



Sanitary Inspection (SDA), which is part of the Ministry of Agriculture, Livestock and Food Supply (MAPA) also became part of these pilot projects, which have been implemented with PRO-REG support. In February, the Program sponsored visits to the SDA/MAPA, to discuss with its staff the agenda and schedule of work within the pilot project.

PRO-REG provided the introductory course to RIA for public ANA, from 18 to 22 February 2013. The inauguration of the course was attended by the Director of Regulation, João Gilberto Lotufo, who stressed the importance that ANA places on the work of PRO-REG and the desire to use the RIA tool to improve the process of decision making within the agency. The next steps of the agency will be to define what theme will be the subject of the work through the pilot project, and to support the institution in the use and consolidation of the RIA tool.

From 17 to 19 June 2013, was conducted training course in Regulatory Impact Analysis on the National Telecommunications Agency - ANATEL. This qualification is part of the initiatives for the establishment of RIA at the Agency. The course, which lasted 24 hours/class, presented an overview of RIA, addressed the elements that comprise the AIR report, the main methodologies used for impact assessment (cost-benefit analysis, multi-criteria analysis, standard cost analysis, among others) and techniques for public consultation and data collection. The event counted with the participation of 23 public servers, from several agency offices.

## **2 - Sectoral Dialogues Project - European Union and Brazil**

In the second semester of 2012 PRO-REG presented a Term of Reference "Exchange through the Organization of seminars for Sharing experiences between the European Union and Brazil", under the Sectoral Dialogues, conducted by the Ministry of Planning, Budget and Management, Ministry of Foreign Affairs and by the European Union. The objective was to promote training and qualification of federal public servants and leaders of agencies and entities of public administration, who work with regulation, to dominate the use of impact assessment methodologies. These methodologies are widely known by the member countries of the European Union. The activities undertaken by the project in the first semester of 2013 are as follows:

## **2.1 - Impact Assessment Workshop**

The workshop was held on May 23, 2013 at the National School of Public Administration (ENAP). The event aimed to deepen the discussion about "Impact Assessment". It featured experiences presented by four Brazilian regulatory agencies in conducting regulatory impact analysis (RIA): the National Agency of Electric Energy (ANEEL), the National Agency for Private Health Insurance and Plans (ANS), Brazilian Health Surveillance Agency (ANVISA), and the National Agency of Petroleum, Natural Gas and Biofuels (ANP). After each presentation, two international experts (Delia Rodrigo Enriquez, international consultant specialist in RIA, and João Bana e Costa, an expert consultant in the methodology multi-criteria analysis) made comments on aspects related to methodological consistency of analysis and presented suggestions to improve the structure and deployment of RIA in the agencies.

Besides technicians and managers of federal and State regulatory agencies, representatives of the ministries of Planning, Budget and Administration (MPOG), of Finance (MF), Agriculture (MAPA), the Attorney General's Office (PGR), the National Confederation of industry (CNI) and the American Chamber of Commerce Brazil-United States (AMCHAM) also attended the event.

## **2.2 - International Seminar on Impact Assessment**

The International Seminar on Impact Assessment was held in the Annex I auditorium of the Presidential Palace, on May 24, 2013. The event included presentation and discussion of works on Legistics in countries of the European Commission, as well as experience in methodologies of impact analysis carried out within the European Union. The studies were prepared by Lorenzo Allio, an international consultant with extensive experience in the subject of regulation and legislative drafting. Another international consultant, Delia Rodrigo Enriquez, commented the presentations, with special emphasis on the relationship of the findings of Lorenzo Allio and the results of the study on the Brazilian regulatory system.

## **2.3 –Contracting of External Expert**

The consultant Lorenzo Allio was hired to carry out two studies. The first consisted in a comparative study of the experiences of impact assessment in the European Union. The study included the successful experiences of impact assessment in Germany, Ireland, the Netherlands and the European Union itself. For each case, were presented: (i) the studied place; (ii) background to contextualize the experience and brief history of its deployment; (iii) analysis of the actors involved; (iv) description of the organizational structure necessary for the realization of RIAs; and (v) the form of involvement of the leaders of the organizations observed.

The second study was on Legistics (law making) and included the experiences of France and Portugal, as well as the experience of the European Commission itself. The

study addressed (i) political and administrative context of countries; (ii) brief history of implementation; (iii) analysis of the actors involved; (iv) description of processes, regulatory instruments and procedures adopted, as well as the organizational structure involved and (v) results achieved within the normative simplification, facilitation of access, transparency of regulatory processes and effectiveness of standards, and (vi) recommendations.

## **2.4 –Contracting of Local Expert**

The consultant Delia Rodrigo Enriquez, who is an expert in Brazilian public administration and Legislative and was living in Brazil at that time, was contracted to support the preparation of studies on Impact Assessment and Legistics, to be conducted by an external expert.

She participated in the meetings with the external expert to set the initial agenda of work. In that occasion, she provided comments on the works presented by Lorenzo Allio and a report with key points of that works and their connections with the quality of the regulatory and law making improvement in Brazil. On May 23, Delia Rodrigo attended the Workshop on Impact Assessment and on May 24, she participated as debater on the Workshop on Impact Assessment, both in Brasília/DF.

## **2.5 - Technical Visit to the European Union**

The technical coordinator of the PRO-REG, Jadir Dias Proença, the superintendent of the National Agency of Electric Energy, Rui Guilherme Altieri and surrogatehead of the Center for Regulation and Regulatory Practice –NUREG the Brazilian Health Surveillance Agency, Cristina Ribeiro Marinho visited the European Commission on 7 and 8 May 2013.

The technical visit had two purposes: establish the first contact between Brazilian experts/technicians and the European Commission on regulatory impact analysis activities and studying the possibility of establishing a program of cooperation and interchange between Brazil and the European Union.

## **3 - Latin American Network of Regulatory Improvement and Competitiveness – LATIN-REG**

On March 20, 2013 was held in Brasilia the II meeting of the LATIN-REG, which aimed to strengthen the understanding about the Network and the exchange of good practices in regulation between the Latin America and the Caribbean countries (Brazil, Chile, Colombia, Costa Rica, Equador, Mexico and Peru). The meeting sought to join efforts to share experiences aimed at improving regulatory quality and competitiveness in Latin America and Caribbean, as well as present initiatives and the progress achieved on regulatory reform and improving the quality of regulation in the LATIN-REG

membercountries. Another important discussed point was about support mechanisms and funding to initiatives of LATIN-REG.

#### **4 - Workshop “Building Bridges: Regulatory Reform and Business in Brazil”**

The workshops were held in partnership with the British Embassy and the American Chamber of Commerce Brazil-United States-AMCHAM Brazil and had as target audience the regulated business sectors. They were led by international consultants Lorenzo Allio and Delia Rodrigo and lasted two days at each site: at the headquarters of the American Chamber of Commerce Brazil-United States-AMCHAM in São Paulo, on January 22 and 23, 2013; at the National School of Public Administration in Brasília, on January 24 and 25, 2013; and at the headquarters of the Associação Comercial in Rio de Janeiro, on January 28 and 29, 2013.

#### **5 - Electronic Health Record**

The pilot project of RIA deployed in the National Agency for Private Health Insurance and Plans consisted in the analysis of the implementation of Electronic Registration in Health. The project had the support of the British Embassy in Brazil, responsible for hiring the economic consultant Vindelyn Smith-Hillman, an expert in RIA. After the conclusion of the work, took place the II International Seminar on Electronic Health Record in the Health Supplements-Regulatory Impact Analysis, in March 2013. In that event, the consultant made a brief account of the British experience in the implementation of Regulatory Impact Assessment and presented three scenarios for the implementation of Electronic Health Record in Brazil.

#### **6 - Diagnosis in the formulation and analysis of public policy process in regulated markets**

The consultant Humberto Martins presented on March 2013 the final report of the diagnosis in the formulation and analysis of public policy process in regulated markets with the objective of strengthening the capacity of ministries to formulate public policies that affect the industries in which regulatory agencies act, and conduct monitoring and evaluation of the implementation and results of these policies, taking into account the variables that affect the functioning of markets, the impact on competition and competitiveness , business environment , the ability to attract investment and the potential

effects on consumers and users. To conduct this study, were interviewed representatives of ministries supervisors, federal regulatory agencies and academic area.

## **7 - Study on management contracts signed by the federal regulatory agencies**

The consultant Ilvo Debus was hired in late 2012 to prepare a study on the management contracts within the scope of federal regulatory agencies, covering items such as regularity, effectiveness and contribution of such tool for regulatory management. The study was completed on March 2013 and covered the contracts made by Anvisa, ANS, ANEEL and ANA.

## **8 - Diagnosis of effective allocation of the staff, commissioners and outsourced of federal regulatory agencies**

On December 2012, the consultant James Giacomoni was hired to provide diagnostic of effective allocation of staff, commissioners and outsourced of federal regulatory agencies. The diagnosis was finished on March 2013 and took into account the following grouping levels: national, regional, municipal, unit type (Agency, post office, police station, Superintendent, Board, airport, port, etc.), area of expertise (finalistic or support), among others. Moreover, the work pointed out the staff deficiencies, as the composition, profile (age, gender, education and experience), assignments and turnover and presented recommendations for optimizing the allocation and management of the workforce in the federal regulatory agencies, considering the different demands and skills of its organizational structure at central and decentralized levels.

## **9 - PRO-REG Assessment Seminars at the Inter-American Development Bank – BID**

On May 27, 2013, was held the PRO-REG Assessment Seminar at the Inter-American Development Bank. The event aimed to discuss the results achieved by the Programme during the implementation period of the Loan Agreement n° 1811-OC/BR signed with this bank. This seminar was attended by representatives of the Federal Regulatory Agencies, the Ministry of Environment, Ministry of Justice, the National Confederation of industry, the AMCHAM Brazil, besides the BID experts and PRO-REG team.