

The Netherlands

Stakeholder engagement – template for EITI data collection

Contents

Introduction.....	2
Part I: MSG oversight.....	2
MSG members and attendance	2
MSG Terms of Reference and practices	10
MSG meetings and minutes	15
MSG approval.....	15
Part II: Government engagement	16
Liaison with the broader constituency.....	18
Use of data	19
Sign-off	20
Part III: Industry engagement	20
MSG nominations.....	20
Liaison with the broader constituency.....	21
Use of data	23
Obstacles to participation	23
Sign-off	24
Part IV: Civil society engagement	25
MSG nominations.....	25
Liaison with the broader constituency.....	26
Use of data	27
Obstacles to participation	28
Sign-off	29
For Validation team’s use: Guiding questions for consultations on stakeholder engagement.....	30

For Validation team's use: Template for "Call for views on stakeholder engagement" 31

Period under review: 2nd January 2018 – 30th June 2021 (this is the first validation of the EITI implementation in the Netherlands)

Validation team: [Names and emails]

Deadline for submission: 1 July 2021

Introduction

The EITI requires effective multi-stakeholder oversight, including a functioning multi-stakeholder group that involves the government, companies, and the full, independent, active and effective participation of civil society.

The key requirements related to multi-stakeholder oversight include: (1.1) government engagement; (1.2) industry engagement; (1.3) civil society engagement, including [EITI Protocol: Participation of civil society](#), and (1.4) the establishment and functioning of a multi-stakeholder group.

The purpose of this template is to collect information from MSG members about the implementation of these provisions. Parts I to IV of this template should be completed and submitted to the International Secretariat by the commencement of Validation.

Part I: MSG oversight addresses Requirement 1.4.b and should be approved by the MSG before submission to the International Secretariat.

Parts II to IV should be completed by each constituency and submitted to the International Secretariat. These should be shared with the MSG for information.

The Validation team will undertake virtual or in-person consultations to gather additional information. Ahead of the Validation, a public call for stakeholder views will be launched by the International Secretariat.

Part I: MSG oversight

This section is to be filled out by the national secretariat or an MSG working group and should be approved by the MSG before submission to the International Secretariat.

MSG members and attendance

1. Current MSG members. Please fill out the table below. Add rows when necessary.

Constituency	Full/ alternate member	Member since (MM/YY)	Name	Position	Organisation	Gender	Meetings attended in period under review (dates)
Government	Full	1-10- 2018	Ruud Cino	MT member	Ministry of Economic Affairs and Climate Policy	Male	5-12-2018, 28/1/2019, 6/3/2019, 5/6/2019, 3/7/2019, 30-10- 2019, 3-12- 2019, 22-1- 2020, 4-3- 2020, 17-6- 2020, 23-9- 2020, 28- 10-2020, 1- 12-2020, 1- 3-2021, 7- 4-2021
Government	Alternate	1-6- 2018	Hans van Gemert	Senior (legal) Policy Advisor	Ministry of Economic Affairs and Climate Policy	Male	12-6-2018, 4-9-2018, 5-12-2018, 28-1-2019, 6-3-2019, 25-9-2019, 30-10- 2019, 4-3- 2020, 23-9- 2020, 1-12- 2020, 1-3- 2021, 7-4- 2021, 21-6- 2021
Government	Full	11-10- 2017	Carmen Hagenaars	Deputy Director Inclusive Green Growth	Ministry of Foreign Affairs	Female	6-2-2018, 12-6-2018, 4-9-2018, 28-1-2019, 5-6-2019, 17-6-2020, 23-9-2020

Government	Alternate	1-9-2020	Taco Westerhuis	Coordinator Circular Economy and Commodities	Ministry of Foreign Affairs	Male	23-9-2020, 28-10-2020, 1-12-2020, 1-3-2021, 7-4-2021, 21-6-2021
Government	Full	1-3-2021	Ingrid van Rijswijk	Manager	Netherlands Tax and Customs Administration (NCTA)	Female	7-4-2021
Government	Alternate	11-10-2017	Marco van Driel	CIT and SPS inspector, oil & gas team	Netherlands Tax and Customs Administration (NCTA)	Male	6-2-2018, 12-6-2018, 4-9-2018, 6-3-2019, 5-6-2019, 3-7-2019, 25-9-2019, 30-10-2019, 3-12-2019, 17-6-2020, 23-9-2020, 28-10-2020, 1-3-2021, 7-4-2021, 21-6-2021
Industry	Full	11-10-2017	Marieke van den Akker	Legal Counsel/Attorney at Law	NOGEPA	Female	6-2-2018, 4-9-2018, 28-1-2019, 6-3-2019, 5-6-2019, 3-7-2019, 25-9-2019, 3-12-2019, 22-1-2020, 17-6-2020 (replaced by interim legal manager), 23-9-2020, 28-10-2020, 1-12-

							2020, 1-3-2021, 7-4-2021, 21-6-2021
Industry	Full	11-10-2017	Martijn van der Deijl	NAM Head of Tax and Shell Senior Upstream Tax Advisor	NAM B.V.	Male	6-2-2018, 3-4-2018, 12-6-2018, 4-9-2018, 28-1-2019, 6-3-2019, 5-6-2019, 3-7-2019, 25-9-2019, 30-10-2019, 3-12-2019, 22-1-2020, 17-6-2020, 23-9-2020, 28-10-2020, 1-12-2020, 1-3-2021, 7-4-2021, 21-6-2021
Industry	Alternate	11-10-2017	Joost Kutsch Lojenga	Country Tax Lead	Shell International B.V.	Male	6-2-2018, 12-6-2018, 4-9-2018, 5-12-2018, 6-3-2019, 5-6-2019, 3-7-2019, 30-10-2019, 4-3-2020, 17-6-2020, 1-12-2020
Industry	Full	1-1-2019	Tijmen Zaal	Financial Controller	TAQA Energy B.V.	Male	6-3-2019, 5-6-2019, 3-7-2019, 25-9-2019, 30-10-2019, 3-12-2019, 17-6-2020, 23-9-2020, 28-10-2020, 1-

							12-2020, 1-3-2021, 7-4-2021
Civil Society	Full	11-10-2017	Gerno Kwaks	Consultant	Open State Foundation	Male	6-2-2018, 3-4-2018, 12-6-2018, 4-9-2018, 5-12-2018, 28-1-2019, 6-3-2019, 5-6-2019, 3-7-2019, 25-9-2019, 30-10-2019, 3-12-2019, 22-1-2020, 4-3-2020, 17-6-2020, 23-9-2020, 28-10-2020, 1-12-2020, 1-3-2021, 7-4-2021, 21-6-2021
Civil Society	Alternate	1-9-2020	Serv Wiemers	Executive Director	Open State Foundation	Male	30-10-2019
Civil Society	Full	1-4-2019	Lotte Rooijendijk	Project Lead	Transparency International Netherlands	Female	-
Civil Society	Alternate	11-10-2017	Paul Vlaanderen	Chairman	Transparency International Netherlands	Male	6-2-2018, 4-9-2018, 3-7-2019, 25-9-2019, 22-1-2020, 4-3-2020, 23-9-2020, 28-10-2020, 1-3-2021, 7-4-2021

Civil Society	Full	11-10-2017	Joosje de Lange	Union Officer	FNV	Female	28-1-2019
Civil Society	Alternate	11-10-2017	Henk Korthof	Shop Steward FNV	FNV	Male	3-4-2018, 12-6-2018, 4-9-2018, 28-1-2019, 6-3-2019, 5-6-2019, 3-7-2019, 25-9-2019, 3-12-2019, 22-1-2020, 4-3-2020, 17-6-2020, 23-9-2020, 28-10-2020, 1-12-2020, 1-3-2021, 7-4-2021, 21-6-2021
Observer		1-1-2020	Peter de Vries	RT RA – Corporate Treasurer	EBN	Male	22-1-2020, 4-3-2020, 17-6-2020, 23-9-2020, 1-12-2020, 1-3-2021, 7-4-2021

2. Changes in membership in the period under review and the reason behind each change. (I.e. if there are people who have been members in the period under review but no longer are.) Please fill out the table below. Add rows when necessary.

Constituency	Name of former member ¹	End of MSG membership (MM/YY)	Reason for membership ending	Replaced by
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¹ Dates of start MSG membership and attendance to MSG meetings are available upon request at the NL-EITI Secretariat.

Government	Merei Wagenaar	1 June 2018	Change of position	Ruud Cino
Government	Bert Roukens	1 Oct. 2018	Change of position	Hans van Gemert
Government	Omer van Renterghem	1 Sept. 2018	Change of position	Wouter Wormgoor
Government	Wouter Wormgoor	1 April 2019	Change of position	Martijn Reubzaet
Government	Martijn Reubzaet	1 April 2019	Moved to a new position	Taco Westerhuis
Government	Dorris Raijmann	1 March 2021	Change of position	Ingrid van Rijswijk
Industry	Peter Waaijer	1 October 2018	Retired	Tijmen Zaal
Industry	Jo Peters	1 June 2021	Retired	Not replaced
Industry	Joris Hengeveld	1 April 2021	Retired	Not replaced
Civil Society	Tom Kunzler	15 Nov. 2019	Moved to a new position	Wilma Haan
Civil Society (OSF)	Wilma Haan	31 August 2020	Moved to a new position	Serv Wiemers
Civil Society (TI NL)	Serv Wiemers	31 August 2020	Moved to a new position	Lotte Rooijendijk

3. MSG working groups and technical committees. If the MSG has established working groups or committees, please describe briefly their mandate and membership.

The MSG can decide to install sub-groups for specific topics (see MSG Terms of Reference (ToR) - section 6). The sub-groups, including its membership, are installed and agreed by the MSG in the MSG meetings before the sub-groups start their work. The NL-EITI MSG established the following subgroups during the period under review to take forward the more detailed work of the MSG:

- Sub-group on materiality (2018): to define which revenue streams are material. Members were: Coordinator NL-EITI, Netherlands Tax and Customs Administration (NCTA), NAM B.V., Dyas B.V., Ministry of Economic Affairs and Climate Policy, Open State Foundation and Energie Beheer Nederland (EBN).
- Sub-group on the (European) procurement of the Independent Administrator (2018-2020): to set-up and manage the (European) procurement process of an Independent Administrator. Members were: Coordinator NL-EITI, Netherlands Enterprise Agency (RVO - Procurement department), Ministry of Economic Affairs and Climate Policy and NAM B.V.
- Subgroup on the appointment of a Chair for the NL-EITI MSG (2018-2019): to find and propose a new Chair for the NL-EITI MSG, who has the confidence of all MSG members. Members were: Ministry of Foreign Affairs, Shell B.V., Transparency International and NOGEPa.
- Subgroup on the 1st NL-EITI report 2017 (2018-2019): to assist the NL-EITI Secretariat in developing and writing the first NL-EITI report. Members were: Coordinator NL-EITI, Chair NL-EITI MSG, Ministry of Economic Affairs and Climate Policy, Open State Foundation and Vermillion Energy Netherlands B.V..
In addition to the subgroup, several people/organisations assist in writing the NL-EITI reports, i.e. the Chair NL-EITI MSG, representatives from different departments within the Ministry of Economic Affairs and Climate Policy, the Ministry of Infrastructure and Water Management, the Ministry of Justice and Security and the Ministry of Finance, and three external organizations, i.e. TNO, Energie Beheer Nederland (EBN) and Statistics Netherlands (CBS).
- Sub-group on Communications (2018-2021): this subgroup has had various purposes and membership over time; from developing a communication plan for the publication of the NL-EITI reports (including communication tools and Q&As) and discuss Open Data requirements, to currently (2021) working on the development of a new NL-EITI website and the way the NL-EITI MSG can improve its communication in order to attain their goal 'to contribute to the public debate in the Netherlands about the significance of the mineral industry for Dutch society'. Current members are: Coordinator NL-EITI, Advisor NL-EITI, Chair NL-EITI MSG, Ministry of Economic Affairs and Climate Policy, NOGEPa, Open State Foundation and FNV.
- Sub-group on contract transparency (2019): to agree on a text for the paragraph on contract transparency for the 1st NL-EITI report. Members were: Coordinator NL-EITI, Chair NL-EITI MSG, Shell B.V., Open State Foundation and Ministry of Economic Affairs and Climate Policy.
- Sub-group on pre-validation NL-EITI report (2019 and 2021): to prepare the first validation of the EITI implementation in the Netherlands. Members are: Coordinator NL-EITI, Chair

NL-EITI MSG, Ministry of Economic Affairs and Climate Policy, Ministry of Foreign Affairs, NOGEPa and Open State Foundation, in cooperation with the EITI International Secretariat.

- Sub-group on the NL-EITI public event (2020): to develop the program and communication materials for the NL-EITI public event that was scheduled for 23rd April in The Hague. Unfortunately, due to the corona crisis, the MSG decided at their meeting on 17th June to postpone the event until 2021. Members were: Coordinator NL-EITI, Chair NL-EITI MSG, Ministry of Economic Affairs and Climate Policy, NAM B.V. and Open State Foundation.
- Sub-group project-level reporting (2020): to establish the definition of a ‘project’ and the availability of government data for project level reporting in order to improve the NL-EITI report (EITI Requirement 4.7.). Members were: Coordinator NL-EITI, Chair NL-EITI MSG, NAM B.V., NCTA, Open State Foundation and EBN.
- Sub-group on GasTerra (2020): to establish the implementation of EITI Requirement 4.2 (‘Sale of the state’s share of production or other revenues collected in kind’). Members were: Coordinator NL-EITI, Chair NL-EITI MSG and EBN.

For more information on the above mentioned sub-groups, please see the NL-EITI Annual Progress Reports of 2018, 2019 and 2020. These can be found on the NL-EITI website: www.eiti.nl.

MSG Terms of Reference and practices

4. Link(s) to publicly available MSG Terms of Reference and/or other documents containing the provisions of Requirement 1.4.b.

The latest MSG Terms of Reference is available at the NL-EITI website (www.eiti.nl): under ‘multi-stakeholdergroep’; download ‘het huishoudelijk reglement’ (pdf) (v.1.12.2020).

5. Date of MSG approval of its latest Terms of Reference or similar document containing the provisions under EITI Requirement 1.4.b.

The latest Terms of Reference was approved at the MSG meeting on 1 December 2020. Please see the minutes of the meeting on www.eiti.nl : under ‘multi-stakeholdergroep’ – ‘verslagen van de vergadering’, including documents in the library (‘bibliotheek’).

6. MSG’s policies and practices. Please fill out the table below.

Elements of MSG Terms of Reference (1.4.b)		
	<p>Where is the policy documented?</p> <p><i>The MSG Terms of Reference (ToR) can be found on the NL-EITI website (www.eiti.nl)</i></p>	<p>Briefly describe practices in the period under review. Please explain any discrepancies between the ToR and the practice.</p> <p><i>The first concept of the MSG ToR has been approved in the MSG meeting of 6.2.2018. In the MSG meeting of 30.10.2019 changes have been approved in the sections 5 (MSG meetings) and 8 (communications). In the MSG meeting of 1.12.2019 changes have been approved with regard to gender (as a result of the EITI Standard 2019) in section 4.1.. In addition, 'EITI Standard 2016' has been changed into 'EITI Standard 2019'.</i></p> <p><i>There have not been any discrepancies between the ToR and the practice.</i></p>
The role, responsibilities and rights of the MSG		
<p>Definition of the role, responsibilities and rights of the MSG and its members.</p>	<p>MSG ToR.</p>	<p><i>The roles, responsibilities and rights have been respected in practice during the period covered by this validation.</i></p>
<p>Adherence to the EITI Association code of conduct, including addressing conflicts of interest.</p>	<p>MSG ToR.</p>	<p><i>The EITI Association code of conduct has been adhered to in the period covered by this validation of the MSG ToR. No conflicts of interest have emerged.</i></p>

		<p><i>During the period covered by this validation, sections 5 and 8 of the MSG ToR have been adapted as a result of a discussion within the MSG at their MSG meeting of 5.6.2019 (please see the minutes of this meeting on the NL-EITI website: www.eiti.nl).</i></p>
<p>Approval of work plans and oversight of implementation</p>		
<p>Approval of annual work plans.</p>	<p>MSG ToR section 2.2.</p>	<p><i>The latest NL-EITI workplan 2021 has been discussed and approved at the MSG meetings on 1th March 2021 and 7th April 2021. Please see the minutes on the NL-EITI website (www.eiti.nl).</i></p> <p><i>The NL-EITI workplan 2021 has been published on the NL-EITI website (www.eiti.nl) on 19th April 2021.</i></p>
<p>Oversight of the EITI reporting process and engagement in Validation, including approval of Independent Administrator ToRs and EITI Reports.</p>	<p>MSG ToR section 2.2. and 7.</p>	<p><i>During the period covered by this validation, the MSG has provided effective oversight of implementation. The MSG approved the ToR on 6 Feb. 2018; updates have been approved on 30 Oct. 2019 and 1 Dec. 2020.</i></p> <p><i>The following reports were also approved by the MSG:</i></p> <ul style="list-style-type: none"> • <i>The NL-EITI report 2017 has been approved by the MSG through email in December 2019, and was published on 14th January 2020.</i> • <i>The NL-EITI report 2018 has been approved by</i>

		<p><i>the MSG through email in January 2021, and was published on 28th January 2021.</i></p> <ul style="list-style-type: none"> • <i>Approval of Independent Administrator ToRs (MSG meetings 12.6.2018 and 3.12.2019).</i>
Internal governance rules and procedures		
Inclusive decision-making process throughout implementation, with each constituency being treated as a partner and with the right to table issues.	MSG ToR.	<i>All MSG members are able to table issues for discussion at both MSG and subgroup meetings.</i>
Procedures for nominating and changing multi-stakeholder group representatives, incl. alternates	<ul style="list-style-type: none"> • <i>MSG ToR section 4.</i> • <i>NL-EITI Candidature Application.</i> 	<p><i>The procedures for nominating and changing MGS representatives, incl. alternates, have been respected during the period of this validation.</i></p> <p><i>MSG-members are appointed for 3 years, and can be appointed for a maximum of 2 terms. The MSG-members – as well as the Chair NL-EITI MSG - are appointed by both the Ministers of the Ministry of Economic Affairs and Climate Policy and Foreign Affairs (see publications under Part I.2). An MSG-member who leaves the MSG informs the NL-EITI Secretariat. New MSG-members are appointed by nomination by the relevant MSG constituency and presented/welcomed in MSG meetings. During the period of review there was no need to suspend or</i></p>

		<i>change a MSG member nor did the MSG disagree with a new MSG member within their constituency.</i>
Decision-making procedures, e.g. rules for voting and quorum	MSG ToR.	<i>During the period of this validation there have been no decisions that the MSG has taken by vote. All decisions have been reached by consensus.</i>
Duration of the MSG's mandate	MSG ToR section 4.1.	<i>The provisions regarding the duration of the MSG's mandated have been respected during the period of this validation.</i>
Per diems		<i>In the Netherlands no per diems are paid out for MSG meetings.</i>
Frequency of meetings	The planned schedule for the MSG meetings each year is mentioned in the NL-EITI workplans (please see www.eiti.nl).	<i>During the period under review the MSG met 18 times in 2018 - 2020.</i> <i>In 2021, 5 MSG meetings are planned, of which 3 have already taken place.</i>
Advance notice of meetings and timely circulation of documents	Please see MSG ToR section 5.2..	<i>The meetings are usually confirmed at least 2 months in advance. The papers for each meeting are circulated one week before each meeting.</i>
Record-keeping		Minutes are taken of each MSG meeting. The minutes are approved in MSG meetings and published on the NL-EITI website (www.eiti.nl). The content and results of the subgroup

		meetings are recorded in the relevant MSG minutes. The agenda and participants list are not made public. The agenda is not published because the agenda is mentioned in the minutes. The MSG member participation list is not published following the discussion within the MSG on 5-6-2019 with regard to the Chatham House Rules.
Other aspects covered in the ToR that the MSG wishes to highlight		

MSG meetings and minutes

7. Please provide the dates and a link to the published minutes of MSG meetings that have taken place in the period under review or provide any unpublished minutes as an attachment.

The minutes of the MSG meetings can be found on www.eiti.nl : under 'multi-stakeholdergroep' - 'verslagen van de vergadering', including documents in the library ('bibliotheek').

MSG approval

8. Date of MSG approval of this submission.

30 June 2021.

Part II: Government engagement

This questionnaire seeks to collect information from government MSG members about the engagement of the government in the EITI process from 2nd January 2018 to 30 June 2021. Government MSG members are requested to fill out the form together and either submit it directly to the Validation team (xxx@eiti.org) or request the National Coordinator to submit it. Government MSG members may also mandate the National Coordinator to fill out the questionnaire. The deadline for submitting the form to the Validation team is 1 July 2021. It is recommended that government MSG members coordinate to agree one submission. Diverging views within the constituency can be documented in the form. The signatories of the submission should be indicated at the bottom of the form. Stakeholders may contact the Validation team directly to provide additional views.

1. Examples of statements or actions in support of the EITI and/or matters in the scope of the EITI Standard by high-level government representatives, such as ministers or the head of state.

[Kamerstuk 32852, nr. 1 | Overheid.nl > Officiële bekendmakingen \(officielebekendmakingen.nl\)](#)

[Kamerstuk 32852, nr. 18 | Overheid.nl > Officiële bekendmakingen \(officielebekendmakingen.nl\)](#)

[Kamerstuk 32852, nr. 29 | Overheid.nl > Officiële bekendmakingen \(officielebekendmakingen.nl\)](#)

[Staatscourant 2017, 25181 | Overheid.nl > Officiële bekendmakingen \(officielebekendmakingen.nl\)](#)

[Staatscourant 2017, 60682 | Overheid.nl > Officiële bekendmakingen \(officielebekendmakingen.nl\)](#)

[Staatscourant 2019, 38379 | Overheid.nl > Officiële bekendmakingen \(officielebekendmakingen.nl\)](#)

[Kamerbrief over rapport Nederlandse EITI | Kamerstuk | Rijksoverheid.nl](#)

https://www.tweedekamer.nl/kamerstukken/brieven_regering/detail?id=2021Z01598&did=2021D03636

2. Name and position of senior individual leading implementation.

- Mr. Dirk Jan Koch - Chief Science Officer, Ministry of Foreign Affairs: Chair NL-EITI MSG from 1 April 2017 till 1 October 2018.

- Mr. Ruud Cino – MT member, Ministry of Economic Affairs and Climate Policy: (Interim) Chair NL-EITI MSG from 1 October 2018 till 31 May 2019.

- Mr. Joost Haenen – Director Joost Haenen Strategic Advice: Chair NL-EITI MSG as of 1 June 2019 till December 2022.

Mr. Joost Haenen is an independent consultant who has been selected by the NL-EITI MSG through an open public selection procedure. Since the EITI Standard requires that the appointee should have the confidence of all stakeholders (Req. 1.1.b), the MSG thought it was best to set up a sub-group for this purpose. On behalf of the NL-EITI MSG, the NL-EITI Secretariat published an advertisement in a Dutch newspaper for the role. The MSG put also names forward themselves. The sub-group made a selection out of the candidates. They interviewed the candidates and unanimously selected Mr. J. Haenen. The whole process, including the final candidate, was presented to and approved by the MSG in MSG meetings on 6-2-2018, 3-4-2018, 12-6-2018, 4-9-2018, 5-12-2018, 28.1.2019 and 6.3.2019. The appointment of Mr. J. Haenen was then put forward to, approved by, and published by both Ministers of the Ministry of Economic Affairs and Climate Policy and Foreign Affairs. The NL-EITI Secretariat provides for the contract for Mr. J. Haenen. In 2019, Mr. J. Haenen was appointed for 2 years (1-6-2019 till 1 juni 2021. The MSG asked Mr. J. Haenen to prolong his appointment until the end of 2022, which he accepted. His appointment from 1-6-2021 till 31-12-2022 will be made public by EZK in 2021.

3. Describe the process for nominating government MSG members, including whether consideration was given to ensuring the seniority and diversity of representation.

Agreed procedure for selecting government MSG members	Practice in the period under review
Please see MSG ToR section 4.	According to MSG ToR section 4.

4. If any MSG representatives changed during the MSG's term, please describe the process followed for replacing them.

Agreed procedure for replacing government MSG members	Practice in the period under review
Please see MSG ToR section 4.	According to MSG ToR section 4.

5. Government resources directed to EITI implementation in the period under review, such as staff and funding for work plan activities.

The NL EITI Secretariat based at the Netherlands Enterprise Agency (RVO) consists of 1,6 full-time staff. The Chair is based at 0,15 staff as of June 2020 till December 2021.

The Ministry of Foreign Affairs (in 2018 and 2019) and the Ministry of Economic Affairs and Climate Policy (in 2019 and 2020 and beyond) dedicated Euro 214.000 in 2018, Euro 315.000 in 2019, Euro 308.000,- in 2020 and Euro 505.000 in 2021 to the implementation of the EITI in the Netherlands.

6. Efforts undertaken by the government to ensure an enabling environment for company and CSO participation in the EITI and/or to remove any obstacles to EITI disclosures.

In the Netherlands the government has not undertaken specific efforts to ensure an enabling environment for companies and CSO participation in the EITI.

Liaison with the broader constituency

3. Describe the government constituency’s structures, policies and practices for coordination on EITI matters.

Please provide supporting evidence. If the evidence is available online, please provide a link. If it is not, please annex the evidence to this questionnaire.

Structures in place for liaison with the broader constituency, such as coordination groups	Policies and agreed procedures for liaison with the broader constituency	Practice in the period under review
<p>Apart from meetings in the framework of the Dutch EITI MSG, there are no structural settings within the Dutch government for communication on EITI matters between the different agencies involved. If deemed necessary, each department communicates internally on relevant developments. Within the Ministry of Foreign Affairs for instance, developments in certain EITI Standard implementing countries and reactions within</p>		<p><i>[Please describe how the constituency coordinated on EITI matters in the period under review, including a description of actors engaged.]</i></p>

EITI are reported to the country desks or relevant embassies. Recently for instance on the DRC, Mali, and Myanmar.		
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4. Have MSG members sought input from the broader constituency on the following documents. If yes, how and did you receive input?

- a) The latest EITI work plan, including priorities for EITI implementation
- b) The latest annual review of outcomes and impact

Apart from meetings in the framework of the Dutch EITI MSG, there are no structural settings within the Dutch government for communication on EITI matters between the different agencies involved. If deemed necessary, each department communicates internally on relevant developments.

Several departments of the Ministry of Economic Affairs and Climate Policy are involved in the writing and approval of texts for the NL-EITI reports, such as the Mining Policy, Project Groningen and Licensing departments. In addition, the communications departments of both the Ministry of Foreign Affairs and Economic Affairs and Climate Policy are involved in the publication of the NL-EITI reports.

Use of data

5. Have government representatives contributed to communicating or using EITI data, including participation in outreach activities?

If yes, please provide examples with links to any supporting evidence, such as reports, speeches or news articles.

Government representatives were present at the NL-EITI National Event in March 2018.²

[Kamerbrief over rapport Nederlandse EITI | Kamerstuk | Rijksoverheid.nl](#)

<https://www.rijksoverheid.nl/documenten/rapporten/2020/01/15/bijlage-rapport-nederlandse-eiti>

² Details of attendance are available on request at the NL-EITI Secretariat.

https://www.tweedekamer.nl/kamerstukken/brieven_regering/detail?id=2021Z01598&did=2021D03636

Sign-off

Please include below the names and contact details of the MSG members from the government constituency who sign off on submitting the above information to the Validation team. Add rows as needed.

Name	Email address or telephone number	Date	Signature (optional)
Ruud Cino	R.Cino@minezk.nl	30-06-2021	
Ingrid van Rijswijk	imj.van.rijswijk@belastingdienst.nl	30-06-2021	
Taco Westerhuis	Taco.Westerhuis@minbuza.nl	30-06-2021	

Part III: Industry engagement

This questionnaire seeks to collect information from industry MSG members about the engagement of oil, gas and mining companies in the EITI process from 2nd January 2018 – 30 June 2021. Industry MSG members are requested to fill out the form together and either submit it directly to the Validation team (xxx@eiti.org) or request the National Coordinator to submit it. The deadline for submitting the form to the Validation team is 1st July 2021. It is recommended that industry MSG members coordinate to agree one submission. Diverging views within the constituency can be documented in the form. The signatories of the submission should be indicated at the bottom of the form. Stakeholders may contact the Validation team directly to provide additional views.

MSG nominations

1. Describe the process for nominating industry MSG members, including whether consideration was given to ensuring the diversity of representation.

Please provide supporting documentation related to the latest nomination process. This could include the invitation to participate in the MSG, a list of interested organisations or individuals, constituency ToRs, minutes of the election process, etc. If the evidence is available online, please provide a link. If it is not, please annex the evidence to this questionnaire.

Agreed procedure for selecting industry MSG members	Practice in the period under review
Please see MSG ToR section 4.	According to MSG ToR section 4.

2. If any MSG representatives changed during the MSG's term, please describe the process followed for replacing them.

Agreed procedure for replacing industry MSG members	Practice in the period under review
<p>Please see MSG ToR section 4.</p> <p>If a position is available in the NL-EITI MSG, the executive committee of the industry organization (NOGEPA), which are the CEO's of the Dutch oil and gas producers, is requested to come up with names for new candidates. During an EXCOM meeting (four times per year) is decided which candidate from which company will be elected for the MSG. As recourses are very limited in the current Dutch oil and gas industry at this moment, recently in two cases no replacement has been appointed due to lack of capacity.</p>	According to MSG ToR section 4.

Liaison with the broader constituency

3. Describe the company constituency's structures, policies and practices for coordination on EITI matters.

Please provide supporting evidence, such as constituency ToRs, dates and minutes of constituency meetings, number of emails to mailing lists, etc. If the evidence is available online, please provide a link. If it is not, please annex the evidence to this questionnaire.

Structures in place for liaison with the broader constituency, such as industry associations	Policies and agreed procedures for liaison with the broader constituency	Practice in the period under review
<p>If important decisions need to be made, these will be discussed in the Legal and Communication Committees, the Working Group Fiscal Matters for endorsement and finally for approval in the Executive Committee of the industry organization (NOGEPA) by MSG member (Marieke van den Akker).</p>	<p>This working method is common practice within NOGEPA.</p>	<p>The Executive Committee delegated from the start of NL EITI to Marieke van den Akker, member of the MSG, the authority to flag issues that need to be addressed in the Legal, Communications and/or Executive Committee and/or the Working Group Fiscal Matters. Marieke van den Akker makes sure that important issues will be decided upon and/or obtain endorsement for certain views and report this decision/endorsement back into the MSG. E.g.: the initiative to report two (instead of one) annual years at once this year has been brought up by a financial expert from the industry in the MSG and – at the request of Marieke van den Akker - has been approved by the Executive Committee in order to make the executives aware that more capacity of their financials is needed this year to finalize the next EITI report.</p>

4. Have MSG members sought input from the broader constituency on the following documents. If yes, how and did you receive input?

- a) The latest EITI work plan, including priorities for EITI implementation
- b) The latest annual review of outcomes and impact

The NL-EITI work plan 2021 (dated April 7, 2021) will be sent to the Executive Committee this week as a meeting document for the meeting on June 23, 2021.

In the past, only major issues of the work plan were flagged and brought forward in the Legal, Communications and/or Executive Committee and/or the Working Group Fiscal Matters.

The draft text of the report in which the work plan is executed, has been reviewed by all these bodies within the industry organization (NOGEPa) every year and this year this will also be the case.

Use of data

5. Have company representatives contributed to communicating or using EITI data, including participation in outreach activities?

If yes, please provide examples with links to any supporting evidence, such as reports, blogs or news articles.

Industry representatives were present at the NL-EITI National Event in March 2018.³

The NL-EITI reports are used by NOGEPa for internal training purposed for new employees.

TAQA Energy B.V.: <https://www.taqainnederland.nl/nieuw-rapport-vergroot-inzicht-in-nederlandse-delfstoffenindustrie/>

NAM B.V.: <https://www.nam.nl/nieuws/2020/kabinet-brengt-transparantierapport-afdrachten-aan-overheid-uit.html>

NL EITI reports are published on the website of the Industry Organization NOGEPa and also announced on public media such as LinkedIn.

Obstacles to participation

6. If company representatives have experienced any obstacles to participation in the EITI, please describe and specify these obstacles below or convey your concerns directly to the Validation team (XXX@eiti.org) by the commencement of the Validation. Please provide supporting evidence if available. Requests for confidentiality will be respected.

Company representatives have not experienced any obstacles to participation in the EITI.

³ Details of attendance are available on request at the NL-EITI Secretariat.

Sign-off

7. Please include below the names and contact details of the MSG members from the industry constituency who sign off on submitting the above information to the Validation team. Add rows as needed.

Name	Email address or telephone number	Date	Signature (optional)
Marieke van den Akker	Marieke.van.den.akker@nogepa.nl	30-06-2021	
Martijn van der Deijl	Martijn.vanderDeijl@shell.com	30-06-2021	
Tijmen Zaal	Tijmen.zaal@taqaglobal.com	30-06-2021	

Part IV: Civil society engagement

This questionnaire seeks to collect information from civil society MSG members about the engagement of civil society in the EITI process from 2nd January 2018 to 30th June 2021. Civil society MSG members are requested to fill out the form together and either submit it directly to the Validation team (xxx@eiti.org) or request the National Coordinator to submit it. The deadline for submitting the form to the Validation team is 1 July 2021. It is recommended that civil society MSG members coordinate to agree one submission. Diverging views within the constituency can be documented in the form. The signatories of the submission should be indicated at the bottom of the form. Stakeholders may contact the Validation team directly to provide additional views.

MSG nominations

1. Describe the process for nominating civil society MSG members, including whether consideration was given to ensuring the diversity of representation.

Please provide supporting documentation related to the latest nomination process. This could include the invitation to participate in the MSG, a list of interested organisations or individuals, constituency ToRs, minutes of the election process, etc. If the evidence is available online, please provide a link. If it is not, please annex the evidence to this questionnaire.

Agreed procedure for replacing civil society MSG members	Practice in the period under review
Please see MSG ToR section 4.	According to MSG ToR section 4.

2. If any MSG representatives changed during the MSG's term, please describe the process followed for replacing them.

Agreed procedure for replacing civil society MSG members	Practice in the period under review
Please see MSG ToR section 4.	According to MSG ToR section 4.

Liaison with the broader constituency

3. Describe the civil society constituency's structures, policies and practices for coordination on EITI matters.

Please provide supporting evidence, such as constituency ToRs, dates and minutes of constituency meetings, number of emails to mailing lists, etc. If the evidence is available online, please provide a link. If it is not, please annex the evidence to this questionnaire.

Structures in place for liaison with the broader constituency, such as networks	Policies and agreed procedures for liaison with the broader constituency	Practice in the period under review
		<ul style="list-style-type: none"> • During a meeting in March 2016, ActionAid Netherlands, Both Ends, Cordaid, Hivos, OxfamNovib, Pax, Tax Justice Netherlands, Transparency International Netherlands, FNV were consulted on their interest in participating in the NL-EITI. Later that year, interest groups in gas producing areas and environmental organizations such as Greenpeace, MilieuDefensie and Waddenvereniging were also consulted. For most organizations the NL-EITI did not have sufficient priority. Transparency International Netherlands, FNV and Open State Foundation decided to join the MSG of the NL-EITI. • In 2019, most of these organizations were again consulted on their interest in forming a structure for liaison and consultation. There was insufficient interest to establish such a structure. Instead it was decided to consult others on an ad hoc basis. • Several civil society organizations were again consulted on the draft version of the 2017 NL-EITI report. This was done via email and during a meeting of Tax Justice Netherlands were most organizations were present. • Several civil society organizations outside the NL-EITI MSG participated in the NL-EITI launch event in March 2018.⁴

⁴ Details of attendance are available on request at the NL-EITI Secretariat.

4. Have MSG members sought input from the broader constituency on the following documents. If yes, how and did you receive input?

- a) The latest EITI work plan, including priorities for EITI implementation
- b) The latest annual review of outcomes and impact

Several civil society organizations were consulted on the draft version of the 2017 NL-EITI report. This was done via email and during a meeting of Tax Justice Netherlands were most organizations were present.

Use of data

5. Have civil society representatives contributed to communicating or using EITI data, including participation in outreach activities or use of EITI data in advocacy and campaigns?

If yes, please provide examples with links to any supporting evidence, such as reports, blogs or news articles.

- Transparency International Nederland, FNV and Open State Foundation have been participating in the launch event of the NL-EITI in March 2018, as have several other civil society organizations.⁵
- A public event after the launch of the 2017 NL-EITI report was cancelled due to COVID-19.
- The launch of the NL-EITI report and other news items were published on the websites, (digital) news letter and social media of Transparency International Netherlands, FNV and Open State Foundation. Please see:
<https://openstate.eu/nl/2021/01/nederland-publiceert-tweede-transparantierapport-over-de-delfstoffensector/>
<https://openstate.eu/nl/2020/01/nederland-publiceert-eerste-transparantierapport-over-delfstoffensector/>
<https://www.transparency.nl/nieuws/2020/01/nederlands-eiti-rapport-eerste-stap-in-transparantie-delfstofwinning/>
<https://www.transparency.nl/nieuws/2021/01/nieuw-nederlands-eiti-rapport-volgende-stap-in-transparantie-delfstofwinning/>
<https://www.fnv.nl/nieuwsbericht/sectornieuws/procesindustrie/2021/06/heb-ik-straks-nog-wel-werk-in-de-grondstofwinning>

⁵ Details of attendance are available on request at the NL-EITI Secretariat.

Obstacles to participation

6. If civil society representatives have experienced any obstacles to participation in the EITI, including the use of publicly available extractive sector data, please describe and specify these obstacles below or convey your concerns directly to the Validation team (XXX@eiti.org) by the commencement of the Validation.

The [EITI's civil society protocol](#) requires that the government ensures an enabling environment for civil society engagement in the EITI. Any concerns related to potential breaches of the protocol should be accompanied with a description of the related incident, including its timing, actors involved and the link to the EITI process. If available, supporting documentation should be provided. . Requests for confidentiality will be respected.

For purposes of Validation, 'civil society representatives' refer to civil society representatives who are substantively involved in the EITI process, including but not limited to members of the multi-stakeholder group. The 'EITI process' refers to activities related to preparing for EITI sign-up; MSG meetings; CSO constituency side-meetings on EITI, including interactions with MSG representatives; producing EITI Reports; producing materials or conducting analysis on EITI Reports; expressing views related to EITI activities; and expressing views related to natural resource governance.

Provision of the EITI civil society protocol	Potential breach identified in the period under review and accompanying evidence
2.1 Expression: Civil society representatives are able to engage in public debate related to the EITI process and express opinions about the EITI process without restraint, coercion or reprisal.	There are no restraints as far as expression is concerned.
2.2 Operation: Civil society representatives are able to operate freely in relation to the EITI process.	There are no restraints as far as operation is concerned.
2.3 Association: Civil society representatives are able to communicate and cooperate with each other regarding the EITI process.	There are no restraints as far as association is concerned.
2.4 Engagement: Civil society representatives are able to be fully, actively and effectively engaged in the design, implementation, monitoring and evaluation of the EITI process.	There are no restraints as far as engagement is concerned.

<p>2.5 Access to public decision-making: Civil society representatives are able to speak freely on transparency and natural resource governance issues, and ensure that the EITI contributes to public debate.</p>	<p>Participation in the MSG is costing our mostly understaffed civil society organizations quite some time. This hampers sometimes our ability to prepare and participate in the MSG meetings and also our efforts to liaison with the broader constituency, as there is simply not enough time. Attempts to find some funding have failed.</p>
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Sign-off

7. Please include below the names and contact details of the MSG members from the civil society constituency who sign off on submitting the above information to the Validation team. Add rows as needed.

Name	Email address or telephone number	Date	Signature (optional)
Gerno Kwaks	gerno.kwaks@gmail.com	30-06-2021	
Paul Vlaanderen	P.Vlaanderen@transparency.nl	30-06-2021	
Henk Korthof	henk.korthof@gmail.com	30-06-2021	

For Validation team's use: Guiding questions for consultations on stakeholder engagement

- What are the key strengths of the constituency's engagement in the EITI?
- Obstacles or barriers to participation in the EITI, including related to any of the provisions of the civil society protocol?
- Did actors from other constituencies attempt to influence the MSG nomination process or constituency coordination?
- What are the constituency's (or organisation's) priorities for EITI?
- To what extent are the constituency's or organisation's priorities reflected in EITI implementation?
- Are other constituencies fully, actively and effectively engaged in EITI implementation?
- Any other remarks, including commentary on the MSG's functioning.
- For stakeholders not on the MSG: Commentary on opportunities to provide input to the MSG's work or agenda. Commentary on the representativeness of constituency MSG members, possible conflicts of interest and the openness of the MSG nomination process.
- Context-specific questions arising from the written input to clarify or seek further information.

For Validation team's use: Template for "Call for views on stakeholder engagement"

Call for views on progress in EITI implementation in [country]

[Summary of status of implementation, including the commencement date of Validation and the outcome of the previous Validation,]

The EITI International Secretariat is seeking stakeholder views on [Country's] progress in implementing the EITI Standard between [period under review]. Stakeholders are requested to send views to [contacts of Validation team members] by [Validation commencement date].

The EITI Standard requires that the government, extractive companies and civil society are fully, actively and effectively engaged in EITI implementation. The Secretariat is seeking views on the following questions:

1. Are the government, extractive companies and civil society fully, actively and effectively engaged in EITI implementation?
2. Are there any obstacles or barriers to the participation of any of these constituencies or their sub-groups in EITI implementation?

Civil society engagement in the EITI will be assessed in accordance with EITI Protocol: Participation of civil society. Stakeholders are requested to provide input on [Country's] adherence with the protocol.

Any concerns related to potential breaches of the protocol should be accompanied with a description of the related incident, including its timing, actors involved and the link to the EITI process. If available, supporting documentation should be provided. Stakeholders may also indicate which provision of the civil society protocol they consider the breach(es) to relate to. Responses will be anonymised and be kept confidential.

The Secretariat is seeking views on the following questions related to civil society engagement:

3. Are civil society organisations able to engage in public debate related to the EITI process and express opinions about the EITI process without restraint, coercion or reprisal?
4. Are civil society representatives able to operate freely in relation to the EITI process?
5. Are civil society representatives able to communicate and cooperate with each other regarding the EITI process?
6. Are civil society representatives able to be fully, actively and effectively engaged in the design, implementation, monitoring and evaluation of the EITI process?
7. Are civil society representatives able to speak freely on transparency and natural resource governance issues, and ensure that the EITI contributes to public debate?

For purposes of the protocol, 'civil society representatives' refer to civil society representatives who are substantively involved in the EITI process, including but not limited to members of the

multi-stakeholder group. The 'EITI process' refers to activities related to preparing for EITI sign-up; MSG meetings; CSO constituency side-meetings on EITI, including interactions with MSG representatives; producing EITI Reports; producing materials or conducting analysis on EITI Reports; expressing views related to EITI activities; and expressing views related to natural resource governance.