Regulatory Impact Assessment (RIA) in the Republic of Macedonia

9th September, 2014

Budva, Montenegro

Ministry of Justice
Republic of Macedonia
Република Македонија
Министерство за правда

Regulatory Impact Assessment (RIA) in the Republic of Macedonia

- Legal Framework
- Institutions involved
- Why Regulatory Impact Assessment?
- Process – check-points

Legal Framework

- ✓ Law on the Government of the Republic of Macedonia
  - ➢ Competences of the Legislation Secretariat
- ✓ Rules of Procedure of the Government of the Republic of Macedonia
  - ➢ Compulsory review of draft-legislation prior to official governmental endorsement
- ✓ Law on Prevention of Corruption
  - ➢ Competence of the State Commission for Prevention of Corruption

Legal Framework

- ✓ Law on the Parliament of the Republic of Macedonia
  - ➢ the authorized instances submit the law proposal to the President of the Parliament
  - ➢ Communication with citizens – day for regular communication of the MPs with the citizens
- ✓ Rules of Procedure of the Parliament of the Republic of Macedonia
  - ➢ Legislative procedure - compulsory review of proposed legislation prior to adoption
  - ➢Competences of working bodies and the Legislative Committee

Institutions involved

Legislation Secretariat

- securing the consistency of the legal system
- securing the methodological unity in the drafting
- ensures the publication of the bylaws and the other acts adopted by the Ministers
- provide expert opinions regarding the approximation of the national legislation with that of the EU

Ministry of Finance

- provides opinion regarding fiscal implication, financial provisions and materials related to disposal with state funds and financial obligations of state and municipalities

Institutions involved

Other state authorities and/or institutions

with expertise depending on the field of regulation

State Commission for Prevention of Corruption

- competent to provide opinions on proposed draft-laws of significance to combating corruption and conflicts of interest.

Ministry of Information Society and Administration

- competent to asses the proposals from the aspect of implementation of the procedure and Methodology on RIA.

Institutions involved

Government of the Republic of Macedonia

- **Sessions of the General Secretariat**
- **Sessions of the Governmental Commissions**
  - Commission for Political System
  - Commission for Economic System and Current Economic Policy
  - Commission for Human Resources and Sustainable Development
- **Sessions of the Government**

Parliament of the Republic of Macedonia

- Reviews performed by the relevant working bodies and the Legislative Committee
- Public discussions

Why Regulatory Impact Assessment?

- ✓ To alleviate the administrative burden
- ✓Simplification in the following of the legislative process in the interest of the SMEs
  - ❑To add to the quality of the legislation through
  - ❑Transparency
  - ❑Efficiency and effectiveness
  - ❑Harmonization of legislation with the same of EU
- ✓ How Corruption Assessment is related to RIA?

Why Regulatory Impact Assessment?

✓ RIA Methodology (ex-ante) - clear view on all processes implemented by the Government to establish quality in the process of creating policies

- introduced in 2008
- new Methodology adopted in 2009
- upgraded in 2010 to improve the established practices

Why Regulatory Impact Assessment?

Ex-ante - analysis conducted trough the RIA process determines:

- Cost / profit for the budget;
- Costs for businesses, especially SMEs, other groups and citizens (depending on application of the law proposal);
- Impacts on the economy, social impact, environmental impact and health, administrative burden and other effects depending on the area; costs and resources needed for implementation, monitoring and control, and evaluation of each of the possible solutions;
- Acceptance/resistance that can occur when implementing;
- Negative side effects and influences;

Why Regulatory Impact Assessment?

✓ Ex-post - Methodology for assessment of the implementation of the laws, introduced in 2013

- Assessment of the process of the implementation of the legislation
- Assessment of the results of the implementation of the legislation
- Assessment of the impact of the implementation of the legislation

Process – check-points

- Public review – RIA process stretched from strategic planning of the Government - web-sites, ENER
- Consultation process with stake-holders – prior to official inter-institutional consultation process
- Official inter-institutional consultation process – prior to governmental endorsement
- Governmental procedure – by commissions (opinions provided)
- Parliamentary procedure – by commissions (opinions provided)
- Ex-post evaluation

Thank you for your attention!

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