



ĐẠI HỌC QUỐC GIA TP. HỒ CHÍ MINH
TRƯỜNG ĐẠI HỌC KINH TẾ - LUẬT
UNIVERSITY OF ECONOMICS AND LAW

Development of Vietnamese Legal System

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Basic Information about Vietnam



Population: 90 million (13th)
Square: 331,210 km² (65th)
GDP: \$170.020 billion (58th)
FDI attraction: 3th in Asean

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legal system

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Vietnamese Legal System

More than 12 main legal sectors:

Constitutional law, Civil Code, Criminal Code, Civil Procedure Code, Criminal Procedure Code, Administration Law, Labour Code, Marriage & Family Law, Land Law, Banking and Finance Law, Economics – Trade Law, Environmental Law...

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Hierarchy of legal texts

Authority	Text
National Assembly	Constitution, Law, Resolution
Standing Committee of the National Assembly	Ordinance, Resolution
President	Order, Decision
Government	Resolution, Decree
Prime Minister	Decision, Directive

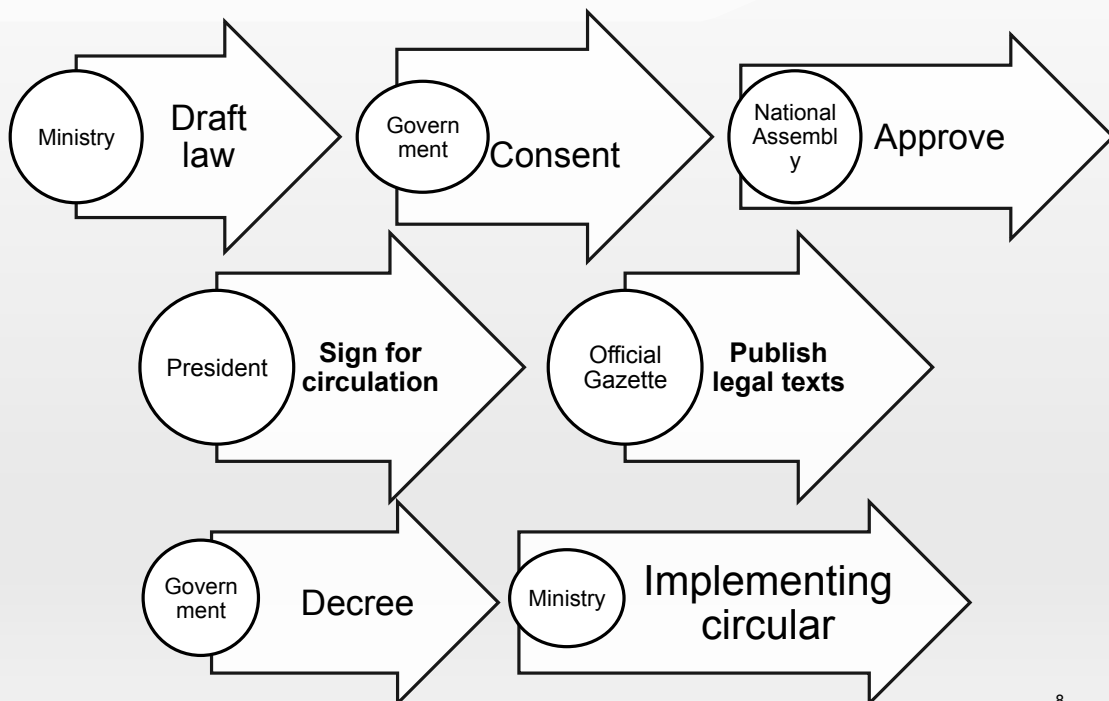
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Hierarchy of legal texts

Authority	Text
Ministers and head of ministry-level bodies	Decision, Directive, Circular, Joint Circular (issued collectively by different ministries or by a ministry and a political and social organisation)
Justice Council of the Supreme People's Court	Resolution
Chief Justice of the Supreme People's Court/ Head of the Supreme People's Prosecutor	Decision, Directive
People's Council	Resolution
People's Committee	Decision, Directive

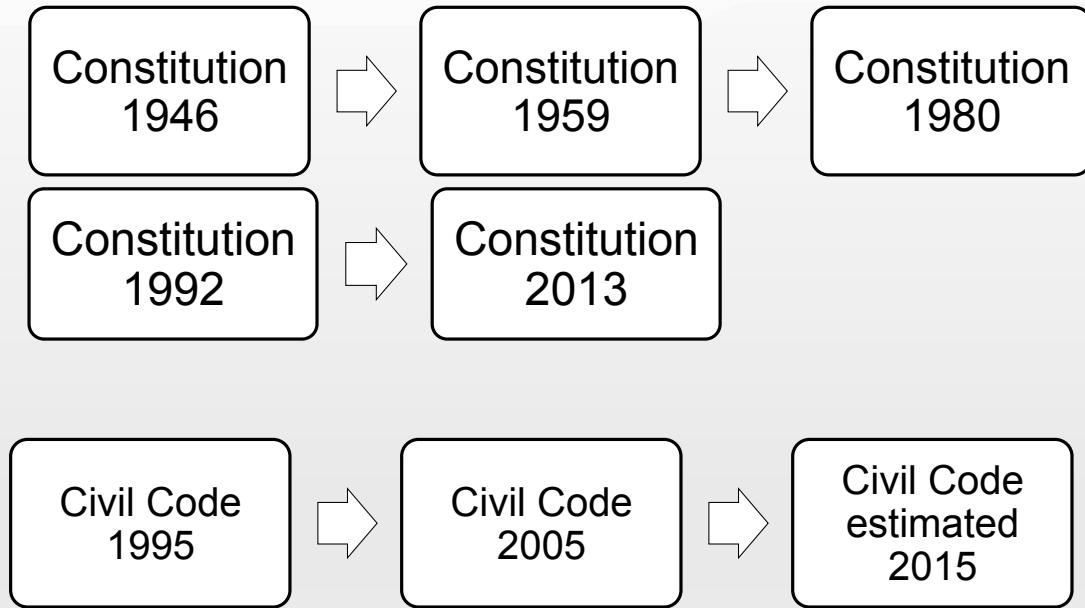
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Process of legislation work



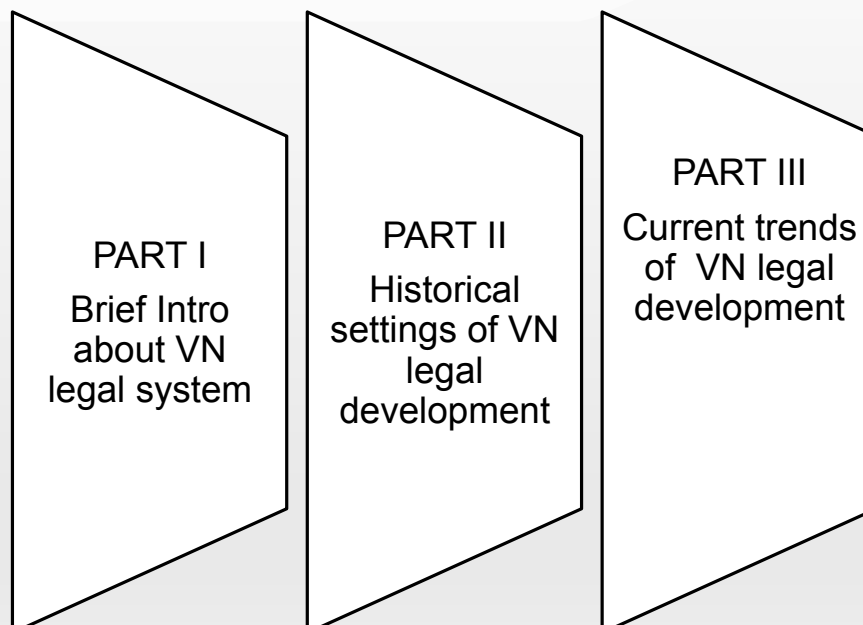
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Amendment of Law



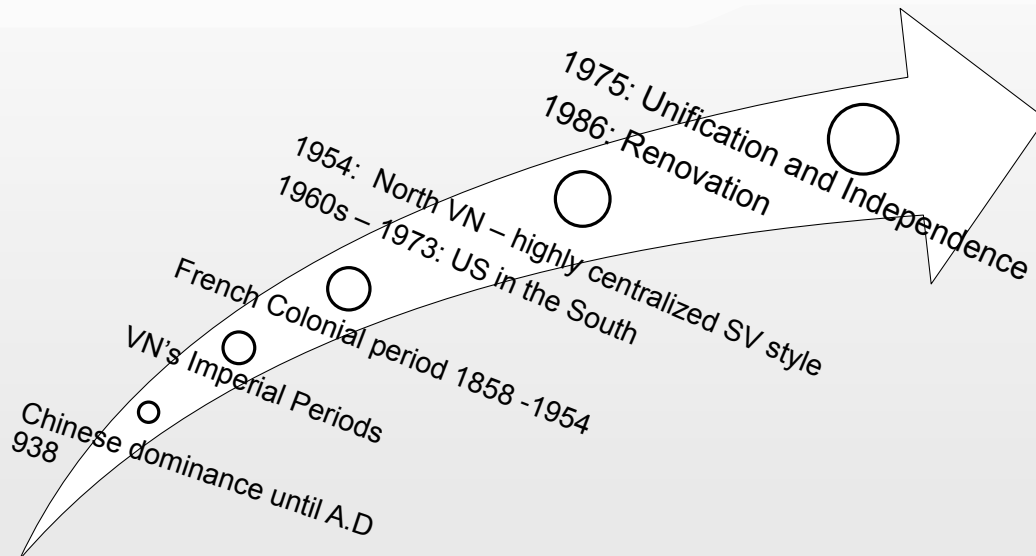
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Historical settings



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Development periods of legal system

- 1986: Reform process – Renovation
- 1992: Transition to a market economy → Trends of signing BTA, BIT, FTAs
- 1995: Member of ASEAN, AFTA
- 1996: Establishing Member of ASEM
- 1998: Member of APEC
- 2001: Bilateral Trade Agreement with US
- 2004: VN enacted many change in many laws

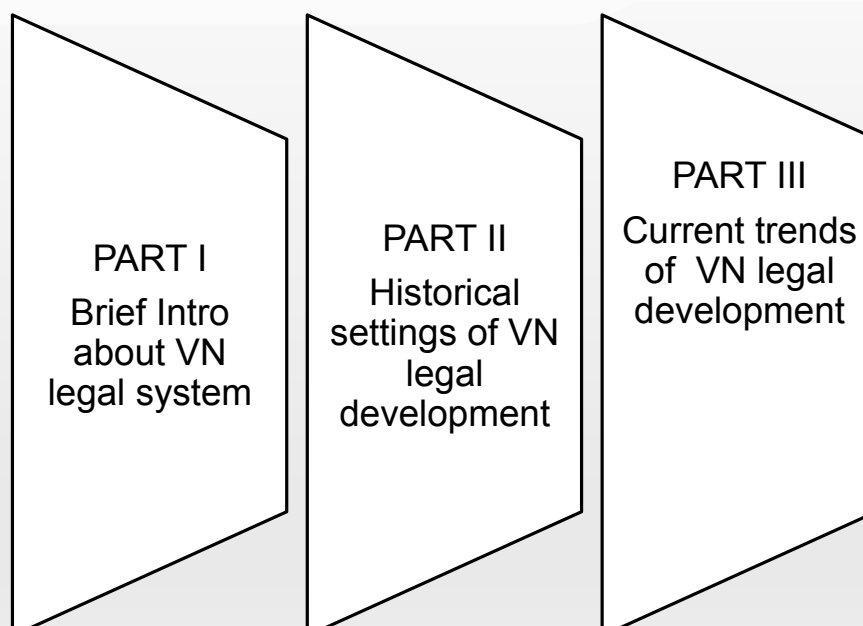
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Development periods of legal system

- 2000s: Asean +1 (China/Japan/S.Korea), Asean + Australia + New Zealand
- 2008: VJEPA (Vietnam – Japan)
- 2007: Accession to WTO
- 2013: Revised Constitution
- Negotiation: TPP, Vietnam – EU, RCEP ASEAN+6, EAFTA, ASEAN+3

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Current trends of legal system

- New laws created to harmonize with int'l standards/principles & accede to all necessary int'l treaties for economic development and int'l integration
- Improvements for the period up to 2020: modern transition to the rule of law, and a market-based economy, law implementation and enforcement mechanism

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Current trends of legal system

- Applicability of typical cases in judgment process by judges and possible precedential values
- Educate and train a sufficient number of judges, prosecutors, investigators, judicial staffs with qualification, skills and ethical standards
- Provide transparent legal environment, access to justice, legal service & aid in the community

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**THANKS FOR YOUR
ATTENTION**

Q&A

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