



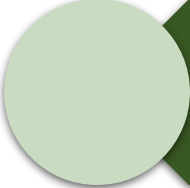
INTRODUCTION ON THE DRAFT OF THE POLICY IMPACT ASSESSMENT SCRUTINY MANUAL

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STRUCTURE OF THE DRAFT MANUAL



Part A: Introduction



Part B: Assessment guide for contents in Policy Impact Assessment Report



Part C: Appraisal questionnaire of Policy Impact Assessment Report



Part D: Appendices



PART A – INTRODUCTION

OBJECTIVES

- 
- Being a tool to assist officials of the MOJ in reviewing and evaluating the quality of the PIA Reports in the appraisal process of the proposal for Legal normative document (LDN) formulation and LND drafts

- 
- Being a useful reference for the State management agencies at all levels responsible for drafting PIA Report in self-assess and quality improvement of the PIA Reports since the beginning of the Report's development

METHODOLOGY



- Reviewing the legal provisions on the requirements for PIA from the beginning phase of PIA Report development until the completion of the PIA Report after consultation (if any)



- Referring a number of guidelines on the development and evaluation of Viet Nam's PIA Report



- Referring a number of international good practices on the appraisal of PIA Reports

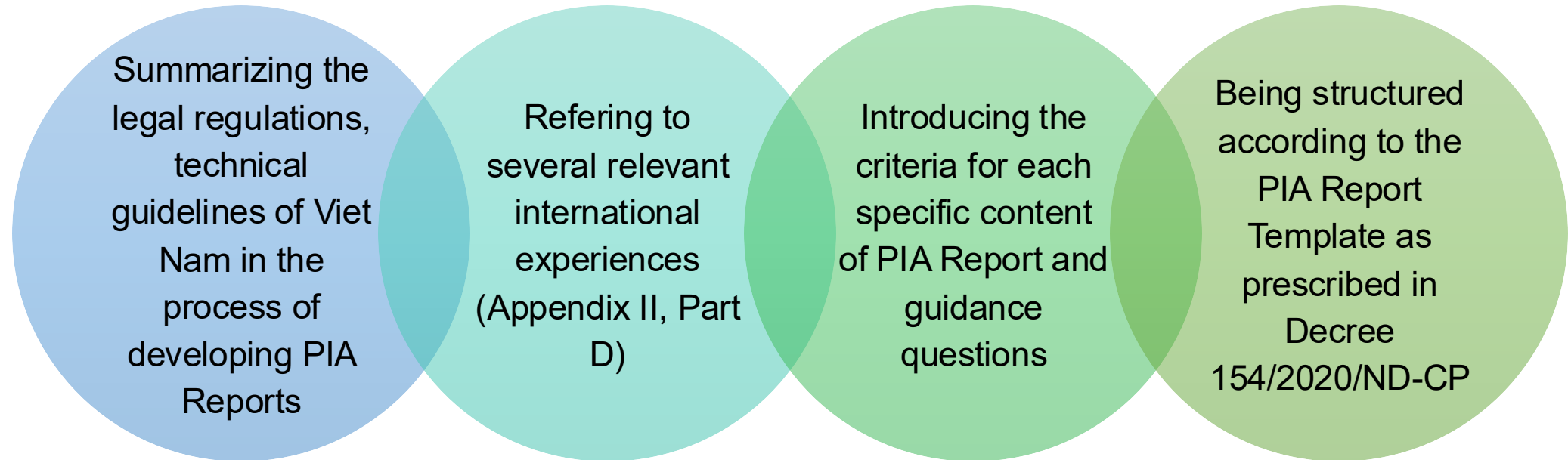


- The evaluation of a PIA report is generalized into 19 specific criteria so that the Report can be evaluated from form, content and implementation method

**PART B – ASSESSMENT
GUIDE FOR CONTENTS IN
POLICY IMPACT
ASSESSMENT REPORT**



METHODOLOGY



STRUCTURE



1. Assessment guide for the section of general issue identification in policy impact assessment report



2. Assessment guide for the section of policy impact assessment in policy impact assessment report



3. Assessment guide for the section of consultation on policy impact report



4. Assessment guide for the section of monitoring and evaluating in policy impact assessment report



5. Assessment guide for other issues in policy impact assessment report

ASSESSMENT CRITERIA

ASSESSMENT CRITERIA		
General issue identification	Criterion 1	The completeness, accuracy and updatability of context of policy developmn
	Criterion 2	The completeness and consistency of objectives of policy development
	Criterion 3	The completeness and accuracy of issue identification
Objectives and Solutions	Criterion 4	The appropriateness of Objectives
	Criterion 5	The appropriateness of identifying solutions
05 aspects of PIA	Criterion 6	The completeness and accuracy of economic impact analysis
	Criterion 7	The completeness and accuracy of social impact analysis
	Criterion 8	The completeness and accuracy of gender impact analysis
	Criterion 9	The necessity, reasonableness, legitimacy, and appropriateness of compliance costs of administrative procedures
	Criterion 10	The consistency, synchronism, and feasibility of the laws

ASSESSMENT CRITERIA (CONT)

ASSESSMENT CRITERIA		
Proposal of selected solutions	Criterion 11	The optimality of the proposed solution
	Criterion 12	The accuracy of determining authority to issue policy
Synthesis of PIA	Criterion 13	The logic, relevance between policies and with the policy development background, objectives in general
Consultation	Criterion 14	The appropriateness of consultation
Monitoring and Evaluating	Criterion 15	The completeness and accuracy of identification of enforcing and supervisory agencies
Other contents	Criterion 16	The appropriateness in the application of the PIA methods
	Criterion 17	The completeness and authenticity of information used in the PIA Report
	Criterion 18	The completeness of tables and charts in the Appendix (if any)
	Criterion 19	The formality compliance of the PIA Report

FOR EXAMPLE: ASSESSMENT GUIDE FOR THE SECTION OF GENERAL ISSUE IDENTIFICATION IN POLICY IMPACT ASSESSMENT REPORT

Criterion 1: The completeness, accuracy and updatability of context of policy development

Does the context section identify the characteristics of the political - economic - social context in the field governed by the developed/drafted LND?

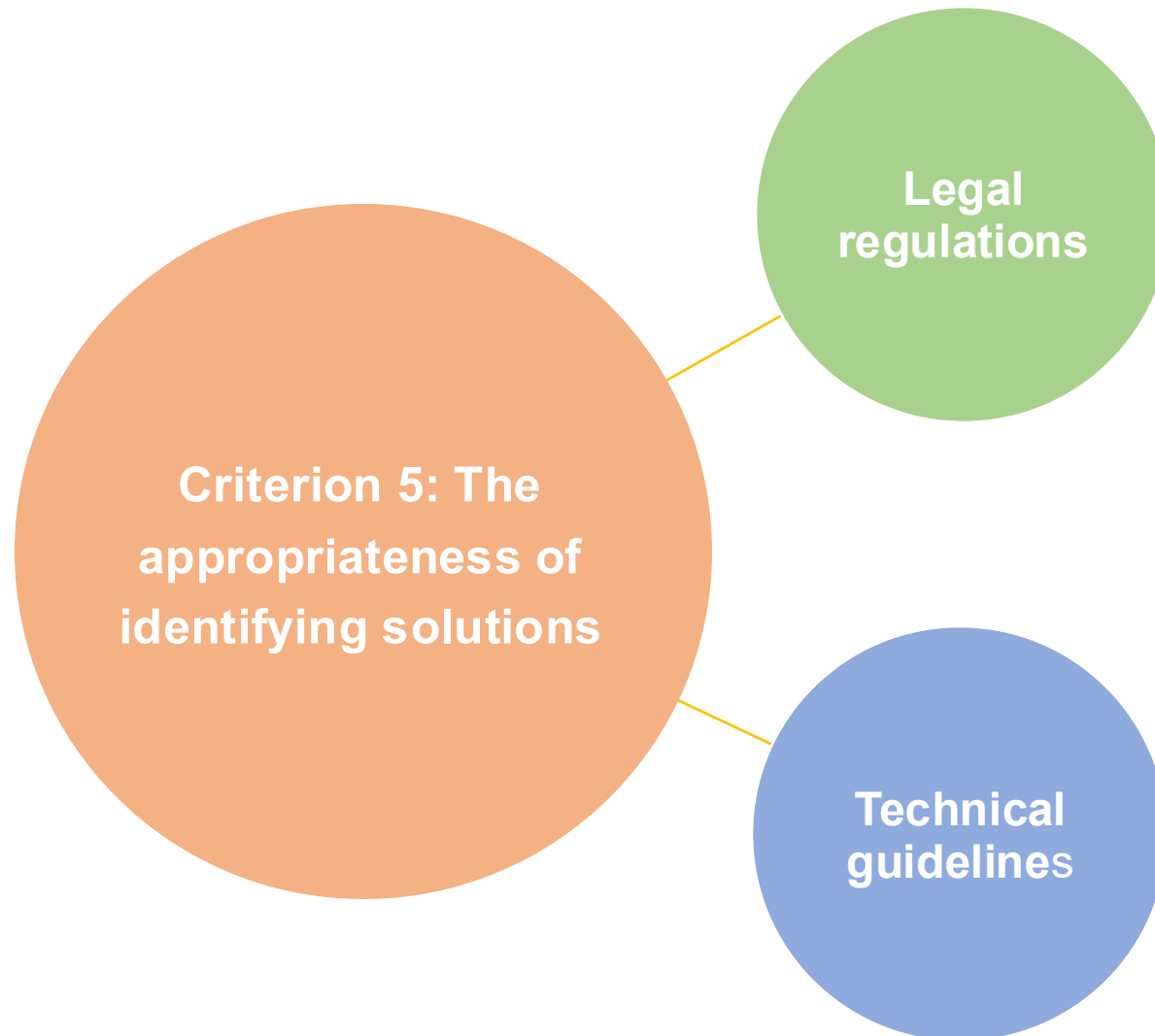
(E.g., does the context identify major policies of the Party and State, economic and social highlights, etc. in the scope of the LND?)

Does the context ensure the accuracy and updatability of the information and opinions given?

(E.g., if there is a statement about the incompatibility between LNDs, is that statement correct?)

Are the information and opinions in the context of the PIA Report compatible with the corresponding contents in other documents of the proposal for LND formulation and LND drafts?

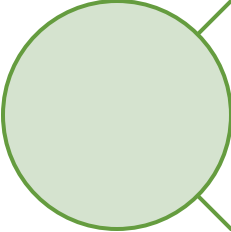
FOR EXAMPLE: ASSESSMENT GUIDE FOR THE SECTION OF PROPOSAL OF SOLUTIONS IN POLICIES



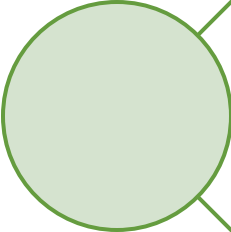
- Clause 3, Article 5, Decree 34/2016/ND-CP: **Identifying orientations and solutions to solve each issue** is a task in formulating the policies.
- PIA Report Template, Decree 154/2020/ND-CP: Among the proposed solutions, it is mandatory **to include the solution to maintain the status quo.**
- The solution must be **appropriate and proportionate** to the issues in terms of scale, scope, subjects of impact, corresponding to the direct and indirect causes of the issue.
- The solution must **achieve the objectives** at a reasonable and feasible cost for the subjects so that it can be implemented and complied with.

FOR EXAMPLE: ASSESSMENT GUIDE FOR THE SECTION OF PROPOSAL OF SOLUTIONS IN POLICIES (CONT)

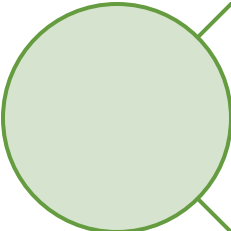
Criterion 5: The appropriateness of identifying solutions



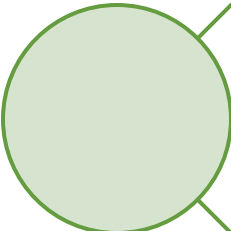
Is there any solution to maintain the status quo in each policy of the PIA Report?



Are the proposed solutions aligned with the identified objectives?



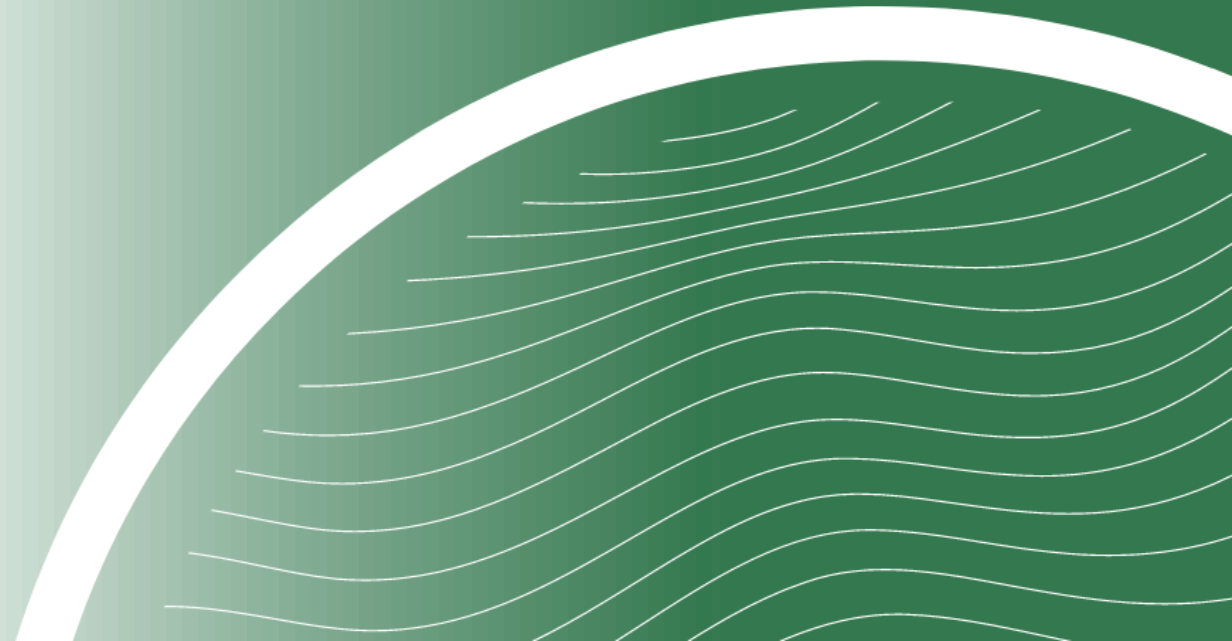
Are the solutions proportionate to the scale, scope, affected subjects, and corresponding to the direct causes?



Is it mandatory to promulgate LND(s) to achieve the objectives? Are there any more appropriate tools for achieving the objectives?



PART C – APPRAISAL QUESTIONNAIRE OF POLICY IMPACT ASSESSMENT REPORT



EXAMPLE OF QUESTIONS IN THE QUESTIONNAIRE

CRITERION 1: THE COMPLETENESS, ACCURACY, AND UPDATABILITY OF CONTEXT OF POLICY DEVELOPMENT

 Is the Context of policy development in the section of General issue identification of PIA Report complete, accurate, and updated?

☐ NO

☐ SOMEWHAT

☐ YES

Notes (brief explanation for the choice of No/Somewhat/Yes):

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Guidance:

- Does the context section identify the characteristics of the political - economic - social context in the scope of the developed/drafted LND? (e.g., does the context identify major policies of the Party and State, economic and social highlights, etc. in the scope of the LND?)
- Does the context ensure the accuracy and updatability of the information and opinions given? (e.g., if there is a statement about the incompatibility between LNDs, is that statement correct?)
- Are the information and opinions in the context of the PIA Report compatible with the corresponding contents in other documents of the proposal for LND formulation and LND drafts?

CRITERION 5: THE APPROPRIATENESS OF IDENTIFYING SOLUTIONS

 Is the section of solutions in the section Impact assessing of the policies is appropriate?

☐ NO

☐ SOMEWHAT

☐ YES

Notes (brief explanation for the choice of No/Somewhat/Yes):

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Guidance:

- Is there any solution to maintain the status quo in each policy of the PIA Report?
- Are the proposed solutions aligned with the identified objectives?
- Are the solutions proportionate to the scale, scope, affected subjects, and corresponding to the direct causes?
- Is it mandatory to promulgate LND(s) to achieve the objectives? Are there any more appropriate tools for achieving the objectives?

EXAMPLE OF QUESTIONS IN THE QUESTIONNAIRE (CONT)

CRITERION 16: THE APPROPRIATENESS IN THE APPLICATION OF THE PIA METHODS



Is the PIA method applied in the PIA Report appropriate?

☐ NO

☐ SOMEWHAT

☐ YES

Notes (brief explanation for the choice of No/Somewhat/Yes):

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Guidance:

- Does the PIA Report apply quantitative method?
 - If the quantitative method is applied, is the quantitative data analyzed clearly and logically?
 - If the quantitative method is NOT applied, is there any explanation? Is the given explanation consistent with the reality (e.g., statistical data limitation)?
- Does the PIA Report apply qualitative method? If so, are the explanations and arguments analyzed clearly and logically?

CRITERION 19: THE FORMALITY COMPLIANCE OF THE PIA REPORT



Does the Report ensure the formality compliance according to the PIA Report Form?

☐ NO

☐ SOMEWHAT

☐ YES

Notes (brief explanation for the choice of No/Somewhat/Yes):

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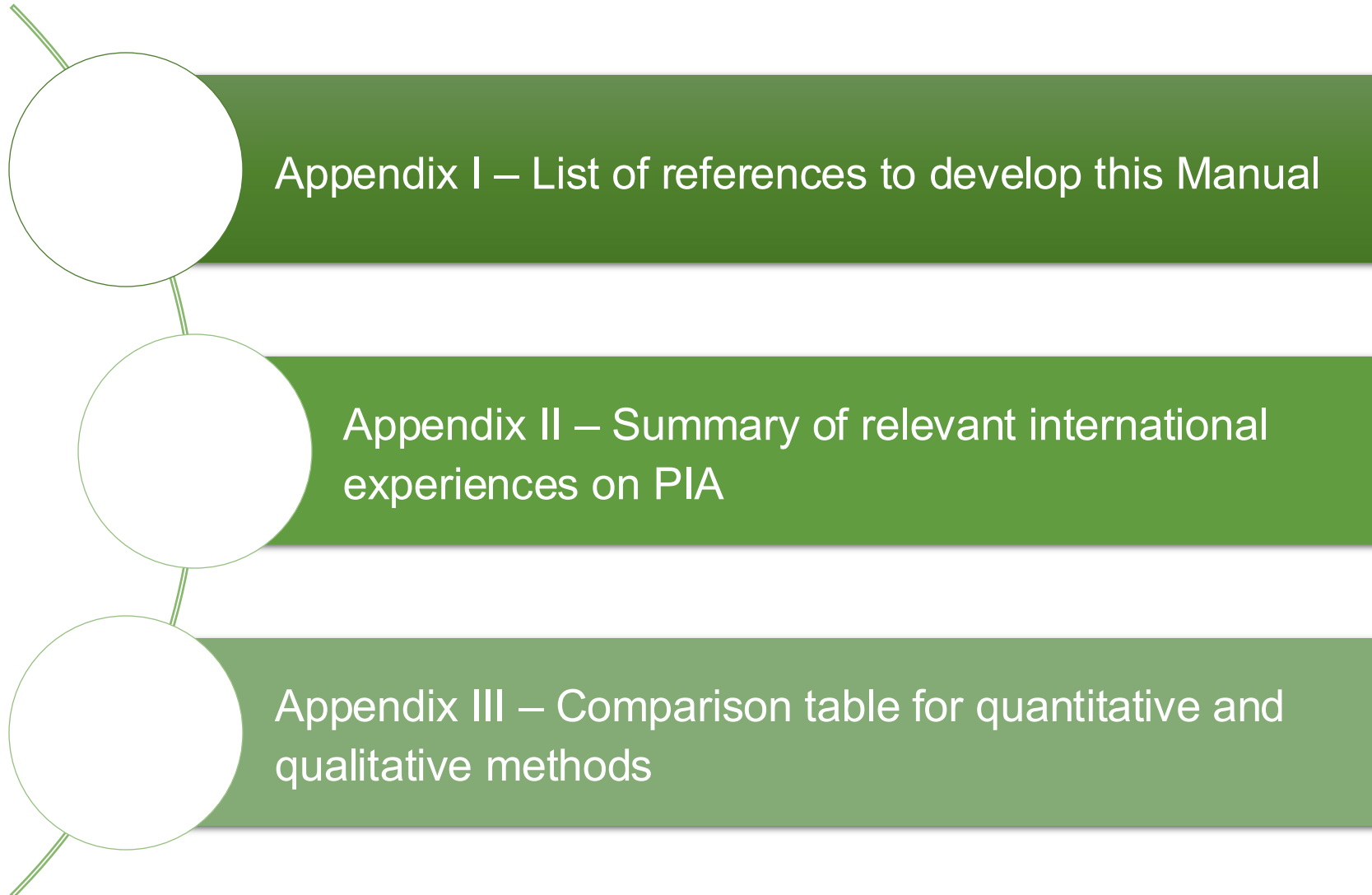
Guidance:

- Does the PIA Report comply with the PIA Report Template under regulation? (e.g., Is there any missing content/part according to PIA Report Template? Has it been signed and stamped by the agency, organization making proposals, or the agency in charge of drafting?)

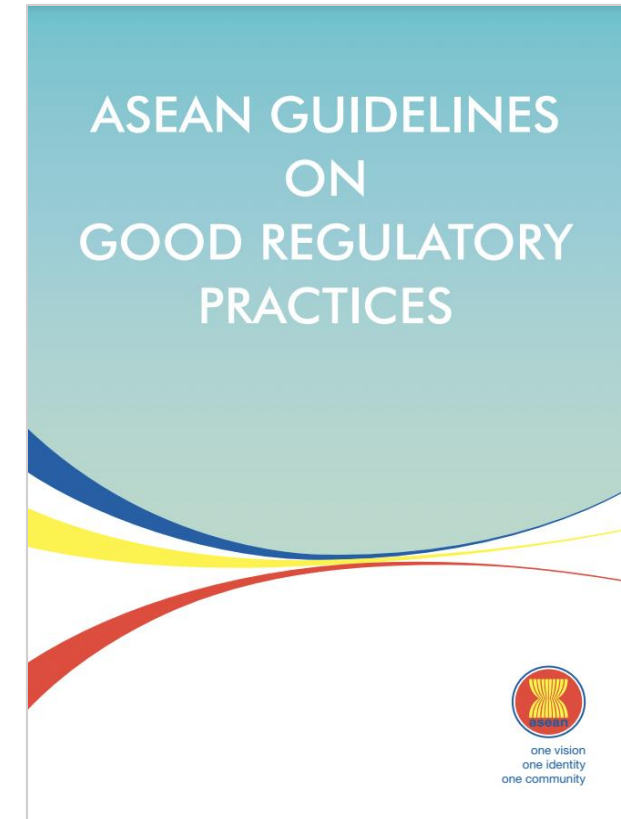
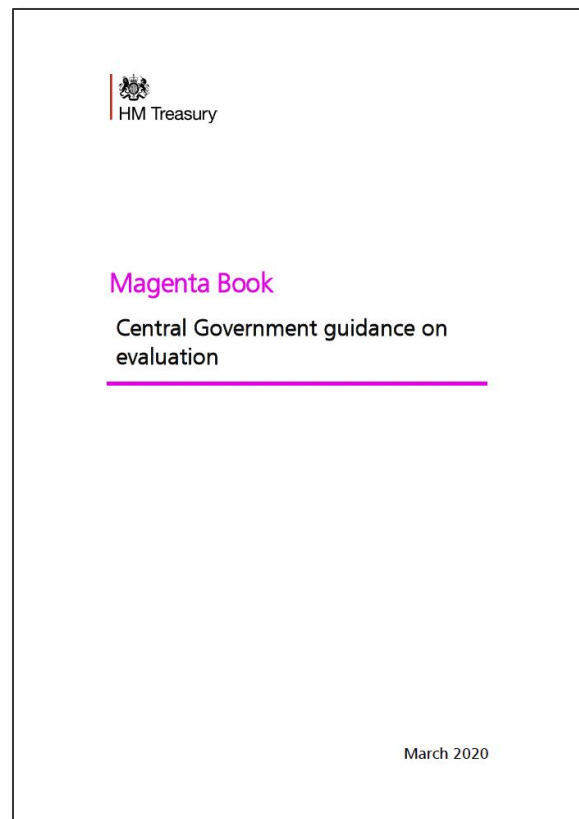
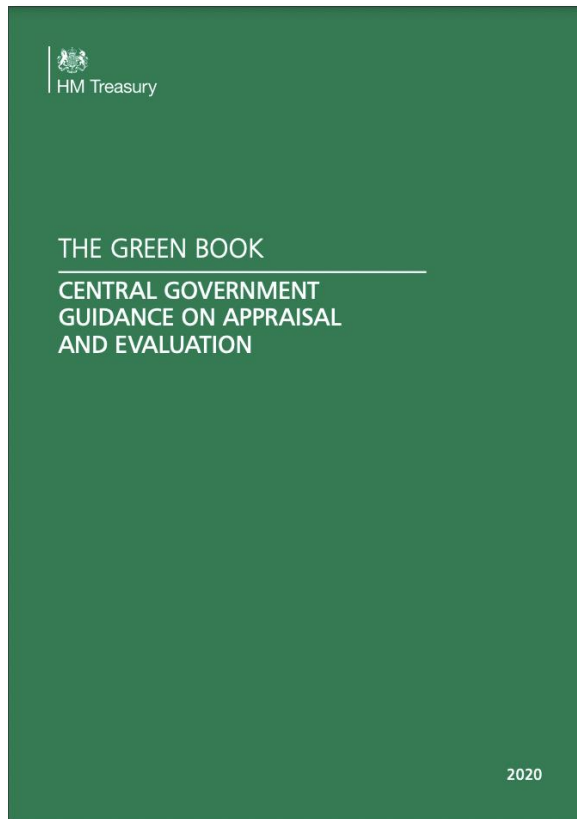


PART D – APPENDICES

STRUCTURE OF PART D – APPENDICES



A NUMBER OF INTERNATIONAL GOOD PRACTICES ON THE APPRAISAL OF PIA REPORTS





Department for
Business, Energy
& Industrial Strategy
Regulatory Delivery



UK Government

THANK YOU!

All comments are welcome
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