

STEP 3: Diagnose governance instruments

Governance Instrument	Description	Type	Level	S2S segment	S2S sub-segment	Relevance	Strengths of instrument	Gaps in instrument	Additional comments
Resolution No. 36-NQ / TW, dated October 22, 2018,	The Eighth Conference of the Party Central Committee (Session XII) on the Strategy for sustainable development of Vietnam's marine economy to 2030, with a vision to year 2045. One objective is: preventing, controlling and significantly reducing pollution of the marine environment; regional leader in minimizing ocean plastic waste. In coastal provinces and cities, 100% of hazardous waste and daily-life solid waste are collected and treated up to environmental standards.		National	Multiple	Full S2S system	High	Highest political level (Communist Party)		
Decision 1746/QĐ-TTg, Dec 4, 2019	National Action Plan on Marine Plastic Debris Management	Policy	National	Multiple	Full S2S system	High	Highest political level	No baseline data available - therefore the goal of this National Action Plan may not be met	This action plan focuses on plastics waste but separates it from the context of waste management and waste infrastructures as well as does not take into account the informal sector which plays an important role in plastics waste management in Vietnam
Law No. 55/2014/QH13 dated June 23, 2014	Law No. 55/2014/QH13 dated June 23, 2014, on Environmental Protection give a framework for waste management and pollution control within the territory of the Socialist Republic of Vietnam, including mainland, islands, territorial waters and airspace	Law	National	Multiple	Full S2S system	High			Under revision process
The Vietnam Maritime Code No. 95/2015/QH13 dated November 25, 2015	Manage the marine pollution of ships.	Law	National	Open ocean	lower watershed	High			
Law No. 82/2015/QH13 dated June 25, 2015,	Natural Resources and Environment of Sea and Islands approach the marine pollution control in connecting the activities in mainland, coastal, marine and island.	Law	National	Adjoining sea, shelf	lower watershed	High			
Decision No. 166/QĐ-TTg dated 21 January 2014	National environmental protection strategy by 2020, with a vision to 2030 and its implementation plan	Strategy	National	Multiple	Full S2S system	Medium			
Decision No. 491/QĐ-TTg dated May 07, 2018	Revision of National strategy for general management of solid waste to 2025 with vision towards 2050	Strategy	National	Multiple	Full S2S system	Medium			
Decision No. 1855/QĐ-TTg of December 27, 2007,	National energy development strategy up to 2020, with 2050 vision	Strategy	National	Land system		Medium			
Decision No. 885/QĐ-TTg dated June 6, 2011 of Prime Minister	Approving the Plan on control of environmental pollution in transportation activities.	Plan	National	Multiple		Medium			
Decision No. 582/QĐ-TTg of April 11, 2013	Approves the project of enhancing the control of environmental pollution due to the use of non-biodegradable plastic bags by 2020.	Law	National	Multiple		Low			
Decree No. 38/2015/ND-CP dated April 24, 2015,	Ministry of Natural Resources and Environment (MONRE) manages the hazardous waste and the imported scraps of management of waste and discarded materials	Law	National	Multiple		High			
Circular 36/2015/TT-BTNMT dated June 30, 2015	On management of hazardous waste	Law	National	Multiple		High			
Decree No. 81/2017/ND-CP of June 25, 2013,	Defines the functions, tasks, powers and organizational structure of the Ministry of Construction.	Law	National	Land system		High			
Circular No. 08/2017/TT-BXD dated May 16, 2017	Construction solid waste management.	Law	National	Land system		High			
Circular No. 55/2014/TT-BNNPTNT dated December 31, 2014	Ministry of Agriculture and Rural Development on guiding the environmental protection activities in National Target Program for New Rural Development in period of 2010 – 2020.	Law	National	Multiple		High			
Circular No. 22/2014/TT-BKHCH dated August 25, 2014	Ministry of Science and Technology, on the management of radioactive wastes and used radioactive sources	Law	National	Multiple		High			
Circular No. 58/2015/TTLT-BYT-BTNMT dated December 31, 2015	Ministry of Health (MOH) manages the waste from hospitals and medical facilities	Law	National	Land system		High			
Circular No. 41/2017/TT-BGTVT of November 14, 2017	Ministry of Transportation, prescribing the management of collection and disposal of ship-generated wastes in seaport waters	Law	National	Multiple		High			
Decision 1092/QĐ-BTTTT dated June 24, 2016	Awareness raising and communication plan of Ministry of Information and Communication on implementing the plan of the Strategy for sustainable exploitation and use of marine resources and protection of marine environment through 2020 with a vision toward 2030	Law	National	Multiple		High			
Decree No. 81/2017/ND-CP of June 25, 2013	Defining the functions, tasks, powers and organizational structure of the Ministry of Construction which details the domestic waste treatment facilities developed according to the investment programs managed by MOC	Law	National	Multiple		High			
Decree No. 18/2015/ND-CP dated February 14, 2015	Plastics recycling facilities need to conduct either EIA report and report results of environment protection works (post-EIA report) or the environmental protection plan (simple EIA report)	Policy	National	Multiple		High			

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Specific legislation on waste management	Decree No. 38/2015/ND-CP dated April 24, 2015, on management of waste and discarded materials. Circular 36/2015/TT-BTNMT dated June 30, 2015 on management of hazardous waste. Circular No. 08/2017/TT-BXD dated May 16, 2017, construction solid waste management. Circular No. 55/2014/TT-BNNPTNT dated December 31, 2014 of Ministry of Agriculture and Rural Development on guiding the environmental protection activities in National Target Program for New Rural Development in period of 2010 – 2020. Joint Circular No. 05/2016 / BNN-BTNMT TLT dated May 16, 2016 on Guidelines of collecting, transporting and processing pesticide containers after use by the Ministry of Agriculture and Rural Development and the Ministry of Natural Resources and Environment. Circular No. 22/2014/TT-BKHCN dated August 25, 2014 by Ministry of Science and Technology, on the management of radioactive wastes and used radioactive sources. Circular No. 41/2017/TT-BGTVT of November 14, 2017 by Ministry of Transportation, prescribing the management of collection and disposal of ship-generated wastes in seaport waters.	Policy	National	Open ocean		High			
Law relating to wastewater treatment	Decree No. 80/2014/ND-CP dated August 06th, 2014, on the drainage and treatment of wastewater Circular No. 04/2015/TT-BXD dated April 03, 2015, guidance Decree No. 80/2014/ND-CP on drainage and wastewater treatment Decree No. 154/2016/ND-CP November 16, 2016, on environmental protection fee on wastewater Circular No. 13/2018/TT-BXD dated December 27, 2018 guiding method for determination of drainage service prices QCVN 50:2013/BTNMT on National Technical Regulation on Hazardous Thresholds for Sludges from Water Treatment Process QCVN 14:2008/BTNMT on National technical regulation on domestic wastewater	Law	National	Freshwater system					
Legislation regarding land-fill	EIA or simple EIA as Decree No. 18/2015/ND-CP dated February 14, 2015 of the Government on environmental protection planning, strategic environmental assessment, environmental impact assessment and environmental protection plans. Certificate of environmental management system as in Decree No. 19/2015/ND-CP dated 14 February 2015, detailing the implementation of a number of articles of the Law on Environmental Protection. QCVN 25:2009/BTNMT on National Technical Regulation on Wastewater of the Solid Waste Landfill Sites. QCVN 07: 2009/BTNMT on National Technical Regulation on Hazardous Waste Thresholds								
Decree 155/2016/ND-CP Dated Nov 18, 2016	Government Decree on regulation of sanctioning administrative violation in the field of environmental protection; Article 20. Violation of regulations on hygiene in public places collecting, transporting, burying, treating, disposing of daily-life wastes and ordinary industrial solid wastes; transporting raw materials, materials and goods causing environmental pollution. A fine of from VND 15,000,000 to VND 20,000,000 shall be imposed for failing to classify or store daily-life solid waste as prescribed; failing to sign contracts or failing to transfer daily-life solid waste to units with the function of collecting, transporting and treating according to regulations.	Law	National	Multiple	full segment	High			
Article 235- Causing environmental pollution, Law No. 12/2017/QH14 dated June 20, 2017 on amendments to the Criminal Code No. 100/2015/QH13 (hereafter referred as Criminal Code 2015, revised 2017).	Law addressing littering and level of penalties	Law	National	Multiple		High			
Official Letter No 5539/BTNMT-TCMT on 10 October 2018 from MONRE (Ministry of Natural Resources and Environment)	Launch of plastic waste prevention	Policy	National	Multiple	full segment	Medium	All provinces need to prepare their action plan based on this national plan	Mainly focuses on awareness raising activities	
Decision No 1289 /QĐ-UBND, May 3, 2019 - Quang Nam Province	Promulgating the Plan for implementing the movement "Against plastic waste" in Quang Nam province	Plan	Local	Multiple	full segment	Low	Local government interested in the combating with plastic pollution	Focus in the awareness activities only	
Directive No 48, 29th Oct 2019 - Quang Nam	Directing leadership in supporting the implementation of prevention plastic waste pollution	Policy	Local	Multiple	full segment	High			

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Decision No 154 / QĐ-UBND dated Jan 12, 2011 - Quang Nam Province	Quang Nam solid waste management plan for the period of 2011-2020 has promoted the value in proposing programs and plans. The plan aims to achieve the goal of solid waste management and collection, contributing to protecting the urban and rural environment in Quang Nam province.	Plan	Local	Land system		High			
Resolution No. 204/NQ-HĐND dated Dec 19, 2018 - Da Nang	Solid waste management in Da Nang	Law	Local	Land system	uper watershed	High			
Decision No. 6672/QĐ-UBND, dated Nov 28, 2017 - Da Nang	The price of solid waste collection and treatment in Da Nang City	Law	Local	Land system	uper watershed	High			
Plan No. 698 / KH-UBND, Date Feb 21, 2020 Da Nang	Plan on prevention, response to incidents in solid waste treatment activities in the city.	Plan	Local	Land system	uper watershed	Medium			
Decision No. 1577 / QĐ-UBND dated April 11, 2019 - Da Nang	Promulgating the Plan to classify domestic solid waste at source in the city. By 2020, the rate of recyclable and reused waste is 12% and by 2025 is 15%.	Law	Local	Land system	uper watershed	Medium			
Join Agreement No 1/TTPH-UBNDĐN-UBNDQN dated Dec 21, 2016	Joint agreement to implementing "Integrated Management of Vu Gia - Thu Bon River Basin and Quang Nam - Da Nang coastal area" using an approach from Ridge to Reef (S2S). Joint Coordination Committee (JCC) has been set up by the two sides to address inter-regional issues and is responsible for developing regulations, work plans and implementation.	Agreement	Basin	Multiple	Full S2S system	Medium			