggestions below (feel free to take them or leave them).

The Australian Taxation Office (ATO) is currently legally required under the *Taxation Administration Act 1953* to release its annual Report of entity tax information, which contains corporate income tax data for Australian public and foreign owned corporate tax entities with total income of \$100 million or more, and also for Australian-owned resident private companies with total income of \$200 million or more. The ATO's report also contains petroleum resource rent tax (PRRT) data for entities with PRRT payable. In addition, the voluntary Tax Transparency Code administered by the ATO encourages companies to disclose more tax information, including information about other taxes and payments paid to the Australian and state and

territory governments as well as their approach to tax strategy and governance. Further information on the Code can be found at: <https://www.ato.gov.au/Business/Large-business/In-detail/Tax-transparency/Voluntary-Tax-Transparency-Code/>

Hope this helps and happy to discuss.

Cheers

s 22

Analyst

Corporate and International Tax Division | Revenue Group

Phone: s 22

The Treasury, Langton Crescent, Parkes ACT 2600

OFFICIAL

From: s 22

[@industry.gov.au](mailto:s22@industry.gov.au)>

Sent: Tuesday, 13 April 2021 3:04 PM

To: s 22

[@TREASURY.GOV.AU](mailto:s22@TREASURY.GOV.AU)>

Cc: s 22

[@TREASURY.GOV.AU](mailto:s22@TREASURY.GOV.AU)>; s 22

[@industry.gov.au](mailto:s22@industry.gov.au)>

Subject: Tax transparency codes [SEC=OFFICIAL]

Hi s 22

We propose to point to existing tax transparency measures as part of a response to a Senate Estimates question about EITI implementation. We'd be grateful if your clearance of this statement regarding the Corporate Tax Transparency and Tax Transparency Code:

The Australian Taxation Office (ATO) is currently required under the *Taxation Administration Act 1953* to release its annual Report of entity tax information, which contains corporate income tax data for Australian public and foreign owned corporate tax entities with total income of \$100 million or more, and also for Australian-owned resident private companies with total income of \$200 million or more. The ATO's report also contains petroleum resource rent tax (PRRT) data for entities with PRRT payable. In addition, the voluntary Tax Transparency Code administered by the ATO encourages companies to disclose more tax information, including information about other taxes and payments paid to the Australian and state and territory governments.

Regards s 22

s 22

International Strategy & Engagement

Resources Division

s 22

[@industry.gov.au](mailto:s22@industry.gov.au)

Department of Industry, Science, Energy and Resources

10 Binara Street, Canberra ACT 2601

GPO Box 2013, CANBERRA ACT 2601

s 22

OFFICIAL

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Australian Government
**Department of Industry, Science,
 Energy and Resources**

PDR No.
Adviser

MC21-001828

Ministerial Correspondence Coversheet

Subject	FULFILLING AUSTRALIA'S COMMITMENT TO THE EXTRACTIVE INDUSTRIES TRANSPARENCY INITIATIVE		
Initiator	s 22		

Division	Resources		
Contact officer	s 22	Telephone	s 22
Cleared by (<u>EL2</u>)	s 22	Telephone	s 22

FOR MO/AMO USE ONLY:	Scheduled date	Actual date
Date of original letter		25/2/2020
Date registered		15/3/2021
Dept to Minister's Office		23/3/2021
DLO to Adviser(s)		
Adviser(s) to Chief of Staff	Within 5 working days from receipt	
Chief of Staff to Minister	Within 10 working days from receipt	

FOR ADVISERS/CHIEF OF STAFF USE ONLY:	Yes / No	Comments
Relevant	<input type="checkbox"/> Yes / <input type="checkbox"/> No	
Timely	<input type="checkbox"/> Yes / <input type="checkbox"/> No	
Quality/Accuracy - Required editing by MO?	<input type="checkbox"/> Yes / <input type="checkbox"/> No	

Two pages removed under s22 of the FOI Act as irrelevant information