

Strengthening the Rule of Law: Effective and transparent delivery of justice and rule-making in Egypt.

STUDY VISIT: FRANCE



ABOUT

THIS STUDY VISIT TO PARIS, FRANCE WAS ORGANISED WITHIN THE FRAMEWORK OF THE MENA TRANSITION FUND OF THE G7 DEAUVILLE PARTNERSHIP, FROM 21 SEPTEMBER TO 1 OCTOBER 2015.

SUMMARY

THE OBJECTIVE OF THE STUDY VISIT'S PROGRAMME WAS TO BUILD LEGISLATIVE DRAFTING CAPACITIES in the Ministry of Justice, Egypt. The study visit was addressed to representatives from the General Department of Legislation of the Ministry of Justice, Egypt. It included visits to the Ministry of Justice, the National Assembly, the Senate, the State Council, the Court of Cassation, Legifrance, the General Secretary of the Government, the Constitutional Court and the OECD. The delegates benefited from an overview of legislative drafting in the French Judicial System. They were

notably introduced to a comprehensive overview of the Parliamentary legislative procedures with a focus on the safeguards of quality and inclusiveness. Moreover, the visit to the National Assembly, the State Council and the Court of Cassation allowed the delegates to understand the mission and mandate of these institutions. In addition, the delegates discussed the role of bilateral relationship between France and Egypt, as well as the French support to promote democracy and access to justice in Egypt.

HIGHLIGHTS

THE WAY FORWARD

The study visit inspired the delegation to the use of Better Regulation tools such as Regulatory Impact Assessment or Improved Consultations. In this respect, consideration could be given to the **development of an over arching policy on the quality of legislation** as well as to provide advice on regulatory governance and policy. In addition, the study visit has shaped further options for consideration for *i. Developing an online service similar to **Legifrance** for Egypt and ii. The*

*necessity to draft a Guide for the drafting of legislation similar to the Guide Legistique in France. There is a general consent to start initiating, or contribute to the initiation of a process to draft a **Guide or Manual of Legislative Drafting for Egypt** that can provide, among other matters, the basis for the development of a policy on regulatory quality and building capacities in policy making and legislative drafting.*



Justice Sobhy, Justice AbdelAziz, Justice Badrawy, Gilberg and OECD team.

“This study visit inspired us to consider starting an online service such as “Legifrance” in Egypt,, Justice. Badrawy (EG)

CHALLENGES AND PRIORITIES OF REGULATIONS



The Delegation highlighted that the discussions were instrumental regarding the priorities of the Ministry of Justice such as legislations related to the establishment and management of electronic courts, the right of access to information act, legal system monitoring methodologies, a review of reconciliation and mediation legislation, and women, youth and children-related acts.

LEGIFRANCE: PUBLISHING LEGAL TEXTS ONLINE

Delegates were introduced to the Legifrance, the French government entity responsible for publishing legal texts online. It provides access, in French, to laws and decrees published in the Journal official, important court rulings, collective labour agreements, standards issued by European institutions, and international treaties and agreements to which France is a party. Legifrance also provides a number of useful links (to parliamentary assemblies, jurisdictions, independent administrative authorities).



Justice Ossama Abdelaziz during seminar on online services for regulatory policies.

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RECOMMENDATIONS

The study visit has shaped further options for consideration to:

1. **Finalize** the mapping exercise drafted by the OECD on the Drafting of Legislation in Egypt.
2. **Use** of Better Regulation tools such as Regulatory Impact Assessment or the Standard cost model and improved consultations.
3. **Initiate** a process to consider a Guide or Manual of Legislative Drafting for Egypt that can provide, among other matters, the basis for the development of a policy on regulatory quality and building capacities in policy making and legislative drafting.
4. **Review** a number of Regulatory Impact Assessments published in France and other countries to assess the appropriateness and relevance of the development of Regulatory Impact Assessment in Egypt.