**Unofficial translation**



**Lao People’s Democratic Republic**

**Peace Independence Democracy Unity Prosperity**

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**Prime Minister’s Office No.: 252/PM**

**Vientiane Capital, dated 06 November 2006**

**DECREE**

**on**

**the Organization and Operation of the**

**Lao National Road Safety Committee**

* Pursuant to the Law on the Government of the Lao People’s Democratic Republic No.: 02/NA, dated 06 May 2003;
* Pursuant to the Law on Land Transport No.: 0397/NA, dated 12 April 1997;
* Pursuant to the Law on National Roads No.: 04/99/NA, dated 03 April 1999;
* Pursuant to the Law on Road Traffic No.: 02/NA, dated 08 April 2000;
* Pursuant to the Decree of the Prime Minister of the Lao PDR No.: 104/NA, dated 26 April 2005 on the Adoption of Strategic and Road Safety Plans;
* Pursuant to the Request from the Minister of Communication, Transport, Post and Construction No.: 3005/MCTPC, dated 13 October 2006.

**The Prime Minister hereby issues a Decree:**

**Chapter I**

**General Provisions**

**Article 1. Objectives**

This Decree defines the functions, duties, scope of rights, and organizational structure of the Lao National Road Safety Committee to effectively implement the strategic and road safety plans aiming to prevent and reduce road accidents across the country in collaboration with relevant sectors and line ministries.

**Article 2. Location and Functions of the Lao National Road Safety Committee**

The Lao National Road Safety Committee (known as the NRSC) is a non-stationed governmental organization with an office located at the Ministry of Communication, Transport, Post and Construction. The Committee has functions in assisting the Government in advising, monitoring, inspecting, and supporting the Ministry of Communication, Transport, Post and Construction, the Ministry of Public Security, line ministries, and relevant sectors on research for drafting policies, strategic plans, and laws related to road safety, and implementing the mentioned policies, strategic plans, and laws related to road safety across the country. They also assist in advertising, mobilizing, seeking funds and technical expertise from both domestic and international sectors to invest in road safety activities. They are a focal point to coordinate and collaborate with all domestic and international relevant sectors in implementing road safety activities in the Lao PDR.

**Chapter II**

**Duties and Scope of Rights**

**Article 3. Duties**

The Lao National Road Safety Committee has the following main duties:

3.1. To study and elaborate strategic plans and national policies on road safety into detailed plans, work plans, and projects in order to introduce and support line ministries and all relevant sectors to effectively implement them;

3.2. To periodically summarize and report to the Government on the implementation results of plans, work plans, and projects;

3.3. To publicize, disseminate and provide information on road safety to the public and domestic and international sectors for wider awareness;

3.4. To manage and approve funds for plans, work plans and projects approved by the Government for effective implementation as well as create an annual administration budget plan for the NRSC to request for approval from the Government;

3.5. To conduct research and issue Decision and work plans of the NRSC’s as well as the duties of the NRSC Secretariat for effective operation;

3.6. To study and re-examine strategic plans and national policies on road safety to ensure they reflect actual situations in each period before requesting approval from the Government.

**Article 4. Scope of Rights**

The Lao National Road Safety Committee has the following rights:

4.1. To decide on the appointment of the Road Safety Committee at the provincial and Vientiane Capital levels, as well as consider adopting the role and implementation plans of such Committee;

4.2. To urge and mobilize people and both public and private organizations to take part in implementing road safety activities;

4.3. To coordinate and cooperate with international organizations and foreign countries, especially those within the region and ASEAN, to seek financial assistance, lessons, and expertise;

4.4. To effectively manage and use annual budget and supported and assisted funds into their works;

4.5. To summon relevant sectors for meetings to discuss and address problems related to road safety;

4.6. To advise relevant sectors to issue decisions, orders, notices, and guidance to implement laws for combating and preventing road accidents;

4.7. To issue decisions, orders, notices, and guidance to implement laws and resolutions of the Government related to road safety.

**Chapter III**

**Organizational Structure**

**Article 5. Organizational Structure**

The Lao National Road Safety Committee is a non-stationed organization, but has an assisting office which is the Department of Transport, the Ministry of Communication, Transport, Post and Construction as the Secretariat. The Director General of the Department of Transport is the Head of Secretariat and Deputy Directors are Deputy Heads of Secretariat with appropriate number of staff members. The Road Safety Committees of Provinces and Vientiane Capital are the Division of Communication, Transport, Post and Construction, with the Deputy Directors in charge of transport affairs serving as the Office Head.

**Article 6. Personnel Structure**

The Lao National Road Safety Committee consists of the following:

1. Deputy Prime Minister as the President;
2. Minister of MCTPC as a Vice President and Standing Member;
3. Minister of Public Security as a Vice President;
4. Deputy Minister of Health as a Committee Member;
5. Deputy Minister of Education as a Committee member;
6. Deputy Minister of Information and Culture as a Committee Member;
7. Deputy Minister of Finance as a Committee Member;
8. Director-General of Department of Transport, MCTPC, as Secretary.

For the Lao National Road Safety Committee in provinces and Vientiane Capital will the Vice-Governor and Vice Capital Governor will be appointed as a Road Safety Committee President supported by Directors of relevant divisions as Committee Members.

**Chapter IV**

**Working Mechanism, Duties, and Scope of Rights**

**of President, Vice-President, Committee Members, and Head of Secretariat**

**Article 7. Working Mechanism**

The Lao National Road Safety Committee operates based on the following principles:

7.1. Every activity of the Lao National Road Safety Committee shall comply with the directional policies of the Party and the strategic plans of the Government on road safety;

7.2. To work under democracy principles on the basis of group consensus with assigning tasks to responsible individuals, performing based on work plans, having evaluations, lessons learned, and reflections, regularly reporting to all relevant domestic and international sectors. In addition, results from leading-guiding direction in implementing tasks shall be evaluated periodically in order to report to the Government;

7.3. To organize research meetings and lessons learned summary from the implementation of activities related to road safety;

7.4. To coordinate and cooperate with international organizations that work on road safety in accordance with stimulated regulations.

**Article 8. Duties and scope of rights of the President**

The President of the NRSC has the following main duties and rights:

8.1. To be responsible for all NRSC activities by giving direction, plan, coordination with domestic sectors, cooperation with international and foreign countries;

8.2. Chair ordinary and extraordinary sessions of the NRSC;

8.3. Sign important NRSC documents;

8.4. Report the results of work implementation in each period of the NRSC to the Government;

8.5. Assign responsibilities to each member within the NRSC.

**Article 9. Duties and Scope of Rights of the Vice-Presidents and Committee Members**

The Vice-Presidents and Committee Members of the NRSC have the following main duties and rights:

9.1. The Vice-Presidents are assistants to the President and serve as Standing Members who are responsible for certain assigned tasks. In absence of the President, the Vice-President who is Acting President is responsible for signing, chairing meetings, guiding operations, and signing NRSC general documents;

9.2. The Vice-Presidents and Committee Members have the rights to comment upon issues including work plans and budget plans, as well as to evaluate and summarize lessons learned from the implementation of the NRSC’s work in each period;

9.3. To report status of the implementation of management and inspection plans on road safety to the meeting and report meeting resolutions to their leading officials. These resolutions will then be elaborated and implemented in their sectors;

9.4. To propose to the President to summon an extraordinary session for urgent issues.

**Article 10. Duties and Scope of Rights of the Head of Secretariat**

The Head of Secretariat has the following main duties and rights:

10.1. To be responsible for all work of the NRSC Secretariat;

10.2. To lead the Secretariat to carry out work assigned by the NRSC as specified in regulations such as:

* To summarize and draft operation and annual budget plans for the NRSC and the Secretariat to propose to the NRSC for consideration;
* To research and improve the functions of the NRSC and the Road Safety Committees of provinces and Vientiane Capital to suit the circumstances in each period, and propose to the NRSC for consideration;
* To coordinate with relevant sectors and line ministries, both domestically and internationally, to study and research on road safety administrative and inspection plans; draft policies and regulations for technical administration, and publicize, disseminate information related to the management and inspection of road safety;
* To manage and administer the work of the NRSC such as manage budgets i.e. manage accounting, finance and NRSC assets;
* To monitor, support, and promote the implementation of laws and regulations related to Land Transport and other relevant laws and regulations;
* To coordinate with Road Safety Committees of provinces and Vientiane Capital to summarize and analyze road safety situations across the country and regularly report to the NRSC;
* Prepare for ordinary and extraordinary sessions of the NRSC and take minutes of each meeting.

**Chapter V**

**Sources of Income and Target for Using Fund**

**Article 11. Sources of Income**

The National Road Safety Committee is permitted to establish a road safety fund with income from:

* The Government annual budget;
* Fines from violators of road traffic, highway and main road transport rules;
* Collection of plate registration fees via auction based on the MCTPC’s agreement;
* 10% of the annual income of the highway maintenance fund;
* Contributions from domestic and international public–private sectors including international financial institutions;
* Annual vehicle usage and other sources of income related to road safety.

**Article 12. Target for Using Fund**

Road safety fund shall be used on the following activities:

* Regular inspection of road safety;
* Advertising about road safety;
* Publication of documents on road safety;
* Rescue during accidents;
* Administrative and management tasks on road safety;
* Capacity building and supporting equipment;
* Other works related to road safety.

The President of the NRSC is assigned to define detailed regulations on managing and using budgets and other incomes as stipulated in this Decree.

**Chapter VI**

**Final Provisions**

**Article 13. Seal**

The National Road Safety Committee has its own seal to be used in official work. Whereas the Secretariat is using the Transport Department seal, the secretariat offices in provinces use the seal of the Division of Communication, Transport, Post and Construction of that particular province.

**Article 14.** The President of the National Road Safety Committee is assigned to implement this Decree effectively.

**Article 15. Implementation**

Line ministries, ministerial-equivalent organizations, local authorities, and relevant sectors shall recognize, cooperate, and strictly implement this Decree based on their functions.

**Article 16. Effectiveness**

 This Decree is effective from the date of signature.

**Prime Minister of the Lao PDR**

***[Signature and seal]***

**Bouasone BOUPHAVANH**