




Mechanisms of interaction of LSGs with Jogorku Kenesh of the Kyrgyz Republic


Background

- Art. 9 of the Law of KR “On Local Self-Government”: “... in preparation and adoption of decisions on matters directly affecting the interests of local communities, public authorities shall conduct consultations and discussions with the bodies of LSG and their associations, unions of local communities **in the order established by the law.**” **The order hasn’t been established!**
- Numerous RLAs are adopted one after another, but the situation on the ground, as well as their impact on the communities, are not deeply studied, opinions of the LSG representatives are not taken into account, the adopted individual RLAs in practice do not reflect the existing realities of life and do not work




Mechanism 1

- Formalization of the process of conciliating the decisions at all levels of government through the Law “On Regulatory Legal Acts”:
 - to the law on the RLAs, add the norm that when preparing and adopting the RLAs on issues affecting the interests of local communities and local self-government bodies, the legislative bodies (officials) must necessarily conciliate with associations, unions of LSG bodies
 - to decipher what constitutes **a conciliation**, to define this concept, to describe the rights and responsibilities of the parties, to describe the mechanism, the sequence of actions in the negotiation process, and to establish an appeal mechanism and to determine the consequences that occur when the agreement was not reached




Mechanism 2

- Introducing the relevant changes in **the regulations of Jogorku Kenesh**:
 - either with regard to mandatory participation of associations of LSGs in meetings of committees and chambers on matters related to local communities, and documentation of the associations’ voices in the protocols
 - or introduction of mandatory expertise of draft RLAs that affect the interests of local communities




Mechanism 3

- **Special protocol** of the conciliation session of JK committee on budget and finance with regards inter-budgetary relations. Objectives:
 - To recommend a **balanced decision on controversial matters in the inter-budgetary relations**, which were not reconciled in the process of draft budget formation by the government
 - To reflect **differences in the positions of the government and LSGs** with regards the inter-budgetary relations



Mechanism 4

- Introduction of a mandatory **annual report of associations of LSGs** to JK on the impact of various decisions of the JK and the Government of KR on the development of local communities, as well as the quality of local keneshes performance. Objectives:
 - improvement of the decisions' quality by JK KR;
 - direct linkage of Jogorku Kenesh with local communities that excludes distortion of information passing through censorship of the state executive power;
 - interests of local communities will receive a mechanism of real accounting in the decision-making process;
 - needs of vulnerable groups will obtain a systematic expression;
 - control function of Jogorku Kenesh will receive a new qualitative expression - an assessment of the laws' impact on objective indicators; accountability of Jogorku Kenesh to local communities will increase.



Impact on governance

- Increased trust in Jogorku Kenesh of the Kyrgyz Republic.
- Increased sustainability of social and economic development and social stability of society
- Strengthened unity of the people
- More balanced development of territories
- Strengthened parliamentary democracy at the national and local levels