



**Vietnam Chamber of Commerce and Industry**  
**WTO Center**

**REPORT**

**THE REVIEW OF VIETNAM'S LEGAL FRAMEWORK AGAINST  
COMMITMENTS UNDER EUROPEAN UNION - VIETNAM FREE TRADE  
AGREEMENT (EVFTA) ON GOVERNMENT PROCUREMENT**

---

---

## INTRODUCTION

At the beginning of December 2015, the European Union and Vietnam announced the conclusion of negotiations for the European Union - Vietnam Free Trade Agreement (EVFTA), one of the two largest new-generation free trade agreements of Vietnam. With a broad coverage of various trade and trade-related sectors at and behind countries' borders, EVFTA is forecasted to have a significant impact on Vietnam's legal framework and economic institutions in the coming time.

One of the aspects under the coverage of EVFTA, which is considered to have significant and direct impacts on Vietnam's legal framework is Government Procurement. This is an institutional aspect that until now the country has not been bound by any international entry-into-enforcement agreements.

***The review of Vietnam's legal framework against EVFTA commitments on Government Procurement*** is conducted by Vietnam Chamber of Commerce and Industry (VCCI) with analyses about the compatibility of Vietnam's legal framework against commitments from the perspectives of its firms (tendering participants). From this, recommendations are made to guarantee the conformity to the Agreement in the most beneficial ways for firms.

This Review belongs to a series of reviews of Vietnam's legal framework against EVFTA commitments on five important aspects (including Government procurement, Government procurement, Intellectual property, Customs and trade facilitation, and Transparency). All of these reviews are carried out by Vietnam Chamber of Commerce and Industry (VCCI) in the Program titled "The readiness of Vietnam's legal framework in implementing EVFTA" with the supports of the Embassy of the United Kingdom of Great Britain and North Ireland in Vietnam.

This Review report is expected to be a good and useful information source for the process of reviewing the legal framework for EVFTA enforcement of the Government, and also considered a meaningful reference for the Congress's authorities in the process of approving, directing, implementing and controlling the EVFTA implementation.

Vietnam Chamber of Commerce and Industry expresses its thanks to the Embassy of the United Kingdom of Great Britain and North Ireland in Vietnam for their supports in the implementation of this meaningful program./.

---



---

TABLE OF CONTENT

	Page
Introduction	2
<b>Section 1</b>	5
<b>Summary about results of the Review</b>	
<i>I. Targets and situation of the Review</i>	5
<i>II. Coverage of the review</i>	6
1. About commitments on Government Procurement in EVFTA	6
2. About Vietnam's Tendering-related legislations	8
3. About criteria for assessment and recommendations	8
<i>III. Summary about results of the Review and Recommendations</i>	9
1. The group of EVFTA's Government Procurement commitments that Vietnam's legal framework have been compatible with	9
Review results	9
Assessments and Recommendations	13
2. The group of EVFTA's Government Procurement commitments that Vietnam's legal framework have partly or totally been incompatible with	13
Review results	13
Assessment and Recommendations	17
<b>Section 2</b>	25
<b>The detailed review table of Vietnam's legal framework against EVFTA commitments on Government Procurement</b>	