Laos Legislative Drafting Programme

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http://hdl.handle.net/2144/22398

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officers can't collect from users, don't provide good service, etc. | formal user 6.1. cycle | funded, but some officials short at users, etc. | misbehavior is users' electricity power/unit too high for users, delay | hence | staff who can't get in to read it. Demands payments next | cut off power if an official cuts off power, he comes to EPL will pay.

Solutions: 1. Try to fix | 2. long rule/installation of meters, collecting bills | 3. strong task of collecting when the comes, | 4. broad cutoff | 5. forms go to EPL | 6. officials do not | need payment/capacity to pay (eg when get salary)

Kisanah: In case user is always of what can law do?

Ans: User is absent, leave bill, user goes to pay at EPL.

Bassem: Suggest elect bill → address causes. in US it was mail → mail cheques still specify in bill. Later if does not pay if uses → cut off elect.

Ans: Despite an amount of user of elect, didn't pay → cut off; go at times likely to be true;

Transports, install meter/select syst. EPL should decide, where to put it if not user, diff users = diff places. Rural areas, if porters = users, know in much go time to collect, for example, not useful.

Cheating: (in) official = put money in pocket; how know? - require uniforms? 2. How limit electricity installs meter, wage? Think about follow: 2. Write a (use of elect/unit) - expensive = flies/planes.

Ans: Officials who collected $, didn't turn to EPL. Add: Try local govt officials - eg Urubambe $s & area, collect each home.

Discussion re drafting bill:

Bonncham: Next step if Qs, please raise them, deep in contact later → will help you.

Sobein = Bill: P = power; soln; P = explicit; Reflection now = structure & form of bill. Many things to cover: can't raise issues, Day 2 corruption. On board: "structure & form of bill."

Thanu mentioned 2 kinds of bills: transit & revenue; but structure = similar.

Re form: Posts → see contact, $ 2% → when architect bids his need to think of social structure.
1. General principles: Why need law; guide to interpretation
   1. Divide into parts, sections, articles
   2. Standard of technical terms/use of language

   a. Why need law? Rec. to use law/RFM = important

   b. Guide to interp = General Principles = PREAMBLE
      a. Why need law? Rec. to use law; how to address prob =
         name of law; rec. to use law
      b. Preamble: why need law? Rec. to use law

   c. Preamble: why need law? Rec. to use law

2. Definition of key words: 3 ways:
   a. Need ltrry to expl. words - eg criminal law
   b. Definition of murder
   c. May have section defining key words

3. Sections, Chapters, Arts = "Grouping + Ordering"
   a. Law covers many issues, show logic of aspects
      - eg land = several parts
         I. control use of land
         II. use of land
         III. title of land
         IV. how protect land use
   b. Sometimes divide into chapters = many parts
      divided into chs - eg. control use of land = several chs
      each ch divided into sections
      = rec. to draft/subject material

4. "Ordering" - differs from "grouping" - which aspect = 1st
   Most imp't = 1st
   a. Normally 1st general principle
      II. Content of bill = subheadings
      III. Implementation
      IV. Sanctions
      V. Misc. recs
      VI. Final provision
in each part, make three articles/part
out 2 - might discuss scope of law
II Rule - eg law to stop burning garbage into water
III Criteria & Procedures re implementation, powers &
duties of officials/agency. How address issues to prevent RC
key pt/implementation
IV. Sanctions for RPs who violate law = direct,
educative, roundabout measures
V. Transitional provisions - procedures for appeal/pro
reform laws; best to include in law/transformation
Foreign law & expert: follow this syst.
VI. How to amend acts, change law/this law
5. When writing bill = style & elegance - form of sentences/Lao layout
- Thus abt words = detail = comprehensive = short sentences/comple
meanings = difficult tasks; identify key words to use for whole
laws. Avoid foreign words, use same word for same concept
always. - eg electricity, minstry - use Lao words
6. Tabulation = difficult in Lao;
Confusion bet. divs in Chs & parts & "tabulation". Ask explain
eg use of Lao = many purposes; list usage.
Art. 1 = how put in list; if in prob. to understand, ask one
or professor!
This PM: every group draft bill/area = groupings & ordering
begin to draft sections if have time -
Group report on structure of Gill:

Mug Law: 5 parts:
I. 2 Cus: Covenants; @ = 6 articles
II. Control & Monitoring: (1) Monitoring; (2) Inspection; (3)
III. Sanctions: (1) Fines; (2) Punishments
IV. Final Provision: [Blank]

Part I:
1. Purpose of Bill
2. Ward Definition
3. Scope of Bill
4. Mining revenues
5. Area & resources — reserves/mining eg trust areas vs. miner
6. Gov't role in mining

Part II: Mining (Processing)

Ch. 1: General phrases of mining
out 1: request/concessions
5: "license/permit"
9: licensing/may ""
10: permit/""
11: permit/explore
Scope & limits of survey, exploration

Ch. 12: Rights & Duties of being "legal person"
13: Extent of concession
14: Tax
15: Income tax
16: Tax/int,
17: Excise, tax
18: Duty of Co. to protect environment
19: " " " to train off personnel
20: " " " to maintain mining safety
21: Pay damages to owners
22: Rt of doing bus. / concession agent
23: Rt of Co. to have foreign personnel here

Part III: Controlling & Inspecting Miners:

Ch. 1: Control:
out 24: Agency (control)
25: Control; survey, exploring
Ch. 2: Inspecting:
26: Process/inspect
27: Rt of duties of inspector

Move detail
Move detail
Part IV: Conforming Inducing Measures

ourt. 28: rewards

ourt. 29: sanctions, incl. fines. 5% revenue, minimal pun.

30: Process/using illegally: [Defining re tax = she go in Part II]

First Q to ask: how are they grouped and ordered sensibly are part & ch headings Q: How can you find a general rule as to why they are put in order here? eg: Part II, Ch. II/pts + duties ol mg res w/mea

Safety = all duties of miners. Q: Should this be together subdivided? eg & sep. Ch. for safety, environment? eg Protection of environment

Fourth: re taxes, don't want to repeat inc. tax law, but say miners subject to all other tax laws + list. Third: re agency/contracting. Q: Look at workbook = many details you should include in many more articles.

Org. Gotten - subject to chg. Transp: Re tax laws of beneficiaries. Thus, refer to those laws, as the drift law = read other laws avoid overlapping them. re safety/whistleblowing

Mining: Only fee/concessions taken are not incl in tax law.

Mining: Profits. Co - digging, needs permit = several licenses.

Mining: When more comes, pay fees / specific task.

Mining: Pay out of tax, why fees? Followed past rule/Lao exemp

Transport: (Unsure) not ext. trave articles, yet supported bill.

Framed or Sweden bill = criticised drifty law. But incl. same as with our bill. no research reps 6th'ad add ideas form Sweden law.

Part I: Principles:

1. Dept.
2. Need of roles/Lao
3. Content of bill

Part II: Who will decide many issues/nat'l, int'l roles, which ->

Ch. 1: int'l rules that cross chry = pub + priv rules, rel to prov, local
Part 4: Use + maint. of rds
  Ch.1 - Use of rds
  Ch.2 - Maint. of rds

Part 5: Implement. Plan

Part 6: Conformity - inducing mean.

Part 7 = Appeals / dispute resolution

Part 8: Final provisions/ amends - leave open for ince. add issues -> add 1 req. 3 broad deft.

Fred: Good str. 2 comments: (1) we've had/ any bill s every bill shd have section for monitoring & eval = feedback to mon. (b) any new bill might provide 3 yrs later -> min. Comm. to assess/ how its work + report to cabinet + etc.; here, might provide similar req.; might = sunset clauses; bill will disappear at x date unless NA re-enacts its or ask Min. Dept. req. on how bill is working. be bill include feedback either in final Part, or implementing Part. Every bill will chg existing law = sometime law says, all law inconsistent with this law = repealed, you must do research on all existing law, & say in last Part the following laws are repealed, otherwise, give -> which law is repealed.

2. In draft Swedish proposal/redes law = section classification (like your Part II): Swedish version = badly drafted because a) remember law affects behavior, must draft for who does what. Swedish bill does not say who shd do what/ each kind of rds; instead, say eq. Nat'l rds -> bit by Nat'l authority; o/Comm. auth. shd build Nat'l rds r/ Strategic chan. etc.; Prov. auth. build & maint. rds = prov. Strategic imp't.

Michael: ie if one Swedish articles, must say who does what.

Transp: Agree w. you; discd yesterday — must keep classification/survey. Doesn't mean copy form; must do what = who has plan, who does what.

Transp #2 Agreed to comment/final pros: will disc. prev. laws/ Part, ch's in cabinet. Vietnem exp. is great re which is 2/5 available. pyr of law -> show which contradict.

Expt: old laws, unless, shld still serve.
Bob: Consolidation of laws: in many chores, divide all laws into cousins, eg. courts, health, transp., etc. Then pass new
mg law, last provs incld start: this law gone in mg divs; if use lease/ef law/dlv - send new law to all
Ps who have books; or computer data base - 2 other provi-
sions/last part: Odate when law gone into effect; 2) transitional
provisions - eg mg law, may want provision re existing mg
licensees; almost always, existing mg holders will stay on plan 2 
chld, etc; Some bills, transitional provisions = most difficult
to draft (eg law creating new university; what do with existing
ees, etc)

Elect Comm: Understaking ch 1.2.5 in part II, but what abt urb...?

Local rs; propose have to incl'd in one provi.

Transplant in BB, will explain each chnt; see diff people/diff procedures dealt
w/ each.

Ministry: Do you plan to leave in? or take out?

Thought: Z aspects = very diff. / separate; not one person does job.

Summary: diff people do diff things ; sep.

Elec Gp: Acced to our disc yesterday = many pts.

Part I: Gen'l Plan.
Purpose of bill/leg = use of elect.

Part II: Res & Dps force
Ch. 1: Res & duties of Min of End & Hydra.
Ch. 2: Contr. process of elect by cr
Ch. 3: Service provided by cr/people = elect

Part III: Ownership of
Ch. 1: EDL
Ch. 2: EDL -

Ch. 3: EDL is ch & sub

Part IV: Commission: permission for constr.
Ch. 1: Commission for electric by constr.
Ch. 2: Conditions of commissions -
Ch. 3: Duration of commission
Ch. 4: Steps of commission - issuing
Ch. 5: Commission apply.
Ch. 6: Res & duties of commission
Ch. 7: Prioritization of commission.
Ch. 2 = implementation, agency, when law goes into effect

Mag: When old dam -> how solve prob. of people/moved?

Elec: Old dam -> social, env. impact -> incl. in compensation process, as well as other costs of removal, settlement, etc.

Savannah: Compensation for what is land? (having to do with...)

Bob: think abt grouping & ordering; think abt w. gen'l provis, etc. - but jump ahead and ask - "what is logic?" - Q1: how justify this vs. other division of costs; st. w. provis/ prod. transm. distnb = who has resp. for each? Part II: how will do each of 3: some via concessions; Part II + Part III: implemented; generally better to st. w. who shd do what how, then disc. implement agencies; MUST JUSTIFY in BRI the logic of your bill outline.
No reg. or decree on cheques, but it is work. Nevertheless, People in back work on basis of old practice on cheques. These
People have opened branches in law, use their tradition of
how to use cheques. So do state banks. Now, 32 new
laws to use cheques. People need to respond
quickly. Practice to continue to do so. Can't agree with regulation
for all with a law. Need approval not only on cheques
but also on bill. How will include cheques, promissory
notes. Need experts to a
People with cheques care: don't lose, backed for
hours. Checks on a customer's age; a we of payment-all
does common. Payees can cross or do not
Cash, or deposit to own or by to not
Cash. Or deposit to bank, endorse (uncommon). To regulate
time to back, endorse (uncommon). To regulate
45: what happens if do not accept a check.
Practice: On cheques, write "Pay to be held" or
To a named payee, crossed or uncrossed. If write
"To be held" or crossed, crossed;
If a person loses a cheque, cannot deposit.
Collection take a week by customer's office; so
customer has to check, will come, or
deposit to cover the cheque.
A clear house in Vietnam. 8 days
Andrew, Vientiane; between promised, 1
month.
Chapter 1: Definitions
- Security for road use
- Control of the law

Part II
who decides on what road

Chapter 1: Design roads/superhighways
- Design road
- Measure road

Part II
Use of road

Chapter 2: Maintenance road
- Inauguration agency

Part III
Measures
- Part IV
- Repeat, design checks
- Part V
- Final permission
Part I: Fail

Part II: Function of the State

Chap 1: Ed 1 Electric & Meth

2. Controlling electricity produced by the State

3. Services provided by the State for the people

Part III: EDZ

1. EDZ

2. Execution of EDZ

3. EDZ & Electric

Part IV: Concession Powers

1. Concession for electricity

2. Conditions of concession

3. Duration of concession

4. Procedure of concession

5. Concession application

6. R & R: application

7. Payment of concession

Part V: Electricity Production

1. Production of electricity

2. Transmission of electricity

3. Regulation of export / import of electricity

4. Control & regulation of electricity export

5. Consumption & demand of electricity in rural electricity
Part I

Part II. Many Lessons

1. General principles
2. Regulations for a licence
3. Revenue bills
4. Remuneration for services
5. Exploration...
6. Limitation...

Ch. 1. Acts & duties & offences

13. Fee for concession
14. Tax
15. Income Tax
16. Interest
17. Export tax
18. Duty & revenue to protect缠绵
19. Duty of man to train low people
20. Duty to maintain safety
21. Duty to pay damages & reimbursement
22. Act on day burns & concession agreed
23. Act to have foreign workers present

Part III

Ch. 1. Contract
24. Agency for contract money
25. Contract to property & display

Ch. 2. Legality
26. Decision & property
27. Act & duty between

Part IV
15. A contractor shall

The application for a prospecting license shall include:

a. A Plan of Work, specifying
   (i) the area to be prospected,
   (ii) the times within which the applicant proposes to prospect each sub-area,
   and
   b. the expectations of the applicant in prospecting for the minerals or
   c. an environmental impact statement

and each other document or undertaking that the Minister may require