II. Articles 5 and 7

_Proper legislative and administrative measures to enhance transparency in funding of candidates for elected public offices and, where applicable, the funding of political parties_ is an optional requirement of UNCAC.

Relevant issues are stated in the Law on Organization of the National Assembly (Article 43); Law on Election of Deputies to the National Assembly (Article 1, Article 2 on general principles, Article 3 on standards of National Assembly Deputies, Article 48 on those who cannot be candidates for National Assembly Deputies), the Law on Election of Deputies to the People’s Councils (Articles 2, 3, 4, 25 and 31); Law on Organization of the People's Councils and People's Committees and their guiding legal documents on election and candidacy.

Accordingly, the election and candidature to public office in Vietnam shall comply with strict provisions on standards of the candidates to ensure that elected persons have qualifications and capacity to serve people. Vietnam’s laws also have specific provisions on asset and income declaration. Scope of regulation includes: candidates that have the responsibility to declare assets; types of asset subject to declaration; procedures for asset declaration; competence, process and procedures for verification of assets; conclusion on transparency in asset declaration and disclosure of conclusions on transparency in asset declaration; liability of the dishonest declarers.

Regarding election funding, in accordance with the Law on Election of Deputies to the National Assembly and Law on Election of Deputies to People's Councils, the fund for election shall be ensured by the state budget. Requirements in Paragraph 3, Article 7 of the UNCAC are optional in nature, accordingly States parties shall implement it in their specific contexts, as appropriate. Vietnam does not have a multi-party system, therefore the provision for funding for political parties in the election is not set up.

The state budget guarantees the fund for election in accordance with processes and procedures prescribed by laws to ensure transparency and lawfulness.
OPEN-ENDED INTERGOVERNMENTAL WORKING GROUP ON THE PREVENTION OF CORRUPTION

ARTICLE 7 UNCAC

MEASURES RELATED TO POLITICAL PARTIES AND ELECTION CANDIDATES