Laos Legislative Drafting Programme

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Introduction:

• MoJ project, st. 1991, earlier = MoF/govt/CPC→
  need to MoJ = drafting law/govt → MoJ, st. 1995→ ran proj;
  Spec Conc. → est. Mr. Adamu = chr, UC etc.; bad proj. = consultant eltee; from MoJ, NA, Spec Conc. MoF/CPC = ask for proj.

Next step: UNDP want $200,000 + IBRD:
  $400,000 = cont. 1995 = plan 15 laws; 5 yrs to NA;
  2. select staff/draft = seminars/fac camps→1/trn method;
  3. send staff about updated knowledge = teachers;
  4. collect mats, prtd/parties = text books/draft law impl.

Main law = practice = implemented in proj. just began May 8 start today = beginning.

DeMinister: On behalf of MoJ—training = implement of law
  prep. via MoJ, UNDP, IBRD, disc. meth = 2 day time held in MoJ = prepare to get seminars + understand how
  law will be implemented; present laws to NA; Mats must present bills to MoJ, then go to PRM; seminar knowledge expts. present; land law, govt.
  procurement, weight; 2 prgs. give us much experience
  draft, act. 400 lawyers/parties = present, listen to
  lectures = use knowledge/commonths = draft laws =
  draft from past seminars because don't have enough
drafts. After 1st draft, next op.

See Board

1. Aim to = draft laws/legal remains /
2. Wash = learning process = all prs.
3. Can't learn draft laws = learn theory + tools.
2. Qs:
   1. How why gaps "wh"
   2. Role of 4 th stu-

Dr. Henry: explaining role of 4 people: MoJ + other asp.
   school 4 to teaching 1st draft, try exper/Btn. Back to
   Lao PDR; main people 3-go as far as can/draft, since
   have no exper/lawyers/draft... send 4-71n th with
   So on return. Send knowledge + exper to Lao PDR.
   Sept; haven't mentioned in detail before.

Re model:

Katsura: Qs in Lao PDR vs. Vietnam + soc. chaer, how
does.

Dr. Henry: Model: More so before, now WW, not now, now 1 lot
   of tech, communicate w. 1st W; diff transforming,
   not a model; 3rd w. viao have own pots, fit, wild's
   1st w. chg + attempt to fit new etc. Sit; every
   VIN must first w. local people; law: mk
   = equal rts., no one can force others chns;
   wild like to deal, own stuff, as much as can;
   1st w. like, if inv. more, want to get more
   get, some time; 3rd w. equal have resources;
   want to sell at high price, 1st w. want to
   buy cheaply; to portray 3rd w. diff
   = law = how protect 3rd w. comp/Lao;
   don't expect to make lead results/investors;
   to seek to encourage to come in reply.
   each one wants to agree w. Lao govt?
   do bus. eg: for inv. want to rent
   land + ltd cap/fin. infl. time; if comp cap
   time as long as can, don't want to
   interfere w. inv. + labor; genl. That
   Lao lad (at first, except exp.) imp. du. For
   sci/tech cam in. require for exp. transm.
knowledge to Lao labor, re imp't exp'ts "reasonable"

→ rel'd to a lot of sectors (rel) to bks, farm, etc. Think abt peple who break rules, ng

i agree → how solve probs / disagent / conflict; Lao = org / arbitration = solve probs; how fit w/ int'l sit'j; in concl: when draft law, must consider all prob's, e specially must think abt Lao custom, trad / Lao behav', fit in Lao culture benefits; not only use Lao custom, if want to coop w/ other couns, cos → show we Them, eq. many bits etc

→1 qn from fr' exp'ts, so in this sense →1 qn about draft law's fr' re prof's = useful, practical

Finally: to draft law, must go / Lao style / Lao people draft, use fr' exp'ts to consult

: Min. of Ind. + Handicrafts: Re 3rd w v. 1st w=

many drifs Lao: prob re cheap lab / 3rd w, why 3rd w low prof's? tv 1st w exp'ts, imp't? Nature of rel get 1st 3rd W: Lao pop model: lab = cheap = low tech; facts = robots, in Lao inst'd use lab. But = big gap = why? why some wealthy owners of facts forms = natural since have money; poor cannot - fact or pred owners; when draft law, shr get rich & poor reduce gap. Think abt rts & duties of citizens write new draft also shr benefits from rich to poor, cit'ns to rural area's: expec, as fr' Nintendo before teenagers can liv to city, spate ed / knowledge / store; you better teach others from going to city but have resources to cost stay in rural areas long to dwell towns / give budgets to prov's; in Lao some areas do trve prob's / rural dwell w. for dwarfs or poor farm
Min. of Fin: Discuss 3 bills (begin long time ago)

but haven't found way yet; prob. of model

par 2 & 3 is w. for Lao (before 1975 = like other comm. mns, forms, facts = low quality, low int;

basic facts/ Lao = worst in world; after 20 yrs, Lao P.D.R = indus, ex plug, new signif. -> shall free

mkt comp, open to world, -> prob = die / opening

in lab intensive exps officially don't exist, but in reality, do: university, miner fact. wars = low pols

tan Lao = m. of N. T. poor = new leg/ lab, inv., sometimes lecture, m. conv., inv., get them 1st, get inc. later; law on contract, mediation, etc.; prob here =

rel. get rich & poor; new pers. -> new rels; try to limit gap but rich poor

= sh*t. invs., proposed! = some are other

ch'md; look to limit for. frs.; returns = sh*t; reality = think abt justice & equal

eri. dwell. of basic costs to try to reduce
city- rural gap; how m/2 people happy

contract work, protect Lao customs, etc.

don't know if everyone here agrees, can't

must protect cult. + dwell. ary. -> happiness

of fam. etc. impr. live w/ in Lao trad

2 proposals: 1. 3 balls = def. = central course

Lao [Lao], H'minh, + "int'l. custom"

2. how fit facts/Lao; agree can't copy

Law, but how do this?

[Handwritten note: Bob mentions "procurement law." Must explain what 'procurement' law is]
Dr. Hov - re model of state - agree can't copy laws
but to learn how foreign laws work, need to
study foreign circumstances, eg Tapani, 40 yrs ago wasn't
great, China as now, but had few laws & exper -> great
China's capital tech, Sci many yrs to b'n sci, so can
'ln how from scientists, but can't copy laws' can get
exper

th principles of law - eg equality, independence
justice - central principles, many think law = force, but =
food you can't to protect people - everyone has equal
rights in face of law - need to see models, add 1
more (1) When draft law, must think abt what
citizens need like, since = their behaviour, if we
have law role occupants must implement
law -> interpreted courts - not everyone understands
law, sentences of laws = penal language,
interpret to ensure everyone understands in some
way; comp vs others "civ'l forms = Gazette =
read, people know meanings; so can PDR people
can't read, so you publish law all provinces; law ->
library = not useful, in law = many articles, only use some
must think abt how implement = how write, useful =
implement = key (2) After draft law & don't inform people
= do use, people say 'don't know', not guilty
must publish law, (3) How implement & monitor laws, if
like 0804, if don't ignore it, must have funds ->
publish & monitor, otherwise think if put in library =
impotent, discuss Gazette, public = thing.
Since 1986, Lao Govt \( \rightarrow \) WRM = price of land \( \rightarrow \) before = not!!!

owned, now some use land, can transfer \( \rightarrow \) need
past law \( \rightarrow \) present law \( \rightarrow \) less
no registration

refugees, land \( \rightarrow \) st; only some pieces of land \( \rightarrow \) rigid,
most \( \rightarrow \) no documents; 1986 \( \rightarrow \) land \( \rightarrow \) used commercially,
transfer \( = \) not / law, contract law = written form, but not followed; whoever desires land takes
who owns, pay tax / use; aim = not only tax, also how
many land; land registration \( = \) maps, need survey
only in cities, none in rural areas; till now, don't know
provision, more clear, no detail except down town; land law
and (cover all city); leg doesn't cover all prop \( \rightarrow \)
acquired transfer, despite decree #99: ownership of land
by st; st gives exclusive rts to differ persons, divide
rt \( \rightarrow \) who can lend to others or rent, pay tax

clear termination; ownership of rt, eg, bidding ag
- concerning Min. resp. for differ kinds of land (eg
ind, org); 11th issue: land title = ensure
owners can use; biz credit = secondary; custom, since
in custom, some mountain area customary land area,
can't tax; propose new bill cover all land, but position
not to tax land area \( \rightarrow \) give land title to any
owner \( \rightarrow \) need staff, Gov't assist, need time; need
data, who uses, also = land concessions, give rb
to factories, electricity, etc \( \rightarrow \) don't know
how much land \(?\); main prob \( \rightarrow \) resolve dispute
In decree #99, didn't define \( \rightarrow \) 10 yrs / 30 yrs
of title, most = once / city is market in land;

Expert fitting project = DC (Australia), wish to
have legal draft \( \rightarrow \) Lao = how to draft \( \rightarrow \) how to do...
it's pubs w. rep = info not known by Lao = useful
Ideas.

Posting of govt. = legal principles, taken from other cities.
Don't have people to draft law here = invited lecturers Boston, but draft US way. Thus, we must study and change it. Purpose of team = law, but first degree, since don't know it. #99

Degree #99 not adeq implemented, only pt carried out. Not clear details; degree should implement law, but not clear, people don't recog, however how to inter = tough ways.

If you want to implement degree = affect many tasks/inheritance, law, law etc...

Have already taken many steps. One of has gone to city, county, tells people law, collect data, but not satisfied. Have collected land mapping, office in Vientiane, gather data/gov, bad polls. PM = head of office on land reform + mapping of land. Min of Forestry = deputy w. ministers/other mins. - Office exists 1 yr. While 2 villages in prefecture = 1 district; divide land into 8 categories. Title = clear + certify.
Rep. from U.P.S: Monday

Report/cont. on C.O.: 2 Qs: ① How to fix W./in Fig. 1:
- Can't explore prob until time: aim to encourage dom
- inv. not imp't so much from Dcs: tech. & sci. trans
- not lax items re: law & etc. ② Preannel retention is
- comp. by best qn: 3 systems: 2 fit w/in nat'l. stnds: law → followed strictly → heavy punishment & violate law: can make sanctions & due process: not in
- this law. Want to ask for consultation if have:
- process: how deal w/ it; ⑥ 1st draft: law govt./NEM, then jnt'l. stnds. ⑦ What express, since 1952: more
- info. jnt'l. stnds. ⑧ How draft: by US consult → chgd
- last draft didn't pass: referred to MoF; now don't
- know what's happened.

Mtg. w/ 4:

People from book: no one from f'gadet-
- Need more time for everyone to talk-
- Mingna: Ask people in qps 1/1 what see problem: co-so
- can get diff perspectives.
- Some parts of presentation = not understood: may be
- chd.

Re translation: Everyone says: ① (2)

Feedback: Ask them if they understand this kind of
- seminar may not reach aim; we'll be able to teach in
- Lao.

Suggestion: May people/diff sects: think abt main people
- how they progress: must argue & discuss:
- Some people don't mind: discuss purpose of models.
Tuesday, June 28

Discussion of reports:

1. On government procurement:
   - In criminal law, already provisions vs. corruption:
     - not necessary = adequate punishment/criminal law.
     - need to find admin. ways in new law: pronouncement
   - Bob: Agree, guilty -> punished under crim law; gvt. good
     GP law = prevent corruption - eg U.S./schools.
     - Add 1st, 2nd W: corruption/all classes =

2. On check law: problem: how use land = one can, customary law = feathery transfers to son, before 1975 to now = not
   - env. documentation (land use), only in cities, not
   - elsewhere; after NRM -> think land = serious prob. need
     to use law to deter whose rts, now use, esp. rich
     waste money, speculative, know if buy land = profit
     later; govt. had only decree #99 to confirm land
     + decree #50 to tax on land; how get money from
     land, but emp. - how we profit from land, #50
     people must declare land voluntarily, but info
     can't collect where city, we confirm, sqmt #99, not
     enforced (good process); this speculative, buy land
     illegally = dispute; some lao people migrate, now
     want to return, reacquire property; people move to
     cities want land back in city, if existing decree
     = too limited.

   - comment: land use = price of what is bit or gone
     on land = 3 prob. @ provide land conscription, inheritance,

   - what rights: commercial purposes, also for farming
     - Add 2nd prob. need law: 1 gvt. goes to farming/law;
     2. rt to use land, before 1995 = rt to use it, but now
     govt. says land belongs to st; recovered use = what
     = rt, to use it? what kinds of rt, rts, thus: rt to
     use land; def's/st's: rts: buy it, by "nature"
M.F. Dept of Land & Property - gave to citizens. But need central cust/city, not sep.

Sec 1: own or own st. owns land/const. to understand why, must understand Sec 1: w. rules. UK common law = oral.

By right of owner, stay above, if not, deed. If deed, belongs to land owner. By removing st. owns land, limit 'ownership' to that permitted, i.e. if deed, mined st. owns limited mineral rts to st.; in fact, st. gives rt. he use land sold, give to kids, etc., except re undeclared "ownership". Word = 'bundle of rts + poss/land' (but differs/const). Place: in some const, if "own", it cannot sell to non-citizens; zoning limits use, = defined/low/each region, use.

M.F.: Ask Q's in land, undistd st. owns land/const.

"only rt. = to buy, sell, use/transfer st. can do 2 land back: possible use" to give rt. decide if inherited before; who has prior use; otherwise, if illegally can't just take it away; people have no rt. to sell, don't do so. Don't have title, people misuse and no Nat'l. order, want land. Otherwise = for cit's, want land back = sell it, go back to cit. etc.

Q: Check law: have no expect this prop = new to US.

G.M. asked him to read: How prob & NEM/development. Why need law? In future, foreigners use, plus dom. investors, open market. Need security - need law to protect it. 1999 aims to buy & sell; if have law, for inv. can have sec/transfer of money (instead of cash). Encourage local business to inv. to encourage individ to put money in banks.
Mnr. Law: drafted by far experts - but not
accepted / Lao govt.: Q = Who -
cards for crafts / keep / have opened door / may
law: had resolve prob. / Lao cards.

Afternoon: Check Law

Sovanm: main law

Who

Businessmen: Use cash - don't trust banks

Traders: had bankruptcy.

Governor "performs"

Didn't have law; now need one / NEM;

flow from for. chies / people use checks in Lao -
no law: so robust system to control money / use -

We law, people don't elaborate / finds for inv

2. law. bump / farmers / don't know how to use

put in role of int., you can't control

money / NEM; 2) Sch. cont.: - If someone has

money / can check everything. 4) law. address

main people to implement law / state may

invite for inv. Lao inv., other int'l. rich people, indus,

farmers, etc. use checks.

Thanavi: law must address area law law / solve / cost

behavior of people / use, check st., cont. then

rep. of st. - Cent. Bk. for inv. Lao inv., other

int'l. NGOs, pr. indus. have rt. to use check.

Proarma: diff. check law; check = new / lao / w/o research

logic - don't use checks; Lao customs / save

money in far / NEM - cent. Bk. thereafter
lack = in big cities, workers in dist., people can't use deposits, checks: w/o gd. exp/shifts, law = misunderstand, need to expl. when
2. Remks: local + foreign bls (Thai), can't get money from Cent. Blk = difficult, can't shift from one blk to another.

Khunlaewing (Cent Blk) 10 yrs ago = diff syst: st = bank; now: AEM = sm. loan units, co-op, do bus. using
home budget., people don't understand (e.g., Cent Blk has money, but no way now to transfer to other bls, who'd like to
make profits from customers - only up in big communities; Lao Treanmy, a co-op serv.,
good tax. For. inc. doesn't have much
money - need have licence, must put money
in bls; Basic Lao AEM - not incr. economy =
low inc. rate of 6% w/in it: can lend, get int., rec.
deposits; want big inv. rich = ones went to
get to inv. first: in Lao, prod. isn't people
don't invest, but not steady ubead. e.g.,
dollar/kip. tamped from 175 to 190/8;
pople don't trust dollars, buy to sell profit, make more, need to know when exchange
gets

(Cont): goal of ends - mean (bankers) don't
knows uncle. of checks;

Khunlaewing: Big che = in exchg. rts = due to inequality
for expl. temp., pd. for inv. 2 want to control
to get reinv. of for. deposits/profits, 2 want to
attract for. inv. - need to be able to use
checks for in warrants lot in province.
Toni

1. Write outline + handout copies for groups next week
2. Assign critics for tomorrow - land - unique
   *GP* land - unique

Reports back - Tuesday P.M.

1. Land law: Difficulty = unclear ownership: St owners + its use
   
   + People don't agree + pts: definition resp. use +
   
   + Land use: farmer, factory, worship, minerals, contacts bet.
     users (eq factories pollute; people complain)
   
   + Institutions: decree 
     *99 = no title of land/worth level - who gave it? local printf dist? decree *186 for trees - investor
     now plt + does own - no land for others to use

2. If it needs land/pub purpose, how get it (provide comp or other land?)
   
   + Emigrants - won't land back, then sell + leave; Lao Govt. contracts + int' orgs
     + not reserved rels; run away; others won't land back
   
   + New govt, foreigner went to land again under old concession - eq US preys, rented land, now want
     it back before will rent land to Lao Embassy in US

3. Land/airfields - noise & congestion - can + lay for many purposes, ind. "production," religious,
   re factories: (1) people came after factory, Min of ind + mandates assigns fact land - build; different land
   law/diff purposes = one suit for all purposes - must +plot + use land
   for it purpose

Ketsana: Can't address all probs - but otherwise behaves

Price them (to F's meth)

Bes: Can't address ROS - must specify; eg taking
roads applies to all landowners

Min of Ind: After st. land use, if ag = many probs, so
misuse -> sold, or taken away

Must say who took land

Probs not farmars who sell, but also st's

Probs will sign

Wish we might: eqs: reunification, no law/purpose, but
for inv comes, contracts + use, disc'd = underp used
Wednesday

Reports: 1. Poles Occupants-

Reports:

1. Poles Occupants:

- Poor Occupants:
  - (ask for info on lives)
  - State-owned (not just 1 team, notes in procurement)
  - Provincial & local areas
  - State budget
  - State enterprises

2. Most people use govt. (gives good price)

Problems:

- 0. Move from Mind - not yet
- Didn't consider law - had mins. supply gals/needs - now -
- Many bus. orgs can provide gals (by comp. - low)

Facts:

- Don't have any people in team in field -
- Didn't mention all poles - see only part of prob.
- When no, reps from council mins - where - st.
- Money - corruption? Why occurs: sale too low =

Expenses:

- Taxes from group (of memb.) - st. money - used effic - seen you't
- Officials - rich, don't know how "扶持" - don't have envt
- Role: can't take, no law to prevent? maybe mkt syst - ops =

Many suppliers - bends:

Mas Indus. And RO's - suppliers & buyers = take adv. of op. -

St. govt. - supplies (but supply buyers) st. following laws: cant avail art.
Shr follow laws; exemptions: spec. pol/govt areas; c.i.f. basis (Lao get tax) 
- They = close/open, long road, hard to control; c.i.f. = invoice; local auths shd conform but don't!

Pricing:
- MOF: Have no law to ctn.; have own rules; good just down on own exp.; lead court procedure; 
- MOF: Can't expose

Procurement:
- Re exp.: 14 staff/cepts don't know how to draft requests; don't know available types/prices; can be fudged; need to know final sale price; if can sell at high price, can make more
- Lao says: Not concerned w. proc. - since we shd know
- Savanna: Re exp./mils; need facts/imps -> illegal enrichment; how for inc./buy at low price, get go - need direct
- Budget: (?) internal probs of corruption -> how some; some=inh/legally, but no evidence re having each min. has person rep/buyer = comp. => how choose. MoI rep't ty for info.

Comment/Point: Shd/not wt. 3 others - have used all 3 methods

Camp on NI:
Difficulty: 1. RO: 2. 1. Bankers - 2 kinds: 2. People who deposit, use chekcs -> for invs, local invs (rich farmers, bus man), foreign (living in Lao); 2. What behaviors/FACTS in past: 4. People: some don't put money in bles; 5. Lao = L06, many people too poor to put in bles; 6. People don't industrial bles, check system confuse bles, treasury; 2. Bles provide loc., int'l service; 6. People fear bles = check system bad; 6. If don't put money in bles = no money/earned for invs. Govt doesn't get inc from bles, so few, people don't use bles;

Promote:
- New paper of global supply: 
- 1. Specific gaps: 
- 2. General facts: 
- 3. Staff: 14 staff/cepts don't know how to draft requests; don't know available types/prices; can be fudged; need to know final sale price; if can sell at high price, can make more
Comments:

Bob: What law goes on existing use of checks? What law will of use of checks?

Cut off: Check will be illegal. Only foreign, not used. Even C.C. A & B do bus together, old use checks to transfer money. If deposit then can't go via C.C. Criminal law of people cash checks. Win the case (local, or for). If pass checks, shut down regulations.

Comments by land grab

- Support diff: didn't understand 1st diff. Prob. of renting land, can only in local help, only form currency. Checks for inv. put money in bks. Require laws.

License - can't bake. If C. wants to live in area, must put money in bks. Use area. Who deposits, can't use checks. Comment:

- Treasury: Large RO. - Treasury issue checks. Require support from local officials to put funds into bks. - Issue checks.

Bob: = general prob. Mines don't like to put funds into councils. (Treasury; PC6 firm, not all you're requiring)


All you're funds/Treas. = similar to local system, use checks. Issue own checks via bks. Emts can only deal w. ents that encode checks. Suggest people/ag of st, put money in Nat Treasu, instead of bks - money. Laos rich, put money into gold, diamonds, labor schemes. Some steals.

Bob: Specific to prob of getting people to put money in deposits (= money/money): if check, like watch, stolen, and sold to someone else = aim of check law = to make check like money: is this a prob in Lao?

M of Ind: Add: Why people don't dip in bks.
Comments: Is implement as a rule occupant?

Sure/Check law:
those DO = those w. money who don't put it in banks.

Rule: Bk syst w. Cnt, Bk + Bus/cam, 1 Bk + Nat'l Bks. - Bk law give cent. Bk = Which ents req's/author bks. - Decree #83 re foreign currency; decree #03 re contr. Bks.
Decree # addressed/encourage loans for representation - towards 3 degrees = for purpose = Sound; law require pay in kip, no enforcement.
- & lend money, don't put it in banks = problem.

Communication: promulgated/published on radio, TV, invited busmen to solve problems.

Interest: Compare it of exch, can get cash in any currency, pays in $, bank, Do our own nec. must pay in kip, do not get a high and interest rate (higher than Thai rates) from loan bank; pay int/hr, yr; in free must get more many from higher int rates; if use checks, can't transfer money easily; kip isn't worth anything; compare public exch to "free mkt"; only big busmen come to bank, use checks; smll busmen, eq mket sller, cannot use checks because others won't accept checks; if use blk check, smll items, buy big things, pay by check;
Another $50 = people won't accept checks - small business

Rule: Decks = bet by MoF regs.

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C - Not communicated

In Fear loss if check isn't go

- Don't understand checks

If check = bad, go to [court]

If Co A doesn't have money in bank, B can take them to C:

, Ct = RO

Rule: Criminal law: 2 mos > prosecutor/police
must investigate; then police report to prosec
in 10 days; then -> report to etc. -> wire
decide; after that Ct exams. If Co hasn't
money, etc.; sentence him/jail; if.

He must pay; after exam, re-exam his
record; has go $, his property; take it to pay

Ct lacks of, capacity to carry out procedure = long. unwind
Disc. law & people/implm. insrs = first beginning/eff

law/prnc = N/E. before = no prob; plng = max.;
Haven't commiss. yet, can't decide yet, only get
agent.

Kamthig: Most bikes, etc. systems, have replaced
ed tech.; do quickly.; people believe in
using checks.
Comm. gives people who mag/matic to US, send
away to Canada, in check, people put money
in banks.

Wednesday Reports Back:
Land group: @ divide into ag, ind, const, communication, tourism
@ Expl. govt auth/land users/each category; disc. ways
@ Expl. each sector: yesterday divided/ag for all purposes;
might mix uses/use, e.g., ag & for., or ind. In past few
years, different each kind of land—agricultural, e.g., many used at
same time here only 1 kind of land—ag & others. Consider other
kinds. (ind. etc.) if any colleague has Q, please ans.

MoE: Accdo to expl., doesn't fit Rocci PI. He only disc. sols.

1st dealt w/ op, etc.; now to communicate, etc. etc.
It didn't follow structure, shd. disc. sols. later.

Process: not using agm. process specific land users;
have no real to tell people what to do. I'd be free to do

Mag. Thank you for sry./ROCCII PI-
1. Report/check group:
   - Why person w/ & won't put in location
   - Rule: degrees/court + magmt. & turnover + mgmt. +
     Benefit = Lao Bus people / For bus people
   - Don't know abt checks - think will lose int., hard to
     take out / For bus people don't know Lao bkg syst; don't
     know ct. procedure, fear loss of int., not one
     ct. syst. Lao - not easy disseminating to rules, reqs -
     doesn't encourage deposits; no ad service
   - Changes: if "case happens" (long time to resolve disputes
     = lose int. 4 yrs. Can't channel to resolve disputes
     legally) (Can't alter rule): Also = law on at (Rule: Bus = m)
     reqs = but cannot implement properly
   - Governor: Rules/dec = not enuf.; people don't trust Bks;
     Minima: No rules/data
   - Mst: In reqs, law, provide amt. of int. Why not put
     money in Bks.
   - Business ha:

2. Government ha:
   - Rule -> posit, req. impact; cng rules too
     often

3. Mkt + Info:
   - 3-4 bks; no int. on very exact; don't know how
     to do / don't put in bk. Lao people like cash = easier; Bk service = m
     in others; can use only currency ($/bank) for known bks; but
     Lao give Tham up to use often overcharge / don't use
     Lao bks. In other cases, bks must use own curr.
   - Capacity: Business have cap to put $ in bks; some have it;
When want to get it out = difficult = lengthy process; rest decide

can't enforce sentence - default has no money to repay
communication; don't have 2 communicate outside (e.g.,

less people know rules; farmers have $, but may not put
in bank since don't know rule, what int. might get; e.g.,

w/ my fam, look to get more w/ know/ int.; paper/check
not = money... keep at home; don't trust bank...

in reality, it's additive to exploit, but reality =

head to withdraw.

Interest: If rule -> implemented, = positive int./adv.: (1) WE can

provide loans/nur, encourage people deposit, grow 2 use

money/deposits, carry money; (2) People deposit

= safe; get int. can use check insted 2 (carrying money).
banks = valu. currency changes; Lao = easier 2 use cash.

Process: RO/RM flow: Many for. int. may = "bad service," want want

2 transfer money to Lao; RMB = difficult 2 transfer int. 2

with. check 2 difficult (even w/ in Laos); to encourage customs,

banks don't provide service, service also = facilitas 2, b/c 2 bank;

system = doesn't work = a lot

Ideology: (1) fear loss of int. = int'l money, fear loss of all;

comparative credit = fear bankruptcy; (2) don't know

diff. between corps 2. banks

(3) praise: int'l money easier to use cash.

Corrupt on Gov't Procurement

Use th. to exploit; public officials who engage in procurement

Rule = no specific law - have corr. law/social moral.

all procurement parts, don't listen to others, then other min.

wants, e.g., Force on procurement officials. (1) More pay (2)

Cap: Trad behavior/cur. no inspection agents.

Treatm. = Govt. assigns PO power - need more info. his "capacity,

forms known laws... (3)

Imp: no int. in laws... local officials, may not know 2 do buy.

Doesn't take money 2 buys can/ instructions.
Process: Secret, don't know procedures, dep's offs, no provi.

Abdul: Wants to enrich.

Sorana: Sometimes actions not illegal, just a 'gift'.

Rule: No rule - but animals law.

Capita: Meeting must present proof - can take adv. of it.

Group on check:

Central Bank: imp. ag: has passed Bely law but not enforced; Recs age 3 yrs, prohibits people from using for car - she use bil. checks - i.e., can't arrest up to police/guards - 8c std do job properly, but can't arrest - No provision for police to arrest.

eq. If someone passes traffic light > arrested; tent no imp. ag.

If ask why boss don't put cars up-country, surp = profit max. E.g. forms/cities - don't eat in chy when chy reside.

Proc. will offer boss there.

Take checks/bad checks as implementation agency.

Investigation.

Reports: Government Procurement

Rate occupant: one of govt official/wat'11 budget


'wat'11 budget

Must define rule / M:E: issue draft - send to M:E. Must go to several mins. - too orgs.

Virtu suppliers - re draft - PM - open seminar.
on budget - PM's office → NA to all members, discuss in personatics; on return → NA discuss, vote
pros - promote - implement: std = clean, pros - punishment procurement - easy to implement; No regulation for supervision; don't use budget proper view; no law - use budget for 3rd party purposes; = inspection in onof

No system of control how much = spent

Final meeting of Teaching Team:
Re land gap - don't focus; need to disc who & what behavior -

SATURDAY

1. Texters / Anand (Bhavs)
2. Run off & give copies of draft checks law to all drafting team members to read & critique: to what extent does draft deal with causes of problem problematic behavior of ROS?

Teaching Team:

Str. M. problems - eg. Land law: = prob = 2 heads: (1) going, taking land = no law (in Eng = Eminent Domain) = many prob's re avoiding corrupt pub officials taking land, giving to others put party back in area = pollution = issue of land use planning & zoning; (2) extent of ownership = land law (property law) = incl. most prob's re title (FP2RD est $11m; loan - require titling 25yrs)

Tomorrow: re check law: many people didn't understand explanation / ROC 151 (because when you expl.
many people undistinguish) No sit, don't understand question of ROC 151; when talk abt for dry expe, they
think = shift than Late;

Most parties think abt reality/solved not method; eg gay recut = so upset, didn’t admit didn’t have skill to deal w/ case; eg mcrim procedure, even if check = easy, have so many case can’t deal w/ check cases first; talking re police – judge and can’t change law, said; didn’t understand weren’t continuing them, but trying to provide tools to improve law.

Phanuma: Shd employ method get away from detailed facts; may be translator’s shd say, now step by step w/ facts, deal w/ method.

Sounavu: Want to repeat abt facts; need more eg’s to explain use of Recipro – eg repeat speed frig case doesn’t help.

Phanuma: When you have eg’s = facts, they focus on facts, not method; bring up more & more facts.

Bo: Teaching = abstractions, but need eg’s, constantly, emp abstractions; ie haven’t taught abstractions emp;

Ketsane: Check to see what = prob 6 why people don’t understand; think = 1st teaching of math, how can they’ve come: 4 u = their present level.

Phanuma: Tell them at beginning, show them; then they’ll understand better.

Ketsane: Meth requires many things, people = confused, what need is draft of math but how? Also research report must ask

Rb what = prob, only draw on own expu => “cards” = not it way.
Bob: What do you do when boss wants
law on desk Monday = 2 steps: 1) Form hypoth-
ed guesses - e.g. when people think
for fact, assume int. = obvio. and, not concern
w. ag = hypothesis based on knowledge of many
experts, and you can make 'guesses' / exper in law;
2) Go out to get fact.

Mia: 'Guess = Stoq., right?

Yvonne: But into proj = st. turns / other things to
see how laws implemented; maybe shd
just set up seminars / local people in 3
pros, note them, re much money in
proj. to pay people to go across re
cheke, law, people in small areas = not
well-informed, and out what they think;
so shit tiny org people = impr. their
appr.

Bob: Suggests 'focus gap'

Yvonne: Get their opinion + project in field;
fail list...consid ar.

Bob: In teaching abstractions: as teacher, teach at
low level, get detail, then higher level =
'spiral staircase.' What bear is suggest
recapitulate what we're done so people hear
it in 'newears'

YP: 1st place st. leg, meth; soul arises = assist
to understand well;

Yvonne: Info / week = info / yr in LW; "big swimming
pool" = prob. of 'drowning = cultural, language
gap =

Kerry: Before this proc., many for. constru. come to
draft laws - 2-3 asles - talk w. many people,
based don't know what get; people in
sem. rm have some knowl., don't have all
Keren: Next yr,chg prog. so st. w. local people 1st then ask for cust to come + discuss results. Proj. = 5 laws/yr.

Yvonne: The Proj. Doc. says 15 laws/yr. says doesn't mean must do this, in Lao may be fewer; only take on laws you think = foremost + important.

1. Meth ting/mo. - now can use w. others' whole yr; only fixed item = added times foresee may come rest = flexibility.

Keren: Our gvt. wants 30 laws, think may pass 15.

Bo: One year tours don't need conf to 1st law; next law, teach th. with to draft teams.

Bo: Proj. pr- & wrkshp = identifying difficulty = told at bgy, what 'sal' (law) should be; if old get names of bills (3-5) for Jan.

: Sprg at top div. of law div., will try to identify 3 -

Bo: Suggest to consid LBPD laws = attached to kids'

Yvonne: Budget law = sensitive - do w. little

for custnt - don't want feels interms, Fray/high officials might incl. people from party & MEF to discuss method - so those who make decisions know what's happening

Keren: Must disc w. higher ups -

Yvonne: Must talk coming - shd meet w. us

Keren: Meet w. teaching + higher officials

Sorvana: How can I obsr Inf know abt laws Lao heads? (How can insist on what it is?)
Yvonne: IBRD wks in LDCs/ldd, all have simm. probs: draw on that exp to solve yrs/decays; it will inv; to ensure suc. + repaym. require legal frm Wk; = simplification, exp laws frm mgmt; if discr. prevent; use IBRD $ spf = monitor, can ask. Then Bdd: eg IBRD calls for neg. inst. law because nedd everywhere; reduction it was elsewhere, well, dual juridical syst./ enforc. turns out not good in Lao, if law = more than symbol, must have a dq, ct. syst. Strugg: After write res, neg. based on lgo facts, exp. prob, causes + how law addresses, discuss.

Bdd: In real wld, doesn't wrk that way, defn. get proposed bills for all kinds of reasons; nevertheless, no matter how urgent, for bill comes, can use method to write law; eg check law = int. not nec. must imp., but let's write best poss. law.

Yvonne: VN agency st. w. city; IBRD may loan = diff appr. its. own priorities -> repay. Not neg. abt IBRD, but abt how quickly, want things done, getting funds; use sol. provide opportunities; if more to fact -> need to be sure use funds carefully, so can benef. + repay.

Kersack: $17 m./M.F. invited Mo.J to use $; done get job begin helping, don't get good math, but have done gd things, rest workng trains, need to st. facts Lao, can't get all facts, but why can't Tax law, if mems. asked th. lects. in rural areas -> so will way to get further info. N.A. mem. can talk Soewarna: In Lao, = diff sit, lot of proofs/publishing info -> people can't read;
People can't read, but we have been able to get info from them via NA MPs.

Sourana: Agreed have many laws, & some are new - dif to get exp & don't have gd pub, radio, TV, that exist elsewhere, in other chns, publish MP, hearings, etc.

Trav: Cords/Lao = dif.

Mianma: "We"? - need contact mins, deal w. perp, time, info, old lrn method, help obtain info.

Bob: I'm most chie, data incl mins, MOJ - get info data done by mins w. civ. govs throughout chry; MOJ try to put into leg prgrm, in most cases not ever th, wish to translate gas into law, suggest mins & MOJ, both condole proc of mins from pol to law, per may be by line - mins.

Mianma: Gd to have new personnel here/Staff teams, get facts flow bts, may take too long.

Trav: Not all facts.

Mianma: "Will you help get facts on mins?"

Bob: Prepare. Ask them before come...

Bob: Summary:

1. Meet w. Mustafa + Coffee
2. Summary where we're at / Monday

Monday July 3

In TR:

Bob = Old insty.

Law = New insty.

Themes must follow some procedure (no matter how ints) sets prs to draw approp new rule (not easy to chg old habits, old norms). It has int resources. How chg old behav to new ones.
Report Check
Any - this id many things - get info.
for - period-given info: present for schex exam
- cts & diagrams after cts gets info/clm.
- decs, last cts - prs: don't know alt checks
- buy specialist check exp't to verify signature
- wll - prb: since judge doesn't have know what
- re checks; sometimes cts doesn't know specialist
- not neutral. (Crim. law - long time to decs-
- 2 mo hearing, summary (up to 1 yr); prs to take
- 10 days' ct 2 mo. - 4 mo - 1 yr. Cause to diff
- 
- Who has money doesn't believe in the syst, just
- 
- sol - ed people. The law is soc. Wm. Checks difficult
- Comment/judge: price to enforce bad check law/crim. code
- > penalty / bad checks, but doesn't mean = 'criminal'
- also true for tax law, forestry law etc. - i.e. who violates
- > minimal penalty, but in fact, person who violates
- > taken to cts if the need to think of
- > crim law procedure = right? eg - tax-fraud
- people who don't pay excise tax, if customer
- > complains = fined if 2nd time, customer must
- > bring to cts again. > fine 3rd time = does go to
- police + turn of, same procedure = not sense =

**Group on Land Law:**

# 99 decree: land - nutl. remedy: st. admins land to users, cart, to
whom, st. collect land tax; also can remove land from
users; land - used/equally applied to local communities
allocate to mins; st. admin; min. or forestry = resp for tax + genl
admin; min. of town - resp for tax + genl.
admin on land tax + genl.
admin. can eat rules vs. M of Food + Handicrafts = resp serv/vis
y + insts elect, eq rules vs. M of Culture + inst resp.
Land/antique, historical monuments, can set rules/areas. M of Transport

• Communication + Const = resp/roles/land/infrastructure. #99: Govt
  at Colleget of Minis concerned = land Reform Ctee w. Central
  office = Land Dept. as 1st Ctee's Chee had to est reg's, etc.
  -> permit land, transfer etc. prep./land certify/land owner/legally.
  
  Rec Recip Rule for prep. #99, #50 specify land reg., +
  ownership, but impr. ag = not successful.

  Op: Land Dept. = diffs/gaps in laws. Leg. lao etc.
  law: not clearly promulgated. People behave in wrong way.
  power isn't clearly defined. Communication: there's no
  envir/resp. because all those factors, officials can't
  collect taxes. Proces: Must adv local communities, etc.
  e.g., taxes; because officials, resp don't have enough
  knowledge = in poor capacity. in fact, in lao FDR=2-300
  land conflicts, some in at, some in land dept.

Comment added by participant.

Pure: tenue land use = divided/mins = ok, but impr. issue
  is how agent re implement/divide of land use;

  Bibiloga: add 1 proj. issues = too complicated for 1 decree to
  cover all lae; law must give some ag. power to
deide disputes, but also areas of laws not covered by
  decree = eg. plot hech/my land, gains over neighbor's land =
  fruit; who gets fruit? decree can't cover that detail =
  must
  (or ag. to decide details of law

May: if #99, art 12: a Min = conc'd/own land resp, Spec Chee
  their mins decide which piece belong/Min; Land Dept =
  main cost ag. /Chee

Opportunity: Agree w. college's opp, but add: re land Dept = RO
  = small, don't have envt. people; re Chee = in name only;
  rep Min w. people need to solve prop. can't solve
  prop - need perm. Chee to decide if/issue ownership;
  really disc. land use/pts.; if don't have staff can't
  take in
Bib: re cap. of dead Dept to resolve disputes. Reflect: (1) rule vague: in many cases, if decree #99 = many gaps = disputes - need more staff. (2) disrespect procedures/mins for dealing disputes; if old simply procedures, need less staff; (3) capacity = related to proc. procedures for dealing on them.

Bob: re communication: govt. officials usually know law except when new; they must inform them quickly.

Ee Reinterest: (1) Land Dept's role: Int. to protect tax revs. (2) Int. to protect tax revs. (3) Int. to protect tax revs.

Process: Before = coop., now = mket/indiv owners, but no rules/which piece belongs to who.

Bib: in Eng, common law, C/C derive indiv. disputes, precedent holds in future, but in Fr/Lao = no precedent doctrine. Lao needs inst. to make out details/property law etc. are.

May = 1 expl. diff since = no one to fill in gaps.

Ideology: If rights, those who try to resolve disputes, must consid. int. of disputants.

Facts: Social Science Research

To get facts/whether people have areas have $/be

1. Study 'who'

2. op. states, relevant facts - state might = r+ now. eg. go to local community. (2) go out by selve - until of + min. waiting for min. then act it.

Check Group:

Choose leader as RO's:

Bahamking: Before life, check law, be gathered facts from areas where kids = located - ex: mket for kids =

concerning ec growth, esp lag in urban areas, many kids exist; did people use checks or cash? examd if ec growth. If they fail, people have cash/deposits; must st. if kids "benefit" (profit?) from est. - base of decision.

Exp: kids' behaviors - before est. ags = gathered facts
= relevant to issue of bks? capacity/force in deciding where to locate branches.

- reliability: They sent people to ask. Go thru admin office, select "facts", go to groves post, so must go thru them. then go to faceties. lows to check, also managers. comp. w. strategic etc plan, get admin. see if dual area will last.

Discussion / LP Team: Seminar = Q2.

Kadama: Review: still don't.

Mannia: Did everyone understand rel. bet. behaviors and facts.

PM lecture re facts = Q2.

Harvard UM: Not everyone understands re M: training.

Kekeme: Not sure how to get everyone into:

But teaching method is useful, but how will they move into from my UW, when heard, some repetitive bored.

Harvard UM: Complex subject.

Bob: Tried to repeat it = 'new insights'.

Mannia: Suggest participant get more helpful.

Savannas: paper/procedure is useful, get everyone to partic. w. chance to think abt it.

God - prop/bank behaviors courses, sit in lecture,

Bob: Are land laws people following or too many probs?

Tried to get focus on RO/real in rural areas, etc.

Rocks analysis id = main reason - how get data.

- Someone said stuff is UNDP = $2 m/new city/urban renewal

- rt. of eminent domain. Decree #99 says govt can take land. got on that.

- Returned to fact > not issue of land id. but from overriding other consid.

Savanna: Only some split - at least get 1 opinion.
Crop/Pests

Procurement: (min # of Int + H)

1. Need to gather facts/shift

2. Issues: look for facts to draft law/RO exp guest staff in

Procurement Procurement Manual and RAO where crop

2. Publish law/implementation of laws

3. If law issued, shouldn't contradict existing law since want to

implemented (not as before = law up to now)

4. Reduce laws

5. employees to avoid enriching pro-officials' purchase of

broad ads, etc., by going to new market but office buys

2nd hand - have bid process and info to bid

6. Reasons look for facts: Method to capture facts:

- Look at history

- facts, state, fed law in some ways; same - ok; some not

- coop w. govt & put (supplier) parties info; go to field to collect

info from local authors want to know when have shift

how they solved prob.

- Some staff/tech to them ways

to gather data - suggests how find real facts when some

may not help. After have dispute. Losing party claims

before Ct judge deciding case = some facts. In real fact

form one rep/supervision inspection

Grop ou Check laws: disc'd ble = RO; prob/ke serv; failure to est ble

in crop to go blec and stuff to promote pass br, meet admin/prov

info/develop provable; then go to meet factory owners, nations

disc poss future dwell, want to implement. Get govt plans, etc.; exam

local proc./gout, consider role of prov./dwell; only disc'd this

Land Law Gro: Disc'd 3 groes: 1. RO = thin wants to move

from 1 to another lot. Pub need: in reality when govt

wants to locate pub ent need govt perm: from

Pub ent is req. - deal w/ pub supervision of locations

this composed of rel. mins/after eval pub - impl

Don't know why can't rem. people; sometimes force sometimes

can't; Probs = easily impl implem if = fr. donors not sure why
Check Group:

1. Transitive vs. intransitive law:
   - Transitive (e.g., law states, rules, behavior): when issue law is intransitive, "don't implement laws"

EVALUATION:

CP:
1. Task list: spend time on picture

NE:
2. Tell gaps at end of what will do tomorrow

3. When gave eg, relate to bills, discuss how solve prob for law + exper - 3 main issues: a) focus on criteria; b) propose proper does/lead for them; c) tools for seminar - slides, etc.
   - Can copy, use overhead projector
   - Propose participants should listen to lectures, focus on theme + method - ie, too many eg = confusing; need to = consistent; try to show how to solve probs as well as present

Put questions: should listen - concern w. discipline = best / may

NE: Brief summary of most issues eg today = 1-2 sentences:
   - Cons / causes / alt.

WEDNESDAY July 5

Land group: based on dir. yesterday decree 1999 = intransitive - est. coffee/land distribution: chr = vice PM; Reasons: task = many Mins (MoF, Dias, Land, Tithing, MoAg, M of End, Mo of Cult)
est land, Defense & dist./reinforce P = village / in reality, Ck & give PM office a regt
2. Law/impl. must = MoF, Dias

Land Tithing = on going's pay/ord

For investors: overcome w/pts of law, impr. 2 help of those in power

For land, use Mins could = off regts, land/their respective provs

Land issues = resolve by relevant Mins, Council + Prov. author.
some prob. village, if can't 

distr. if distr. can't come go to

Comm: Not too low

Team: Disagree: C'tee under #99

E: Today: disc'd procedure/law; also 507/611; after law #99, est spec c'tee to solve prob. title to own. put into practice in Urenhane = 2913 pieces of land, exam results = 298 titles in yr. re one = 96 cases/facts = resolved; decided on procedure of c'tee, not #99, but on #42 = easier system = more just;

M: Mention #42 = to len. from exper/existing law/laws of new law; aim to solve 10% diff w/new law; re solution: compr. existing law can solve prob; also #54 of diff, gall #99 which now exists; #99 est spec. land & issue c'tee -> c'tee, but can't mind didn't issue reg. to enforce = big prob; if finish

Let most propose Govt. further study

Sowad: Procedures to resolve disputes need more staff, takes long time, need less staff, chair time, land=deck daily, can't afford so much time; big case
to ct = too long to decide

- land prob. if go to ct = based on prices, can't

go directly to prov. ct = go thru jn review

- 3 steps village, same/produce +/center

moI: If village chief disc w. prob. -> c'tee = res. to solve prob. will, if can't then go resort to c'te then punisher
c'tee = go up step by step. please let cts provide

- why have big role of village chief in pt. persons

- land prob. village = decide by c'tee headed by

- chief = concil., conflict, family property etc.

moI: How choose c'tee to c'ts admin? which = better

Sowad: If give not to admin wait time for live, ct
know better

mot: If dis. land in cts: "load belief" - people want to go this mediation first; some busmen want to keep own thing, people come bet each thm; if can't solve it

Bob: Rsf. law & exptr: 2 diff ways of solving probs/tenid of community...in modern soc (eg Indian) disputes =
test: indivs; eg tax & hit; pedestrian = dispute = strangers, if dispute over land = 2 strangers, whole ct syst = too resolve disputes = all strangers; qualify. of gd judge = neutral {knows withu. person} (judge = related, cannot = judge; procedures/ ct bnded on strangers, decide facts // rules // purpose = get rid of dispute so soc can go on, people = fairly, deal wth

In villages, sm1 vector/fam = opposite, everyone = related, people must w the together after dispute; develop dispute settlement mech's = can w together, in cities, lawsuit =

I win, other lose. if rule of law / market economy; in villages = not true; after dispute must w together... syst = not 1 winner, 1 loser, but resolve so both = more or less happy... in cities judge doesn't know parties; in villages, knows people, probably related; may even = in dispute... all other people in village part in decision, as involves families, age groups... pressure to compromise... in Q of village us, etc., dispute settlement village has used for centuries...

if titling project is going to we, must use all dispute settlement systems - not to say 1 syst = better than another; in [villages, couldn't use village system, but to solve village probs / outside rules / judge = not useful = because probs are complication need intangible law, effect = prob = if found ways to solve? reg's can chg. reg's if don't work;

Ram: "suggests when discuss question = given to us... can disc. with tech... draft law... suggests then can ans... correctly... if to talk at colleagues' comments = re wrongly existing legal instruments;..."
disc probe before act procedure how to draft law.
Suggest listen to lectures, disc. This took purpose of seminars; some parties think know a lot, good only disc.

McNamara: adds land law = transitive vs. intransitive; if disc land = affects all members of soc.; comment.

Procurement:
Research: 3 transitive, 5 intransitive; procurement law = more complex than check law, less complex than land; intransitive also shd deep pow of mins & local auths to issue/implement reqs; sit in local & cent auths. Different; shld be local staff, eg. NA; after issue law, will go on w. existing auths & issue reqs to prevent gvt staff corruption;
1. If want to implement strict get job; punish bad job; in his opinion, it is; people don't have legal knowledge; must expl. details.

Check Group: 1. Draft = diff since = 2-3 parties (people working) + blog syst. choose transitive law; NA issues rule to implement law; NA reps cite reg. - renounce for. In 1980s, blog syst. might been rule -> chgd. Since NA issues, can't -> chgd. Blog syst. implement, eg. shld provide ant/bikes = imp. req. blog, eg -> gd services; des eq. law. MoJ shld. 3. In draft -> provide measures to chg behavior of blog syst. potential investor = imp. blog procedure/services/disputes on check shdn't be solved by ct. Except severe cases, since take too long. Issues repeated; suggests agency or blog -> proc. to solve prob + reeducate flow person who issues bad check. Pay comp, loss.
Thursday, July 7

Reports from GPs. on 3 tasks @provision/discretion:
1. Soc. cost/benefits; 3. how bill addresses cancer.

Government Procurement Law:

Article: Est. cost/procurement procedure: kind of supplier, incl. 3 minutes rep. of program + sector/tech.

Research Report:

Arm of article: 1) costs, benefits/soc. est. cost:

Benefits: Inc. discretion/officer, some lost money, but go qua. of gas, low price if soc. needs, justic.

Costs:

Tak time, costs exp. Est. mmr origins don't take resp.

Research Report:

Comp. bill/BOCIP:

R: In past, M.O.F. reg. procurement; not precise. Do more precise reg. procure laws.

Q: Even if have laws, shift/DEM = hard to end corruption.

New ops, buy goods/contracts

Poor = not enough known res. Govt. off. = low ed., exper. procure.

Proc. them.

C: officials don't know much = constr. train/sem/ript regs = impr.没钱

E: Disc. how: 1) Personal offices. 2) offices = honest, open. 6) others to rep.

P: Past = discretion, secret; need details of how lmt. discretion. Who will do it

I: Office = past know = no punishment, always need money to violate. Bill ->

Educate who will do it? A: punish if violate?

Comments:

Read article.

Add of how publish results? When open bid, what = min. max.

Cost of GP, act doesn't mention every bid. When use st. budget = 3 kinds of bill: 1) Gov't invited, 2) under orders. Cost must have at least ( = chr/min/yr). That's how (for g's); = know what need). Budget...
Note: intertwining of form + content

Bills: On question of form, art. ests Ctte, who's on it, procedure for
taking bids: say WHO DOES WHAT: Who apph Ctte
Comment: (Most): legs on level of Ctte: if high level = PM, lower = MoF
Bills: Then say so = set criterion for difference
MoF: Draft impl. decree later
BoB: Must draft at same time/bill + impl.

Real work + benefits seen:
(MoF, Bk): Agree / View: But no law, need process/quickier, easier; don't have
connection w. party, can beg directly; Co-sellig gets fee = benefit
Stamps much money if = no law; if busy gets w. process = shb,
but lose money = 2 ap / corruption
Re: re: all docs bill addresses course of corrupt behavior / paramount
officials:
(MoF): add (ref): If est Ctte -> appeal/min. = 2 reasons: (1) quaiity / knowledge
skill (2) can do job well / expertise. (2) re procedure: Usually via
majority of min = appeal, min at appnt another memb = when
draft law send to NA at same time
Kanleby: Re: opporunity - in LAO / NEM - doesn't show how law
will overcome course:

Check Law:
Article: (2 poss: using Bks v. Cts to solve disputes/checks
Bks: est speic Ctte, composed of mem appr., MoF = 2 mems, 1 day
+ 2 days, some disputes w/ in 7 days; draft only 1 article
didn't say what
Cts: Go dec to ct, if = crim, if civil case, go to
Civill ct; because ct has power to some prob

Comments:
Bk refs: Doesn't agree /Late proposal: in bk., have inspection
division; if dispute arises, shd give to inspection
division; should hve another Ctte, appnt by
MoF; if someone writes bad checks, go to
inspection div.: if = crim, go to crim ct;
in crim law = some cute to prevent false documents but
nothing re checks

(Oct 17): Subject: check law = 1 prov. of b/c law, because Lao PDR don't have spec ag dealing, shd test it, spec. cheque

Ram: 
Disagrees br ext cheque/disputed/check, because in fact divis deals w/ acry/prac

Bob: Purpose of check law/ modern ind. ec uses checks because almost all (bs = done by check = useful), safe way to use money, can only wrk few disputes = 2 aspects: (1) if 
pros/check (form = wrong, etc) need clear rules to solve problems; resp. of each party to cheque = drawee, endorse, brz, draft law = gd compilation of rules - but says nothing re. 2nd prob = 2: make sure people use checks, which means people must be sure cheque pt when presented to the bank; but if many people sign bad checks, people want twist check, but bs. doesn't wrk well if must use cash, how wrk sure no one fills out cheque unless he know money in b/c; anyone who signs cheque w/o money in bank is stealing; how teach people never to sign cheque unless = money in b/c; convince people cheque = money 

Education = one way, but criminal law = [way to educate] State uses criminal law partly to punish, but mainly to educate; very existence if crim. law says = imp't don't do it; if there is no special provision in criminal law, then signing bad checks isn't imp't; if want = teach = legal, put it into bills. To say cheque in b/c = negotiable settlement bet. bad cheque signer & injured (only courts can send people to jail) because = set up for... fair decision, market economy); in most cases, when someone signs bad cheque = no defense. If you want to teach people to use cheque, need clear out criminal law: someone either finds money or 2 days later goes to jail. If someone knows will
go to jail in 2 days, someone in family will help
find money, or he will make a deal w person to pay
money over time. Sometimes work because rule
may be repetitive patterns of behavior appropriate.
In a civil case, unless have clear rules, it
won't work; write land law/clear cut rules/ and
place for bk office on checks but not to resolve
disputes; banks know what rules= nec, eg in
this bill, section/protect/ based on FR inst.
nothing to do w/ Lao, 2 day notice= enf
n had whole communications= poor?
Re civil code: For non lawyers, in criminal case,
criminal pays a fine to state or goes to jail; in
civil case, judge gives order for sale of property +
proceeds go to plaintiff; in criminal courts, dealing
w/ freedom & life; procedure = very careful, takes
a long time to complete case; in civil case, if
defendant has no property, judgment is worth
nothing, won't teach anyone= bad idea to use bad
checks, she est simple procedure/checks - eg,
summer = we defence in most cases, don't need long
careful criminal trial; might write article showing
procedure like this: If check returned req bk,
the holder takes it to clerk, clerk looks at defendant
to court; if has no defense, then goes to criminal
court = long procedure, usually = no defense, clerk
pays $ to court, judge says, if don't pay in 2
days, go to jail for specified time, most of time
checks get fed (someone puts up money or
army will pay so/wk till finished); tonight line

Comment: Agree/procedure expltd because/cnm procedure:
no exception, goes to prosecution. Then Lao
is there any way to speed up proced vns.
Bail: yes, procedures/form law: nec to protect defendant;

1st: Texas law: if jail or execute innocent, $bad for innocent
- Have careful procedures to protect innocent; here disc
- ease: simple
- no defense/bad check, - write in law:
- where =via defense for invening, etc.; but suppose
- defendant says = for, any plaintiff says, you write it
- in front of me; Clerk says then goes to judge.
- Criminal procedure.

Resocial costs & benefit of check law: resocial benef't:

1) Trust/peo is easy to do money in this;
2) buses can give
- better sums;
3) St. counter money transaction - easier to collect in
- tax;

Comment: Check law -> encourage for inv, aud, must bus people
- used to checks = safe; she knows = safe -> better contr.

Simpler: if disc big am't of money, use check; set
- even if law, won't affect all people; mostly
- bus people, when issue law, can't force people
- put money in lot (eg. larry); if use can spread
- because papers can't negot.

- if soc. benefit, contr. money

Note: Acc. to soc. insts/law, can't issue check law sep.

from big syst; now = why on state law/legs; - she

incl. in that law = part of that law; purpose
- of check law = micro ec contr. encourage
- people to put money in lot; how convince
- people to use checks instead of cash/under give
- it, capac to require (more) use of checks

Important thing: can't encourage people to put

Money in banks, need it in pockets
Jean Bigsot: re Fr trad/Lao law:

Agreed w system of codification; present frameworks, we use same in Fr also in USSR.

Define obj: draft bill to reach it; + justify + explain/commntry, annexed to bill - stress 2prv. in Fr: take care of past + existing leg when draft new bill. Choice of inscts (law, denes, regs)

I. Repaire depanence - basic idea: law not abstract, but concrete w/ in life of people. eg: when draft law, already some law exists, if not now, maybe 10s yrs ago, some already sought so some prob. check abt prev. leg + its impacts eg in village, when people want to do something, ask elders abt past + ask exp. when draft bill, same 1st conduct historical research subj: eg Lao drug control [see at #125 penal code]: when draft, if ask abt before penal code, told nothing; but if look in past find 10 texts/laws on drug contr.

1935 recog prob/opinion prevails, still exists - exam results - write diff. laws, don't use past to progress in future

II. Inscts (know exactly all legal frameworks w/in which new law must fit; many denes or regs, all = 'law'; when passes new law, must conform; cohenent w/ other reg's. eg Lao ant in 1935 penal code, must relate to new law, but if no inventory of all legal: texts, find decrees, reg's, Min of Health; many texts. In new law, if see delay, see period/3-5 days, make sure no decree now says delay = 3 days. Research/has + local level eg drug contr; find reg's, interview, one in dist for how c's really ask all Min's, Cts (magistrates), exam past history + present current leg. Then begin to draft. But first ask Which tools will use? compose draft + another worker, eq the MLS, sells

(continue): what/where? method + tools. Also: tools + method + tools. How to make good + efficient + objective, need tools = law, decree, reg's, etc. = nec. to choose, eg one; if other may rhr. + wrong tools, take a long time, not 'nice'. Identify from what can do, law + decree, use same method, but diff tool: how choose, flex them deeps, but use both at same time; law = principle; decree -> implement law; then reg's (in Fr. = "contents") + eq. gov.
check
want to produce rice/frontiers; think goal = check yr, eat commiss.
\[\text{law} \cdot \text{est Commis}, \text{law} \cdot \text{sts aim = check prod of rice/yr; then}
\text{dept decree = ord. Commis, when meets, where, what it does, etc. budget.}
\text{who = reg on it, which mins = decree; then dif/ regs \to nom. Mr X, Y \to mmbrs,}
\text{criteria bet law, decree, reg = diff each time; eq (1) rice/length or} \frac{20 \text{ y}r}{\text{nom indus/length of time Comm}} \text{ ext if law = gov, Commis will last 10yr,}
\text{req = for memo \to check freq/written; (2) diff bet law & decree = law = princ,}
\text{decree = imp/ann. If Fr (not law), law/budget, can be enacted only}
\text{in some fields, not others; Law Court: Ad 10 = law can reach all fields}
\text{can always pass law} \text{ (3) legal trav/your city since 100-200 yrs =}
\text{decrease/Fr syst, may \to cont; princ./law, decree = practical org}
\text{but} \text{ some method/each}

**Type of measure when seek obligatory decision:** eg, want
to ord by personal/profession -> criteria/choose eg:

- pensions: don't want robbers, give reason: don't want robbers-
dig'; law say, if b/c div -> robber, goes to jail; but has
already taken money -> if can't catch, seek better sol ->
cards before nomination. Director: use com', civil (not princ)

- law = more effic, eg, "money laundering" = when someone =
drug or log 'trafficking' = will be money "bad activ" = "dirty money"

- illegally obt'd find how to put in legal syst / best law

- shld make it illegal to put in art; if dir of b/c knows = 'dirty' will
free somehow/punishment; in Fr, for 5 yrs, if can't catch, director
so another sol = new law: if b/c dir, isn't sure of money's
origin, he must inform MoS or MoE, then no prob, if = dirty

- won't be punished even if dirty if doesn't inform, then =
punished. Since new law, caught 200 already in art calls,

- Min \to contr. w/6 penal law.

Sum: (1) find list b/c order of req; (2) make invent & at not', prov.
level of all legal texts; (3) & (4) which text = best law, between reg.
(5) what type of action = tax, admin panel, disc, civil, etc?.
Then can draft law, decree -> before draft, must invite on team
in Fr, look at penal code/procedure -> Commis. Of many cases
"team" was seriously advice of other mins, Provincus Magistrates, etc.
Comments: 1. When draft new bill, law must conform w. existing laws. At: if conforms, must renew exist. eq expl. device won't alter it eq. to reduce delay to get authority to → 2 weeks now = too much. In new text → seek what new mt is. Before every law, device, add consequential prov. law → amend other laws, devices. Oblig of M & J = coherent, non-carved syst of law = heart of rule of law. Principle = key to consistency.

Q2: Method of analyzing bill + test; At is agree w. method of prps; eq if take leg/other chs. If, one ch = some method if want to be effic = only 1 soln; in all chs, same chs won't follow rule but at end = implement. Every honesty, see laws written this way w/o req. expl. → but at end = not implemented.

Q3: Qual of bill dir = pounded chrs/law? At: can mk specific text = better/whole syst.

Check law: How it address causes of sue complaints?

Benefits + costs: if eq/chk bill → encourage/cd how to do.

Art article of land law = implement. Eg, any:

Q: can we have only 1 cttee/land law

Comment: defq "art"/contr. discretion. Didn't look into sm/1 gaps used a st team. Decide = get consensus/prac. → can remake. If look into sm/1 gaps, thought wldn't be logical; Q: In art, rev land titling procedure → auth of eq/titling.
FRIDAY: G2P meetings/draft outline of Bills:

Government Consider G2P:

Based on G2P reality, consider behaviour/govt officials/AVMN
→ decree/gov't procurement

Objectives: (a) Need equitable treatment for all G2P, to get best price
(b) St. budget/efficient
c) Prevent G2P officials from taking bribes:

During seminar, draft procurement/law →
result: problems/paston = 5 parts:

Part I: G2P principles

Part II: Law itself

A. Form of procurement Committee
B. Procedure of Procurement Committee
C. Contract program

Part IV = Sanctions
Part V = Miscellaneous

Details:

Part I: Principle

Art. 1: Objective of law to facilitate interpretation

Art. 2: Definition of procurement service

Art. 3: Competence of decree

Art. 4: Principle of procurement/service/state

Part II: Law itself

Section: Forms of procurement

Art. 5: Def. of form

Art. 6: Open bidding

Art. 7: Limited bidding

Art. 8: Selection of consultant/Ministry

Art. 9: Direct contact w/ suppliers (w/o bid)

Art. 10: Cond of Suppliers
Section 2: Procedure of bidding process
Art. 11: Prop. Bidding
Art. 12: Opening of bids
Section 3: Contract procurement
Art. 13: Type of contract
Art. 14: Determining of procurement
Art. 15: Guarantee of govt. int.
Art. 16: "procure/official"
Art. 17: "contractor's int.
Art. 18: Contract w/ free supplies

PART III - Administrative
Art. 20: Rls & Oblig of Commis.

PART IV - Sanctions
Art. 21: Award to anyone who contracted w/ procurement for gd performance
Art. 22: Disciplinary action for violators

PART V - Misc. + chw. other laws
Art. 23: Validity of decree; Not permanent
Comm. each Min. has own City/Perm. to procure gds, invite others Min.

Who supervises work of Comm?:
4 perso
- Comm. commission:
- Vice Chrm. of Comm. 
  sign permit/impt.
- Ctr of gds; Comm for coop operation/CPC/ping
- shld observe Comm. from other states:
Reason on, because can sit is not settled.

don't know how law will work: want to make sure degree is: I'm pleased now: after your experience

w/dene, can be raised to = law? if choose Min. reg = not appro

Comments:

re Pt. I: too gen'l to comment


in newspapers, television

ask 18; why for suppliers = sep? want spec. att'n for contractors

because expect higher std.

re Pt. III (Mr. Kangwitz: no comment)

perm (here will ass': Min. / procurement

issue req's, what issue resp. what

Not sure if perm commiss. or not.

Ms. Kangwitz: comments: what apps. commiss?

Commission come into being when degree is focused:

some confusion re who apps. indiv. minutes

(Chm): Re appoint - 2 yes. spec. our: Cke. -> applied by Min. conc'd.

const. mins' incl. minutes const. etc.; + 11 of budget tech.

mins. dep. on what (Min's): eg. if. Min. cost, still write other

law can't cover all... = open clause / Min -> spec. Clee.

Re requirements: after degree is applied

M5. Superint. i.e. Proc. / Sr. property / Degree -> issued / gen'.


Thm. / Seno. time: do if someone violates law, what punishment?

As if official does something wrong -> admin. results: if come good to

Ch.

Re information: in Ar. 2:

shl Ar. 23 -> divided into details
Check law: This draft check law differs from others -

Soc. etc. need/checks = improve knowledge/people; reduce risks; Bt. service not ext. -

1. Procedures = too long, so people don't use banks. 2. Most law lots that:
   - cash = easier; don't worry abt. safety; reduce at. cap/capita/ptns.;
   - checks law = encourage don't use money, use checks/money. etc.
   - tax collect impr. local govern.

PART I: General provisions.
   (Principles?)

Art. 1: Purpose

Art. 2: Def. of check & consid. practices

Art. 3: Role of check

Art. 4: Def of spec. wd's

PART II: How issue checks

Art. 5: Completeness of checks

Art. 6: Issue w/5% money, not earn. money

Art. 7: Issue w/ money

Art. 8: Bad check = forged

PART III: Rt. & res of issuers of issuing check

Section 1: Rt. & res of issuers

Art. 9: rt to issue check

Art. 10: "" tran. on check

Art. 11: "" stam. demand paymnt. check

Art. 12: res of issuers -

Ch. 2: "Rpt of check - holdin. -

Art. 13: rt of hlt. -

Art. 14: res of hlt. -

Ch. 3: Bank (drawn)

Art. 15: "" of drawee

Art. 16: res of drawee

ART IV: Implement / Administration

Art. 17: How to assessing law

Art. 18: Rel. but of rates / capit. checks / law

Part V: Solution of check disputes

Art. 19: Ct.

Art. 20: Procedure split out
Part VI: Enforcement of law:

Hand to draft. This draft = nearly finished.

PART. Mise, chek Finn law.

Comments:
- Interv: 1. conform/pay.
- 2. conform/sit in law sec.
- 3. shld issue law/special app.
- 4. enforceable; eg = chek id of people
- 5. prevent-committing violations check.
- 6. how get all people to follow law.

Draft outline: agree/outsourcing but shld = gen'le.

ones.

If dispute/check -> study who = law.

First: Open bi' depo.

Second: Can be -> resp.

Third: Want to keep bi' rate -> 2 ways: law or mining.


Procedure that bi's accept checks. This law clarify

how use check. If disputed check = procedure / ke chek.

Shld be pt. of bi's law.

Examples: I find one man who uses check w/ money. Thieves

hold up and say that, the person who lost money, refuses to give

the money. These people want to keep the money. The check

case not solved = 3 y prg also. It become new case to check

the use of money. But money in 2 days:

Q2: People have contract. Law. In, pay/check. Lau go
to bi' have no accet.

Example: Require for e.g. to put money in bi', but if take money,

out, still have checks.

Who checks used chek money yrs; If issue check law -> no chek.
Monday, July 9, 1995

Live in N of Judith: Can proj/law = UNDP/IBRD ea/s. This 1st use, seminars.
2 wk sem/math, th = 3:30 pm, 5 bills; future: 1 sem/bill; to Iraq from Iraq. N. const., mix'd party. m/s. consider: we have facts, need help with laws.

In whisk, hope for: cons/fus to teach us to draft laws + CR; all of us have little skill/drafting except M/T = 24th line (on why don’t we invite people to draft, but we don’t have enough lawyers to invite m/s/knowledge; before we sit, etc., will like to talk abt law circles, re procedures/drafting law; 1 rain drafts low -> MoJ exams/overall legal frmwa. sent to PM’s office; MoJ diff/skill to give opinions/laws/m/s. = no expertise; before send bill to PM, etc., ctee. visit Sup Ct chy, NA.

Law ctee chr. PM office rep; diff. UNDP write to pass laws soon; invite consultants to draft 2 bills (drafts, in future will hire to draft sep because have people in addn to gen); sum. to brn/th. math; tech; 3 bills to UNDA = undetermined inc., inv, low. blog law, etc.: can’t sit in on whisk, sorry can’t come.

Hope for quick reviews tomorrow; hope 3 consultants will also give quick sem.; request 3 profs give us best expert/draft laws; carry on in future.

Katsunai: Be diff/easy; law circles = spring season; before ct, suggest jurists.

Wordy words: ppt, gap, min.

Sawam: M/T = head of sect ext rel. in land law gap.

Wangari: Dept of Prv/MoJ; co. govt. proc. going to Boz.

Hong: M/T lead sect. of admin, etc.; govt. proc.

Dalema: M/T leg ext law/pocure gap.

Eugene: M/T; pc. of prevnt.

Kamunge: govt. proc.

Get Key: Def. secr. Law admin/MoJ; land gap.

Danelehem: M/T. Office: property govt. proc.

M. Burnell: NA. Deputy Chief, pnt; getting to Bic.

Bartop: Law Dept MoF; check gap.

Kaw King: Cent. Bk; check gap.

Subi: M/T; check gap.

Busing: Processors' of Prefecture Ct, check gap.

Sawam: M of corn, check.
Implemenation
decrees

Sajjan, NA EE Office, Land ggp
Wacom - MoF, land ggp
Kampet, MoJ, Law Dept., Sec. Head, check ggp
Chawla - Min of Prj, Fox, Ind ggp
Sanse - MoF Dept of Land
Kampet - MoF, Land Dept
Sahar - MoJ, C.R. Admin, procument
Luleran - Deputy Dir. Treasury Admin Dep/MoJ, procument
Swat - MoJ, Check ggp
Kehri - Dir of Prj, MoJ - 3 mos, procument ggp

Check group:

- Check law came from Min. of Prj 1991-2 from MoF

- Kamal: Circ/Act, chg to meet syst., need instrumnt to help extend
  bank e.c., dom & externally

- Town: looking at check as money substitite; if have kip, she will
  accept because has conf/govt will miss it "goods is a check
  in las like kip?"

- Swat: limit no. of people know abt checks

- Town: if try to get people to use check insted of cash, what
  do they want it for?; if have kip, everyone will accept it;
  but checks do not circ. as much; if I buy a car, don't have
  stacks of kip, give him paper which he puts in his acct.

- Trouble/checks = paper that pulls money out of bank acct;
  when write a check to payee (holder), must collect it, assuming
  = money in drawers' acct.

- Q: are there substitutes for checks = more efficient? If I want
to buy car, insted of giving check, dealer worried abt &
  old have diff systems; put
  money out of acct

- Kamal: most people don't know abt check syst, how do
  use it?; limit amnt of money/ble; we can't provide
  get services

- Others: idea: bury, elder people just put money in jar; bury it

- Kamal: see the cntrvnsy/st. now don't undust the diff;
some put bk & bankrupt, ct. procedure = slow, 2-1/2 yrs.

Karen: conv. 6/12 est 1/1990, little exper., poor service, no ed./role of bk, also, when est'd conv., blk 4 people

told get 28% int. but can't pay.

Tom: Some common prob.: 1) No confidence = biggest one; even if have check law, won't -> used if = no conf. must have conf. that bk will give, because system that pulls money out of bk. If bk isn't there, can't pull anything out;
2) Even if bk exists, customer won't have enough money in acct. to pay check; bk doesn't pay check, but follow instructions to transfer money — has no oblig. to pay money; 3) Availability of bk locations, but central bk or govt can't solve that prob. if system = private.
4) Enforcement — if = no money in acct. & acct holder has no money, what then?

Karen: bk has no oblig. holder must go to court.

Tom: Also in our own go to court, since check = money substitute, given/transaction; if check bounces, seller can reclaim it quickly if can't get money; = circular system, rts. of unpaid seller = on unpaid acct. + gd.

Don't know Lao law, but if I buy car w. stolen money, can dealer keep the money?

Karen: In Lao, if bus org. wants to buy bus, shd est. acct, can transfer funds /some system w. check.

Tom: As bus can transfer funds /cars, instruct blk to transfer funds to est'd acct.

Karen: In reality, if want to buy car, get bill, take it to blk, blk gives note -> sale.

Tom: Payment order: "push" method, advantage: knows where money is, acct., seller prefers "push" system because knows money is there. How is that different from check syst.

Karen: In reality, not so different except payment order, receiver "takes" = gd.
Tom: That’s prob w/ checks Lao people need to understand.

Kamkieng: check=faster, don’t need as much paper work - might be useful to use some systems, rather than

Tom: for foreign trd - A contractor in Lao who wants to buy trucks, export check, but instruct bank to use payment orders - i.e. transfer funds to Honda in Japan. Payment order system doesn’t work well for small trans activities; if go to store to buy TV can pay cash, check, credit card - which will Lao seller prefer.

Kamkieng: Cash - because feel conf in real money in pocket.

Tom: Good/Lao: so parallel to check law, need a legal law to give seller confidence that check will be paid, First: prob: (1) is ble true? Do you have Lao deposit insurance?

Kamkieng: put ble have ins.

Tom: Will you put your money in put ble in Lao?

Tom: If had money, will put it in put ble/mkt + conf.

ble will repay, Linn hist performance. - Thai comm. Ble has no prob - can draw money out in Chiang Mai or Bangkok.

Tom: rely on reputation?

Tom: Need to have any money...

Tom: Part of effective check law = bleq syst = conf. checkers → honored in put mkt, etc, Gov’t not resp for mkg

cheques. → pd = contract system. That mvoe money.

Cent ble will not great payments, pd (shouldn’t), will be happy w/ reputabilit, interest. bls supervision, deposit insurance = in many chns; Gov’ts, not involved in insuring cheques. = pd, but concerned if ble fails, depositors get money back. cent ble doesn’t guar dep.

pd → separate Gov’t agency that organizes it. rings an insurance fund. each ble pays premium.

Over time, tail fund; if ble fails, depositors → pd how
insurance's check law doesn't say anything abt that. But if person wants check system = insurance = more confident. Bk will be there. in addn, Gov't ins as will take over failed blz, mgm. asset, etc., pay chks = suggest put into research report. Part of check system = blz accrs. but no one will have conf. unless blz = secure.

Lawking: We have law est nat'l blz, now why on resp. bks, decree # 03 = how conh, mgm. put bks (1990) = not in conformity today. amdg it.

Tom: we'll cant Bk supervise exam. put bk -

Lawking: Why on bk ball rmb? why on bkg accy syst?

Tom: a check system has a cost; if deposit in bk, what does bk do w. money?

Lawking: Lead finds

Tom: ie when deposit / bk, get promise from bk to repay.

Lawking: Get savings bank showing how much = there.

Tom: says money = blz's, uses money to mk loans/profit to run check system costs blz money, must put checks keep accs; take check + comp. to acct before pay; if can't pay, return to blzdr; checking service costs bank money; savings bk system = cheaper, since only give you receipt for money; prefer savings acct = less expensive; so bk need profitable outlet for its money. Jodns.

This AM only disc'd acct accts... prob... mention (more)... This check law tells me what a check is, "its" of parties, deals w. parties to 'paper.'

[Diagram]

Pay to the order of: [blank]
[blank]
[Bank]
[Drawer]

Bank customer tells bk to pay blzdr.
check to bldr (on $A$), hold put...it in 6 to 18, $k=1000$ credit for...

Law does not say how this happens $\iff$ how check $\Rightarrow$ collected; does $B$ give credit to hold?...immediately, or does it wait till return...check to $A$; if waits, can see $=100$ in acct, then pay = nothing...

left $A$'s acct / need something in law to tell acct reps...if

2 loans, because not everyone has acct in same...in bank system. Related to that is of timing: if $B$ pays interest, check = reduced acct, then how much int to pay? If need to reduce it. Need to know the info on how collect check $\iff$ how calc when payment made...must know when check = finally paid...

Kamkar: When $A$ sends to $B$, or when customer puts in

$A$; gives check to bldr, $B$ gets slip from $A$

Tom: How long from $B$ to $A$?

Kamkar: About 2 days; send by fax 1 month, 2 months...

Tom: "Real problem"/Lao.

Kamkar: By Lao people in US, send check to Lao bank, but

sometimes must wait 2-3 mos...

Tom = int'1 check; every chy has own law/check, it's crazy...

Lao banks collect Lao checks, treat $\forall$ check individually.

Procurement Group: Dept procurement = from budget dept; may be will practice.

Clay: what are gaps in this that leads to proposed bill here;

Ketsang: Dept will go before NFA, but they don't care dept here, nothing's

laid anything down; now see some gaps, wish to...more.

Bowen: This is dept outline from org dept; I'm from th & math = combination of this +

what happened [past 2 weeks]...

Ketsang: I need a 3rd party & admin - big def of too gen'1.

Clay: Where left off this AM: 2 Qs: 1) use of contractor procurement: 2) govt

see similar: new process $\iff$ ability to enforce contract; what we do in

next 2 weeks = structure/process to implement 2 principles. Begin:

multiple special Lao project; we must address. Q: If I'm a put contract

est. contract w/ Lao govt, = special project of which I should be aware?
Q: 1) Why worry abt contractors? Have they had trouble getting contractors?
2) Is issue to make contractor comfortable?

Clay: On contractor protect my profit; Clay = all contractors concern but one more spec. Protect Lao govt? =
Judge = too gen. a Q: Why don't make Lao need law?
Clay: Assumed/Lao govt' will hold line move for contractors = more trust/Lao
Judge = too wide for us

Clay: Cs = funny position; contractors won't believe contracts = enforced vs. govt. Can't get contract of law. Do Lao people believe Cs = indep.? If no indep.
judiciary, contractors won't believe contracts = enforced = is that a spec. prov/Lao? In US = separate Cs/claims vs. govt.; judges = appointed for life; so contractors know if home prov. judge = indep., can reach fair dem.
If I'm a Thai contractor, contract govt., if have dispute, what post of judges? = a spec. prov? When asks if = spec. prov/Lao, that's an eg. you may want to do article in law/spec Cs = other contractors' trust;

Clay: re #3: I don't know if Lao Cs = indep.; if you think enough trust = fines
If not, may want to add provision; but Q = don't undermine supplier doesn't have trust, won't bid = ie. how signal to contractors that
Cs = judges?

Ann: In issue of contractors' trust a prob/Lao

Judge: Lao Cs = indep., but only close (case taken a long time);/consumers don't like to waste time;

Clay: even if not separate, no bid mainto e.g. = same provos;
Re #1: If Cs makes mistake, can appeal in US; "Cs of claims" = first Cs, if lose here, appeal to dist. Cs; if lose, can appeal to sup. Cs. Can have as many as you want; even sup. Cs. Can make a mistake, can't design perfect syst. but only 1 that produces as many benefits at as low a cost as poss. Cs can get it wrong.

#2: Where Cs get fin. Usually from Leg's if not stmnt like
admin can cut off money; Cs don't completely indip.; don't have revenue; but can't make perfect syst., only make every
that contractors will do but in Lao Govt.
eq. & spec; prot. Lao = smawl city, before contract, how would govt. will live up to contract; if provide law, implemented, then go to twist.

When you say Lao judiciary = indep., what do you mean?

ex-Judge: Judge decides indep. = 3 judges, budget from Lao; 1/3 of judges = life/4yr.

Sup Ct head = elected/AA yrs.

Clay: Need for spec. ct to hear claims, or req. ct = enuf? ex-Judge: Need 3 level syst, but don't have enough judges, here no appeals ct.

Clay: Might = better not to have spec. ct, not enough judges?

ex-Judge: Rule on contracts/NEM -> limited $500,000 dip = prob. = too many cases/pressure.

Clay: If spec. ct, old hear claims more quickly.

ex-Judge: Constitutional/east, few mor.

Clay: Pass prob. -> quick hearings, may be mandatory arbitration quickly: convince contract, quicker if new ct.

ex-Judge: In time, that imp. ct, need qualified personnel, judge. Lao = very young, little exp./commerce.

Clay: A spec. prob/ct = expect publicizing, may be discuss how to address that in procurament. Is there special prob. of Lao want bids/new highway = in US, if govt. wants to hold highway pub. ads. in trade/newspapers: how advertise in Lao to contractors?

Roma: Publish in newspapers, few radio.

Clay: How many papers?

Ans: 5.

Clay: To get many bids/comp, how advertise?

Roma: Newspapers, few, eng + C of C reps, int'l trade orgs + embassy ad/here.

Clay: Is this way done now? or old be done?

Roma: If borrow money, inform int'l's/day, to inform cons.

ex-Judge: Before publish for bids, send letter to cons at Attaché + int'l reps to see, chair.

Clay: What abt perception of corruption in Govt? Do people believe exists, or don't? Pass = embassy, but must talk.

Roma: Not is true corruption, but do people believe it exists?
What about protective gov't?
1. How supervise process? Gov't quality?
2. Ensure bidders = one side?
3. Avoid fixing bids at gov't expense?

Never heard corruption but heard from others that it exists, eg
pro-district or pro-people servics = rich; = poor, fair price, good quality - even if gets twice, may also get something for self.

Eventhough don't have much if we deft, gd law = prevent it.

Berna: Last yr, many cases of corruption/price, etc.
Clay: Own prob: if you owned factory, wanted to sell to gov't, what other things might you worry about?

Clay: Gov't pays slowly.

Clay: What can be done abt that? be sure pay quickly?
Clay: What can be done to speed up process? Eg write contract -> affected days x interest/price or price/delay

Berna: Suppliers: intelligent dev contract = time/repayment/penalties if delay = 1st, 2nd, etc.

Clay: Is it better to have that issue to parties, or have law address it directly?

Berna: Will like law/particular laws each Min's or regulatory

Clay: Suggest think over next 2 weeks. Law = a means of reg. behav alternat = companies may allow penalties/payments to parties in contract. But sometimes helps to have legal penalties. Parties say otherwise - "default" rule: if not otherwise laws = clause. Default into over next few weeks where "default" rules in law but parties can clar in contract, Eg maybe say, if gov't doesn't pay in 30 days, pays 10% more unless Ps agree otherwise.

Addresses slow payments, but spicier bigger jobs in some cases than others. Let Ps decide, write law that says, unless contract provides otherwise, permitted parties freedom to write own contract/proc. rules. Think about where might use techs. Ask draft, each provision, then ask what = seq. be for contractors? Special? Courts? = eg only when come to

- Unbiased but can't choose. Clay: meet too.

Last point: Before bid, asked Pside gov't con contracts, said one=

"..."
Issue of different procedures? Research/analysis?

How well did Doncommunicate with him? One issue is different ways can address prob., won't resolve prob. today, but see how difficult it is to find sol. because = 3 possibilities to choose from: Q: Let's say have procedure for gov't procurement + Gov't has entered contract = violation of procedure; eg: contract to buy cement/highway, disc. that proper bidding procedure wasn't followed, highway = ½ finished, what might now happen/leg. conclusions:

Facts:
- My opinion: let const go on, when finished, hearing/leg. official re enforce contract, punish official
  - reality, complexity [repeats eq.] 1) Enforce contract, punish official
  2) Stop bid, redo, cancel contract; 3) Refer to contract (run usually: contract = illegal, can't be enforced unless amended in contract) 4) Stop const, but pay contractor for work done; 5) Contractor claims money in contract, evict const; 6) Renegotiate.
  7) Go to court, criminal justice; 8) Consequence of contract
- Law obeyed? Ans: no, gets paid within law = broken or not? no incentives to obey law; what gov't official care? yes = personal liability; ii) v'ty of contractor = reduced, job lost.

2) Contractor case since if law = not obeyed, = no payment, but gov't after doesn't care got the thing, didn't pay. A + B say law affects behavior, but diff rule affects behavior shift.

3) As draft law, ask whose behavior want to change? Gov't official or contractor?

If you = contractor, w'd you more likely bid under #1 or #2? As draft law, must req: that it may allocate risks somewhere, must decide who should bear risk. Way divide risks = 2 effects: 1) Affect diff. people's behaviors differently; 2) diff divisions of risk will affect price of the project... as draft law = aware of consequences of provisions we write. May be don't like either or conf'd alts. to get "best" division of risk
not many exp'd judges; what abt expert in supervising contractors' performance? Does LAC have enough educated indus using / govt -> proper supervision?


Clay: spec. probs in enforcing contract/quality/LAC?

Bonne: yes.

Clay: What cons of that?

Bonne: Can't lose money, can't chose LHC;^ costly expert, may prot = nicest tech personnel, always hire experts.

Clay: May consider procurement changes -> c'teater v. decent; given lack of personnel, shld effect decision

Bonne: Want to decentralize procurement because spec. pros... choose own experts.

Clay: Must be that need vs. absence of qualified people.

Benjamin w. obj. #1: Disc'd today - think how put into words, then go thru all arts (write definitions last).

Tomorrow apply prose w. disc'd today.

Bob: How get writing done.

Clay: Today didn't go at pros + spec LAC pros tomorrow will st, w/ out / them // modes of kept aut! lock up into grips, & w.

Sub caps w. report back -> critique/adjust.

Botsana: agree w. ketana; this PM = deb/proof -> st. draft, lane + actual/par.

Check guy Thain: today went back to how in delivery promised at LAC; tomorrow st. writing; Clay = highly tech; everyone understands contracting, but not checkers.

Not near that everyone begins & end.
Land gap / Jacques: Project # = many poles, not clearly marked, cont. gen. disc., make draft
middle everything -> divided later: = many
diff poles = mine + others, probe -> then transform into law

Souveran: People in gap / draft mine: 3 = MoF, but Dept of Land does not know much abt draft + land probe; people dealing w/ land have no info.

In Dept of Land, need 1 person / field / mum. In our gap = one lady telling re Dept of Land, but one man has no idea. Have 2 grads / II from MoF + MoI. Has discussion from each other.