Challenges and Best Practices to Improve the Effectiveness of Detecting, Investigating and Prosecuting Bribery in Viet Nam - Presentation

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CHALLENGES AND BEST PRACTICES TO IMPROVE THE EFFECTIVENESS OF DETECTING, INVESTIGATING AND PROSECUTING BRIBERY IN VIETNAM


ACTNET WORKSHOP IN CHILE 2019
According to Vietnamese laws, Crimes of bribery include three offenses:
- The offense of taking bribes;
- The offense of giving bribes;
- The offense of brokering bribes.
1. Challenges of bribery crimes
2. The results of fighting against bribery crimes
3. Some Vietnam’s practices in preventing bribery crimes in recent years
1. CHALLENGES OF BRIBERY CRIMES

Vietnam Chamber of Commerce and Industry's survey in 2018

- Harassment by local officials: 80%
- Pay to speed up land procedures: 20%
- Pay for inspectors: 40%
- Pay to win a bid: 60%
1. CHALLENGES OF BRIBERY CRIMES

Briberies has a very high concealment and arise in following main field:
- Land management
- Construction management and investment
- State financial management
- Banking
- Justice, inspection, examinations
2. THE RESULTS OF FIGHTING AGAINST BRIBERY CRIMES

Bribery Cases from 2016-6/2019

- Taking bribes: 60
- Giving bribes: 12
- Brokering bribes: 1
2. THE RESULTS OF FIGHTING AGAINST BRIBERY CRIMES

Detected offenders of bribery crimes 2016-6/2019

- Taking bribes: 81
- Giving bribes: 29
- Brokering bribes: 1

73% Taking bribes
26% Giving bribes
1% Brokering bribes
3. SOME PRACTICES OF VIETNAM IN PREVENTING BRIBERY CRIMES IN RECENT YEARS

3.1. Revising Law

Amending and supplementing some provisions on corruption crimes in the Penal Code 2015 (amended and supplemented in 2017)

3.2. Promoting administrative procedure reform

Eliminate the application-granting mechanism and thoroughly implement the hierarchy and decentralization in the administration
3. SOME PRACTICES OF VIETNAM IN PREVENTING BRIBERY CRIMES IN RECENT YEARS

3.3. Enhancing the awareness
Promoting the role of society in criticizing and fighting against bribery

3.4. Innovating the activities of investigating agencies
Investigators have a relatively independent right, can actively fight against crimes of corruption, to avoid intervention to prolong the amount of time to investigate or interfere in the investigation
3. SOME PRACTICES OF VIETNAM IN PREVENTING BRIBERY CRIMES IN RECENT YEARS

3.5. Measures for detecting and arresting
- Catching red-handed
- Though the process of investigation and taking testimony
- Recovering bribery

3.6. International cooperation
International cooperation in fighting and handling corruption cases, especially foreign-related embezzlement and bribery
THANK YOU