

HO CHI MINH NATIONAL ACADEMY OF POLITICS

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**GOVERNMENTAL ACCOUNTABILITY IN PLANNING
AND IMPLEMENTATION OF PUBLIC POLICIES
IN VIETNAM TODAY**

Major : Political Science

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SUMMARY OF THE DOCTORAL THESIS

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- *Ho Chi Minh national Academy of Politics library*
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**LIST OF PUBLISHED WORKS RELATED TO THE THESIS
BY THE AUTHOR**

1. Bui Thi Can (2016), “The Legal Issues of Government Accountability in the Process of Public Policy in Vietnam”, *Journal of Sciences, Vinh University.*, Volume 45, No. 3B, p.5-14.
2. Bui Thi Can (2017), “Conditions to ensure accountability of the Government in the planning and implementation of public policy”, *Journal of Education and Society*, No. 73(134), p.87-93.
3. Bui Thi Can (2017), “Accountability of the Government to the National Assembly in Vietnam today”, *Journal of Sciences, Capital University*, No.15, p.51-59.
4. Bui Thi Can (2017), “Accountability of Government in Public Policy Planning and Implementation - Objective needs”, *Journal of Human Resources, Social Science*, No. 4, p.31 - 39.
5. Bui Thi Can (2017), “Accountability of the government”, *Journal of Political Theory*, No. 4, p.111-116.
6. Bui Thi Can (2017), “The Role of Government in the Planning and Implementation of Public Policy - the Foundation for Accountability of the Government”, *Journal of Education and Society*, No. 78 (139), p.50-53.

CONCLUSIONS

In the world and in Vietnam there have been studies of governmental accountability in of public policy procession. The results of this research are very important both in theory and practice. However, the issue of accountability by the Government in the planning and implementation of public policies in Vietnam has not been studied specifically, and the system is still a big gap in scientific research to meet the real political requirements. In particular, with the tendency for political reform in the world and in Vietnam to move towards building a State - Government that promotes development, integrity and action, the Governmental accountability requirements and participation of the people are becoming urgent issues.

Actual implementation of Governmental accountability in the planning and implementation of public policies in Vietnam, despite the chivement of important results, there exists shortcoming. The successes, limitations and causes of such problems have been analyzed and evaluated in Chapter 3, especially in identifying and understanding the bottlenecks and problems in each aspect as the important basis to propose solutions.

From the basis of theoretical and practical research on accountability of the Government in the planning and implementation of public policies, the thesis has initially proposed a system of solutions to improve the implementation of Governmental accountability in planning and implementing public policies in Vietnam in the coming time. The solutions are: Raising the awareness of all levels, sectors and the whole society about the Governmental accountability in planning and implementing public policies; Complete the legal regulations on accountability, monitor the accountability of the Government in the planning and implementation of public policies; Strengthening the leadership of the Communist Party of Vietnam, the supervision of state agencies and socio-political organizations towards the Government; Promote the implementation of the Governmental accountability in the planning and implementation of public policies in reality effectively. It is important that in each solution, mastering key measures is the key to focusing on improving the efficiency of the Governmental accountability in planning and implementing public policies in Vietnam towards increasing demand of the country's development and international integration.

INTRODUCTION

1. The necessity of the Thesis

Accountability has become a common term in the development of the fields of social life in general and in the political sphere in particular and has been used as a tool for assessing the capacity of regulatory institutions which are mainly the role of the government. The government plays an important role in the process of planning and implementing public policies associated with the implementation of accountability to ensure its effectiveness, feasibility, and democracy of that process. From a theoretical as well as practical perspective, the implementation of accountability by the government in the process of public policies is objective and extremely important. This is shown by:

Firstly, accountability is formed from the requirements set out in the authorization mechanism, representative power and in the assignment, coordination, control of state power, against the abuse of power.

As the root objective of power, citizens have the right to know how their representatives are exercising their powers, meaning that the state must be accountable before the people. Implementing government accountability in planning and implementing public policies plays an important role in many ways in promoting democracy and the rule of law, building a strong, responsible government to solve effectively and timely problems set by real life. At the same time, state power agencies like the legislature, the executive and the judiciary must perform mutual accountability. This is the institution that limits the power of the state apparatus, first and foremost the limits of the power of state agencies, and the control of those agencies, creating a restraint, a power counterbalance to ensure that power is used properly and effectively, against the abuse of power.

Secondly, in Vietnam, the performance of Governmental accountability in recent years has made remarkable outcomes. However, the implementation of the Governmental accountability in the public policy planning and implementation still has limitations that pose many of the problems.

Thirdly, for the requirements of national development and international integration, with interdependent opportunities and challenges putting a lot of pressure on the central role of the Government in planning and implementing the public policies for development and deep integration into the world. In particular, the Governmental accountability is both a condition and a guarantee for socio-economic development policies, mobilization and attraction of domestic and foreign investment flows.

Fourthly, studies on the accountability of the State in general and the Governmental accountability in the planning and implementation of public policies in particular in Vietnam are still large gaps. So far, no political science work has been systematically researched on accountability by the Government in the planning and implementation of public policies in Vietnam.

Recognizing the importance of the topic in both theoretical and practical aspects, the PhD candidate has selected the study ***“Governmental accountability in planning and implementation of public policies in Vietnam today”*** as doctoral thesis, majoring in political science.

2. Thesis research aims and tasks

2.1. Thesis research aims

On the basis of clarifying the basic theoretical issues of government accountability in planning, implementing public policies and investigating the status of accountability by the Government in the planning and implementation of public policies in Vietnam, the Thesis proposes basic solutions to improve the effectiveness of the Governmental accountability in planning and implementing public policies in Vietnam in the coming time.

2.2. Thesis research tasks

- To systematize and evaluate domestic and foreign research works related to the Thesis topic.
- Clarify basic theoretical issues about accountability; accountability of the government in the planning, executing public policies.

strengthen the review of current legislation on accountability of the Government, comprehensive evaluation, system and requirements of the Government to take seriously, full provisions on accountability in the planning and implementation of public policies. At the same time, the sanctions should be applied to cases of irresponsibility, improper or incomplete implementation of regulations on accountability. The vote based on trustment for the government should be put into practice, to set clear criteria, avoiding cumbersome procedures, apply resignation for the leaders not implementing strictly responsible for handling. At the same time, rewarding and taking the form of encouraging the implementation of governmental accountability increasingly stronger and more effective.

4.2.4.2. Strengthening the assignment of tasks of the Government in a detailed and clear way in the planning and implementation of policies in association with the mechanism of individual responsibility

Firstly, the organizational apparatus and activities of the Government should be renovated in a constructive, dynamic and proactive manner; assigning clear responsibilities in connection with responsibility and accountability; Building and upholding the government's resignation method when operating ineffectively and ineffectively, causing serious consequences.

Secondly, it is necessary to strengthen the responsibilities of the Heads of Government and Ministries in accountability. In addition to the responsibilities of the Government, the individual responsibility of the Prime Minister, members of the Government, Ministers ... should be emphasized in planning, implementing policies and implementing the accountability on that policy process.

Thirdly, in addition to defining the responsibilities of the head, the assignment of tasks among officials and civil servants in the executive branch should also be clear in order to avoid the situation when the consequences occur and clarify who is responsible for, or blaming the whole team.

ways for socio-political organizations and socio-professional organizations; Materializing the mechanism of supervision and social criticism of socio-political organizations, the press and the media. It is necessary to promote the role of socio-political organizations such as People's Inspection Boards and Community Investment Supervision Boards to promote a strong interaction between the government and the people. In addition, the Government should have a policy to establish research centers for local public policies to connect businesses with people; enterprises, people with the Government to form a central system in the country (in countries called Think tanks - those who have knowledge of policies, professional and high level); Promote the role of Think Tank organizations in the process of consulting, monitoring and reviewing policies.

4.2.4. Promoting the implementation of the Governmental accountability in effective public policy planning and implementation

4.2.4.1. Promote strict implementation of legal regulations on accountability of the Government in the planning and implementation of public policy

First, strengthening the propaganda, dissemination and education law on the implementation of governmental accountability for the people and society so that the people and society understand the responsibility of the government in implementing accountability for over policy planning and implementation.

Second, the Government, the Prime Minister, Deputy Prime Ministers and Ministers must set an example to strictly implement the internal accountability and justify and report to the Party, the National Assembly and the people; Strengthening commitments in action and take responsibility for issues that the Government has committed to the Party, the National Assembly and the people. Justifying important issues, new policies and guidelines, the issues are still not uniformed, causing public opinions through many different ways towards the society.

Thirdly, the Government supervising agencies should

- Analyze and evaluate the status of accountability of the Government in the planning and implementation of public policies in Vietnam.

- Propose views of orientation, major solutions to improve the Governmental accountability in the planning and implementation of public policies in Vietnam.

3. Subjects and scope of research

3.1. Subjects of the research

The research subjects of the thesis are: Accountability of the Government in the planning and implementation of public policy in Vietnam, namely accountability on the performance of tasks and functions in the public policy planning and implementation process.

3.2. Scope of the research

- The thesis focuses on the accountability of the Government of Vietnam in the planning and implementation of public policies from the Vietnamese law on accountability and the actual implementation of the Governmental accountability.

- The Thesis focuses on the accountability of the Government of Vietnam, namely the accountability of the Government before the Communist Party of Vietnam, the National Assembly and the people and the society in general for a number of policies.

- Time range: from 2008 to present (since 2008 is the year of promulgation of the Law on promulgation of legal documents), especially the typical policies in the 2011-2016 administration.

4. Theoretical base and research methodologies

4.1. Theoretical base

- The Thesis is based on Marxist-Leninist views, Ho Chi Minh's ideologies on state power, the enforcement and control of state power.

- The Thesis approaches from a political point of view. Specifically, the theory of democracy, the organization and implementation of state power, the empowerment and empowerment control mechanisms.

4.2. Research methodologies

- Methodologies: The subject uses the methodology of dialectical materialism and historical materialism.

- Detailed methodologies:
- + Methodology of studying secondary documents
- + Interview with experts, National Assembly members
- + Case study (Case study on typical cases)
- + Methodology of analyzing the system, analysis of the structure - function ...

5. New contribution of the Thesis

Firstly, this is a systematic study of the politics of accountability by the Government in the planning and implementation of public policies in Vietnam.

Secondly, the thesis clarifies the implication of the government's accountability concept in planning and implementing public policies; Identifying the relationship between the role and position of the government in the policy procession, the necessity of implementing the government accountability in the planning process, and the implementation of public policies. Specifically, the thesis explains the government's responsibility to implement accountability in the process of planning, analyzing purpose, content, form of explanation in the planning and implementation of public policies, specifically determining the subject of the accountability, the factors that affect the implementation of the government accountability in the planning and implementation of public policies.

Thirdly, the dissertation has clarified the current state of political - legal basis and actual implementation of the governmental accountability in the planning and implementation of public policies in Vietnam. Specifically, the thesis has focused on analyzing the mechanism of relations between the Government and the ruling Communist Party of Vietnam, between the Government and the National Assembly and the society, thereby identifying the accountability mechanism between entities and these subjects. At the same time, the thesis has systemized the legal regulations on the governmental accountability in planning and implementing public policies in Vietnam to form the framework for analyzing the implementation of the Governmental accountability through the

planning, implementing public policy and the implementation of governmental accountability in the process.

Firstly, to perfect the mechanism for supervising the operation of the People's Procuracies and People's Courts in the state administrative activities.

Secondly, strengthening the supervision of the constitutionality and legality of legal documents which are issued by the state administrative system at the central and local levels have not yet been controlled by the courts. This means that it is necessary to specify the Court of Justice to determine the constitutionality and legality of legal documents.

Thirdly, in the experience of countries with a successful ruling party like Japan and Taiwan, it appears that the executive and legislative bodies can work closely together to form laws of conformity, the judiciary must be guaranteed independence from the executive and the legislature. In Vietnam, an independent monitoring system should be established: the Constitutional Court, the Inspectorate, the Independent Auditor.

Fourthly, it is necessary to combine the monitoring activities of people, experts and those directly affected by the policy. In reality, there are no mechanisms in place for policy consultants and policy reviewers in Viet Nam, but mainly through a number of programs such as the *Policy Dialogue*, *Q&A*, etc... on television in which interviews, exchanges with experts but no binding, mandatory, only for reference purpose.

4.2.3.2. Effectively promote the role of socio-political organizations and media agencies in strengthening the accountability of the Government

Firstly, from the legal provisions on the rights and conditions for people to participate in the public policies procession as well as monitoring the implementation of the Governmental accountability, it is important to ensure that in practice the people have the real right.

Secondly, facilitating and promoting the positive side of the media and communications in enhancing the Governmental accountability.

Third, consolidating the organization, operation and paving the

Questioning regulations within the Party and apply this principle to accountability activities of the Party units for the Party Central Committee. *Third*, to enhance the Governmental accountability before the Party, the important constraint to be resolved is that the Communist Party of Vietnam must take clear responsibility in front of the people for all its policies and leadership.

- Strengthening Congressional oversight of the procession of planning, implementing public policies, and the implementation of governmental accountability in the process. *First*, renovating and perfecting the organization of the National Assembly in the direction of clearly distinguishing the legislative power of the National Assembly and the right to formulate administrative regulation authority the Government and perfect the working regulations of the National Assembly. *Second*, the establishment of committees of the National Assembly is sufficiently quantitative, ensuring that each committee is in charge of a given area, overcoming the situation so that a committee is in charge of many areas, surveillance activities for the Government. *Third*, strengthening the oversight of Congress over the implementation of governmental accountability in the policy procession. Focused monitoring at the policy level, in each policy period to ensure that the monitoring and timely adjustment in policy planning and implementation. Improving the quality and effectiveness of monitoring tools such as reporting, monitoring, hearing, questionnaires, congressional committees, voting based on trustment ... *Fourth*, bringing into full play the strengths of the Government's explanations before the National Assembly. *Fifth*, applying the sanctions in the accountability. There should be assurances that the implementation of the Governmental accountability has a high degree of responsibility. Failure to explain or disproportionate can cause serious consequences in the planning and implementation of public policies, the collective and individual members of the Government must be subject to specific legal and political consequences at different levels.

- Strengthening judicial authorities' oversight of the process of

current regulations. The thesis has pointed out the causes for achievements and limitations of the Governmental accountability in the planning and implementation of public policies in Vietnam today.

Fourthly, the thesis presented an overview of guiding views and developed a system of solutions to improve the efficiency of the Governmental accountability implementation in the planning and implementation of public policies in Vietnam. In each solution, the thesis has identified key and important measures that contribute to improving the Governmental accountability in the planning and implementation of public policies in Vietnam.

6. Theoretical and practical significance of the thesis

- *The theoretical rationale*: The research results of the thesis will contribute to the knowledge, arguments, theories and the scientific viewpoints about accountability of the Government in the planning and implementation of public policies in Vietnam.

- *The practical rationale*: The research results of the thesis initially provide the scientific basis for enhancing the Governmental accountability in planning and implementing public policies in Vietnam and contributing to the State building of integrity, democracy, etc ...

Research outcomes can be used as reference materials for research, teaching and training in political science, public administration, and public policies in the field of accountability, accountability by the government in the policy procession.

7. Structure of the thesis

Apart from the introduction and conclusion, list of references, the thesis consists of 4 chapters and 14 sections.

CONTENTS

Chapter 1

LITERATURE REVIEW

Both domestic and foreign research projects on public policy and accountability have been relatively substantial, but research on governmental accountability in the planning and implementation of public policies in Vietnam has not been studied systematically. The

overview of the foreign and domestic research related to the thesis topic is important for the purpose of finding out and inheriting the theoretical as well as practical aspects of research and absorption of additional values and development in the process of thesis research. At the same time, the thesis literature review points out issues that have not been researched or researched in such works to further explore and contribute to more clarification.

In this section, the author focuses on analyzing and evaluating foreign and domestic studies related to the thesis topic upon three groups of problems:

First, the theoretical studies of governmental accountability in the planning and implementation of public policy

Second, studies on the state of accountability in policy planning and implementation

Third, studies on solutions to improving the efficiency of governmental accountability in policy planning and implementation.

Research results of domestic and foreign works which have been published and related to the topic of both theoretical and practical value. The works have created a theoretical basis for accountability and accountability of the government; overviewing the process of planning and implementing public policies in some countries in the world including Vietnam as well as governmental accountability in the policy procession. Various solutions are proposed to enhance the governmental accountability in a changing world with modern democracy and tectonic and efficient governments.

However, the review of the works shows that issues related to governmental accountability in the planning and implementation public policies have not been mentioned or mentioned but not specificized. The works also approach problems in terms of general concept, not directly studied systematically the Governmental accountability set out in the planning and implementation of public policies in Vietnam. Especially, the actual situation of implementing the Governmental accountability in the planning and implementation of public policies have not analyzed and a system of effective solutions to improve the Government's accountability in the process

mechanisms of accountability, political and legal consequences etc... to institutionalize the law and implement for unification.

- To raise the political consciousness and political responsibility of the Party and the State. Law enforcement officials must raise awareness of the implementation of accountability in policy planning and implementation, which is a permanent task, especially with the implementation of proactive accountability.

- It is necessary to raise the awareness of the people about governmental accountability, as a means of accountability, prevention of bureaucracy and corruption, especially policy corruption.

4.2.2. Improving legal provisions on accountability and supervision of the Governmental accountability in planning and implementing public policies

Attention should be paid to improving the current legal regulations on the Governmental accountability in policy planning and implementation from the concept, content, form, method and explanation and proceed to study the development of a separate law on accountability of the government during public policy procession; Completing the regulations on the accountability of the Government before the Communist Party of Vietnam, accountability of the Government before the National Assembly and society etc ... In particular, to supplement and strengthen regulations, mechanisms about the Governmental accountability before the judiciary.

4.2.3. Strengthening the leadership of the Communist Party of Vietnam, the supervision of state agencies and socio-political organizations towards the Government

- In order to enhance the Governmental accountability in policy formulation and implementation, a very important solution is to strengthen the leadership of the Communist Party of Vietnam in the government in planning and implementing public policies. *Firstly*, it is necessary to further clarify the relationship between Party leadership and state management, the Party leadership of the Government in the planning and implementation of public policies should be clearly. *Secondly*, it is necessary to further improve the

policy information that is timely provided to people in an easy-to-use format; Government decisions and regulations in policy planning and implementation must be clear and well-publicized. Publicity and transparency are a prerequisite for the government to be truly accountable to the people and help to improve people's predictability. If it is not open, transparency, consequences may be to arbitrariness or error in the exercise of authority, wrong programs, leading to bureaucracy and corruption. But publicity, transparency and democracy are only effective when the people are knowledgeable, educated and well-informed. Therefore, the political level and political culture of the citizens play an important role in contributing constructive and quality contributions to the policies. At the same time, it is important to ensure timely, adequate provision of relevant information on the policy procession; access to information of people is carried out ...; promoting in the right direction the role of the Vietnam Fatherland Front and mass organizations at all levels in performing the function of advising, reviewing and monitoring the process of the State's policy planning and implementation in a manner of exercising democracy at grassroots level; The role of the media in reflecting, commenting on the views of the people and the community on public policies and the public policy procession.

4.2. SOLUTIONS

4.2.1. Raising the awareness of all levels, sectors and the entire society on the accountability of the Government in the planning and implementation of public policy

- In order to enhance an the implementation of the Governmental accountability in policy planning and implementation, first and foremost, it is necessary to enhance awareness of the important roles and functions of the Government in the planning and implementation of public policies; accountability and the role and meaning of the Governmental accountability in the planning and implementation of public policies.

- There should be a consensus on accountability, Governmental accountability in policy planning and implementation from the concept, necessity, purpose, forms of implementation of accountability to the

of public policies in Vietnam has not proposed. Therefore, the issues that the thesis should continue to study are: (1) The concept of accountability by the Government in the planning and implementation of public policies from the perspective of politics should be studied more fully. In particular, in terms of the Governmental accountability in the policy planning, the policy enforcement is one of the bases to be able to reassert the responsibilities of the Government when needed, especially when the public policies process has serious consequences. (2) For the purpose and the necessity for governmental accountability in the planning and implementation of public policies should be further studied such as: Exploit further in terms of accountability to monitor how the government uses the policy planning, policy implementation, and emphasize the necessity for accountability in policy corruption, making public policies planning and implementing the target more effectively; (3) On the political-legal basis of the governmental accountability in the planning and implementation of public policies in Vietnam, the relationship between the Government and the Communist Party of Vietnam, between the Government and the National Assembly, between the Government and society during public policies process in Vietnam; (4) The issues to be continued to study on the content, form and method of implementing the governmental accountability in the policy planning, the policy implementation in both theoretical and emperical aspects: focus on deepening the forms of accountability of the Government before The Communist Party of Vietnam, the Vietnamese National Assembly and the society in general; Consider contents and methods of explanation; The timing, accountability consequence of of the Government of Vietnam reflected in the practice of implementing accountability in Vietnam through the form of accountability; (5) Focusing on breakthrough solutions that can solve the problems of Vietnam's legal regulations and the current situation of implementing the Governmental accountability in Vietnam in order to contribute to the improvement of accountability in the process of planning and implementing public policies in Vietnam effectively.

Chapter 2

THEORY OF GOVERNMENTAL ACCOUNTABILITY IN THE PLANNING AND IMPLEMENTATION OF PUBLIC POLICIES

The theoretical issues of governmental accountability in planning and implementation of public policies presented in the thesis include the following contents:

2.1. CONCEPTS FOR PLANNING AND IMPLEMENTING PUBLIC POLICY AND GOVERNMENTAL ACCOUNTABILITY

First of all, accountability is the obligation to provide information, to explain and respond in a public and transparent manner, in connection with the assumption of responsibility and being responsible of the empowered person to the empowering person.

Next, accountability is understood to be a means of controlling power during the empowerment of the person performing the task to contribute to the prediction of the behavior and consequences, and may confer the responsibility of the authorized person in case the serious consequences occur.

Inheriting values in research works, from the political approach, the concept of Governmental accountability in planning and implementation public policies in the thesis can be understood that: *Accountability of the Government in Planning and Implementation public policies is a method of monitoring and controlling power to meet the needs of the National Assembly, the people and society for the Government's obligations of reporting, justifying directly or indirectly, publicly and transparently, and being responsible for the process and results of the planning and implementation of public policies to contribute to predicting the behavior, possible consequences, ensuring that power is exercised properly and responsibility can be attributed of when necessary.*

2.2. POLITICAL - LEGAL BASIS OF THE GOVERNMENTAL ACCOUNTABILITY IN PUBLIC POLICY PLANNING AND IMPLEMENTATION

2.2.1. The root of government's power

As the owner of power, the people have empowered the government in various ways for the government to exercise its

relationship between the Party and the State; At the same time, enhancing the Governmental accountability must be closely linked to the process of reforming the work of the National Assembly and the Government; To continue consolidating the organizational structure of the Fatherland Front and socio-political organizations along the direction of streamlined, specific functions and tasks, avoiding overlapping.

4.1.2. Improving the effectiveness of governmental accountability in planning and implementing public policy must be linked to the improvement of the state power control mechanism

The completion of the state power control mechanism will create legal constraints and effective means to improve the implementation of the governmental accountability in the planning and implementation of public policies. To do so, attention should be paid to the people's control over state power, which must be carried out simultaneously with the strengthening of the control of the relevant agencies under the apparatus and Party for functional inspection, inspection and supervision. The combination of these two control systems would be combined to each other to ensure optimum efficiency for power control purposes. At the same time, implementation of assignment and coordination mechanisms between State agencies in exercising the legislative, executive and judicial powers. The Vietnamese Constitution of 2013 affirms that: State power is unified with the assignment, coordination and control between the State agencies in exercising the legislative, executive and judicial powers" (Item 3, Article 1).

4.1.3. Improving the efficiency of accountability of the Government must be closely linked with the reform of the process of planning and implementing public policies towards democracy, publicity and transparency.

Renovation of the policy process towards democracy, publicity and transparency reflected in the level of openness, freedom of public opinion, broad participation of the people, socio-political organizations, interest groups, social classes and specialists have the right to participate equitably through various forms of feedback. Government transparency in policy planning and implementation is

encouraging results, contributing significantly to policy corruption prevention and policy improvement.

However, the research also shows that the governmental accountability in the planning and implementation of public policies in Vietnam also encounters many shortcomings. Limitations from the legal regulations and actual implementation status of the governmental accountability in the planning and implementation of public policies comes from different causes such as: (1) There is a lack of a clear mechanism of leadership from the Party towards the Government in the process of planning and implementing public policies; (2) Incorrect and inadequate perception of actors, planners, public officials, stakeholders, people and society about the role and tasks of the Government in the planning and implementation of public policies as well as the importance and significance of implementing the Governmental accountability in the process; (3) Lack of uniformity and uniformity in the Governmental accountability regulations; (4) The process of planning and implementing public policies in Vietnam is still inadequate and inappropriate; (5) Regulations on the operation and role of the National Assembly on the implementation of the Governmental accountability in the policy procession are still unclear; (6) The capacity, responsibility and influential level of socio-political organizations and media on the implementation of the Governmental accountability in policy planning and implementation is not high ... These causes should soon be overcome to further improve the Governmental accountability in the planning and implementation of public policies in Vietnam.

Chapter 4

ORIENTATED POINTS AND SOLUTIONS TO IMPROVE EFFICIENCY OF THE GOVERNMENTAL ACCOUNTABILITY IN VIETNAM POLICY PLANNING AND IMPLEMENTATION

4.1. ORIENTATED POINTS

4.1.1. Improving the effectiveness of government accountability in planning and implementing public policies must be aligned with the reform of the political system.

Improving the accountability of the government must be linked to the process of reforming the political system. To do so, it is necessary to focus on a number of contents, first of all to clearly define the

empowerment from the people (parliamentary, republican president, or the combination of these two). Thereafter, it is very important to ask: How can the State (government as the centre) be empowered by the people not to abuse the power of the people? How can the State be empowered by the people to properly and effectively exercise that power? How do the group interests, partial interests do not overwhelm the common interests of the people, etc... The accountability of the government is one of the ways in which the empowered person can monitor and supervise his or her power properly and effectively and has “the ability to take accountability” when the power is violated, misused and causing negative consequences.

2.2.2. The basis of the division and control of power in the rule of law

The root of state power comes from the people, but when it comes to forming a state that represents the people, a method of organizing power is needed. Accordingly, in order to overcome the authoritarianism, autocracy, and infringement of the freedoms of the people, the state power must be assigned to the legislative, executive and judicial powers. This is an underlying explanation for the establishment of accountability among the three branches of state power, between branches of state power and the people.

2.2.3. Position, role of government in planning, implementing public policies

Compared to other government agencies (legislative and judiciary), government (many claim that the government is an executive body) is always the dominant power, playing a very important role, being central the state apparatus. The role and position of governments in planning, implementing public policies, and the government’s implementation of accountability, can be seen in a number of ways: *First, the government is the subject of most policy / law projects; Second, the government promulgates many legal documents to actively implement the policies*

Obviously, government with executive power means the right to formulate and administer national policies. Therefore, the government must be accountable to the people - the owners of power (either

directly or indirectly). It is the responsibility of the state power of the government not to do what is beyond the law, to violate the ownership right of the people; It is also the duty of the government to improve the society in order to better the lives of the people.

2.3. NECESSITY OF IMPLEMENTING GOVERNMENTAL ACCOUNTABILITY UNDER THE POLICY PLANNING AND IMPLEMENTATION

The necessity for the implementation of government accountability is reflected in the following aspects:

First, improving publicity and transparency in the process of planning and implementing policies

Then, creating a way for people to participate in overseeing the planning and implementation of government policies

Next, limiting the negative impact of interest groups, preventing corruption, especially policy corruption

Finally, improving the efficiency and quality of policy planning and implementation.

2.4. SUBJECTS, OBJECTS, CONTENTS AND FORMS OF IMPLEMENTING THE GOVERNMENTAL ACCOUNTABILITY IN THE PLANNING AND IMPLEMENTATION OF PUBLIC POLICIES

2.4.1. Subjects and objects of accountability

The accountability of the government refers to the subject of accountability here as governments, and individual heads of government, members of the executive (executive apparatus) and the staff (administrative apparatus). The target audience of accountability is the people - the subject of state power, the power of government; Governmental accountability must be implemented in front of elected bodies, elected representatives, agencies under the control and supervision of state power such as the Inspectorate, the Court, the Auditor, the hierarchy of state power; accountability of the government to the ruling party.

Up to the research aspect, the focus is only on governmental accountability, the subjects are executive apparatus, elected officials or authorizers. Or only accountability might be specified among

and the National Assembly and the society. Thereafter, the accountability relationship and mechanism between the subjects and objects are identified. At the same time, the thesis works out systematically legal regulations on the Governmental accountability in the planning and implementation of public policies in Vietnam expressed in the Constitution, in many different legal documents, such as Law on Organization of the National Assembly, Organization of the Government, the Law on Promulgation of Legal Documents, the Law on Corruption Prevention, the Law on Supervisory Activities of the National Assembly, the Law on the Press, the Law on Access to Information to formulate the basic framework of governmental accountability through current regulations. The basic issues are: concept, subject, object of justification; explanatory content; forms, methods of accountability and the legal and political implications of implementing the Governmental accountability in the planning and implementation of public policies in Vietnam.

3.2. REALITY OF IMPLEMENTATION OF THE GOVERNMENTAL ACCOUNTABILITY IN PUBLIC POLICY PLANNING AND IMPLEMENTATION

In this section, the thesis has presented the general implementation of accountability of the Party units of the Government of Vietnam to the Communist Party of Vietnam; Analysis of the implementation status of the Governmental accountability before Congress, accountability by the Government before the society. The Thesis focuses on analyzing examples of the government's implementation of the accountability for a number of policies, particularly the Government's Decree No. 116/2010/NĐ-CP: *For policies for civil servants, employees among the working forces in regions with extremely difficult socio-economic conditions.*

3.3. ASSESSMENT OF THE SITUATION AND CAUSES

The Governmental accountability in public policies planning and implementation of in Viet Nam has achieved important results such as: *firstly*, Vietnam has established a relatively adequate legal basis to carry out the accountability of the Government in the planning and implementation of public policies; *secondly*, the implementation of government accountability has resulted in

governmental responsibility for providing information, reporting, justification, evidence and accountability with the planning process, enforcing public policies as well as with the results of that procession. Through the implementation of governmental accountability in the planning and implementation of public policies, the National Assembly, the people and the public can obtain data as a basis for recognizing the responsibilities and accountability of the government, when necessary. Therefore, implementing and enhancing the governmental accountability in planning and implementing public policies is of great significance, especially in the prevention of policy corruption, overcoming the mistakes made in policy making of the government and promotes the transparency, publicity, democracy and effectiveness of public policies. The subject of accountability is the government, namely the head of government and ministries and stakeholders; accountability object is defined as the people - the owner of the power of the state, the National Assembly - the highest representative body of the people, the society in general and the ruling Party. The form and method of accountability are also quite diversified. However, the thesis focuses on general forms such as accountability of the government before the National Assembly, the ruling party, society for the contents and methods in each form of accountability. In addition, in the theoretical study of governmental accountability, it is important to pay attention to the factors affecting the governmental accountability in planning and implementation of public policies.

Chapter 3

SITUATION OF THE GOVERNMENTAL ACCOUNTABILITY IN PUBLIC POLICY PLANNING AND IMPLEMENTATION IN VIETNAM

3.1. SITUATION OF THE POLITICAL-LEGAL BASIS OF GOVERNMENTAL ACCOUNTABILITY IN PUBLIC POLICY PLANNING AND IMPLEMENTATION

In this section, the thesis presents and analyzes the political relationship between the Government of Vietnam and the ruling Communist Party of Vietnam, between the Government of Vietnam

the staff (official administrative apparatus). Some studies in the world also specify the subjects and objects for justification of governmental accountability through the form, the method from which to form the mechanism of the corresponding justification.

2.4.2. Purpose and content of the accountability of the government

The purpose of the governmental accountability is to ensure that authorized power is properly and effectively enforced. In the sense of “Accountability”, accountability is intended to prevent or limit the abuse of empowered power, to motivate the authorized person to use that power more effectively, to contribute to the promotion legitimacy of the representative power (here refers to the government) to the power owner who is the people. In planning and implementing policies, the governmental accountability aims to clarify how the government has used the mandated power and whether the government's policies are properly and effectively enforced? At the same time, through the governmental implementation of the accountability, the supervising agency and the public can recognize the sense of responsibility of the government as well as determine who is responsible for the consequences of the government's policy process. From then on, the government may have to be asked to make policy adjustments, to improve the sense of responsibility for the policy process, and timely overcome the consequences of the policy to ensure people's power, elected agency entrust the government to use increasingly properly and more effectively.

Depending on the characteristics and regulations of the planning process, the implementation of public policies in different countries will also require different accountability requirements. However, there are some basic contents that the government needs to explain during policy planning and implementation: The Government and Ministries in charge must have accountability before the legislature on the basis of the proposed policy draft; the purpose of the policy, the policy beneficiaries affected; the scope, time of commencement of policy implementation and time of policy termination; policy contents in the decrees; the political meaning of

the policy; the options for implementing the policy have been selected and the reasons for the selection; projected resources and conditions to ensure the implementation of the policy; Impact assessment contents of each policy in the proposal for construction. It should be explained and clarified whether the government policy proposed to enact and enforce the group interest (in a negative sense) or not? If the proposed policy of the government is confirmed by the government to be sound and feasible, but until the implementation policy is ineffective, resulting in serious consequences that the government dares to assume responsibility for, dares to resign or not? That is the question of whether the government needs to explain the promise or commitment of political responsibility to the legislature and the people. At the same time, the content of government accountability in the planning and implementation of public policies must be expressed in terms of explaining the government's policy-making process in accordance with the procedures in the Constitution and the Laws? Justifying and taking responsibility for the quality of the policy; results, effectiveness of policy issuance, implementation of public policies.

At the time of governmental accountability: At the request of the National Assembly, voters - citizens, society and related stakeholders, the Government must implement accountability actively in any time. any point of the policy process, of each policy period in accordance with the law. *Governmental accountability:* Including different levels. At least, by way of an accountability, the Parliament may issue warnings for government policy actions to make adjustments from the government to the policy planning and implementation. The next step is that Parliament has the right to delay or suspend a policy that the government is implementing or to draft a policy if it considers it to be unfeasible or "problematic" to carry out its activities for investigating responsibility for government officials. At higher level, the vote of confidence to dismiss government members, if during the policy planning and implementation causing serious consequences that can not be explained, not take responsibility to "resign." Even if there are signs

of crime, after the removal from office, government officials may also be prosecuted for criminal liability.

2.4.3. Form of accountability

There are many forms of governmental accountability such as vertical and horizontal accountability; accountability upwards (accountability compliance assurance system) focuses on compliance with rules, directives and directives coming from the state apparatus; accountability downwards (accountability system for performance outcomes) focuses on the results an individual or agency has to perform; accountability in government and government accountability with other government bodies, governmental accountability to society... In which, in certain areas, the Thesis focuses only on some forms of governmental accountability such as: accountability by the government to the Parliament, the governmental accountability before the ruling party; accountability of the government towards the people, society and stakeholders in the planning and implementation of public policies both in terms of active and passive, direct and indirect accountability

2.5. INFLUENTIAL FACTORS ON THE GOVERNMENTAL ACCOUNTABILITY IN PUBLIC POLICY PLANNING AND IMPLEMENTATION

The factors that affect the governmental accountability in the planning and implementation of public policies include the following: How to organize state power, socio-economic development, democratic development, political culture the role of social-political and media organizations.

Thus, studying the theory of accountability by the government in planning, implementing public policies has shown that accountability is an important method in empowered power-representative mechanism. The people - the owner of power through the parliament as the representative agency - empower the government to plan and implement public policies and expect that power be used properly and effectively. Therefore, the government must implement accountability during public policy procession.

The key elements of the governmental accountability in planning and implementing public policies should be clarified as: