

## LEGAL UPDATE (August 29<sup>th</sup>, 2022)

In this issue, we would like to bring to your attention to the following:

- Proposing two new methods of selecting drug suppliers.
- Proposing preferential policies supporting the farm economy.

### 1. Proposing two new methods of selecting drug suppliers

In the draft Circular stipulating the bidding for drugs at public health facilities, and regulations on purchasing drugs at medical facilities, the Ministry of Health proposed two more methods of selecting drug suppliers.

According to the provisions of the current Circular No. 15/2019/TT-BYT, there are 6 forms of selection of contractors to supply drugs at medical facilities, including: Open bidding; limited bidding; appoint contractors; competitive offers; direct purchasing and self-implementation.

In the draft, in addition to the above 6 forms, the Ministry of Health proposes 2 more forms of selection of contractors to supply drugs at medical facilities, including: Selection of contractors in special cases and selection of contractors on the System of national bidding network.

Specifically, the selection of contractors in special cases is proposed as follows: In case drugs arise in the diagnosis and treatment of patients and have a procurement estimate of not more than VND 50 million, the medical organization is entitled to apply procurement as prescribed in Clause 19, Article 3 of the Prime Minister's Decision No. 17/2019/QD-TTg. Medical organizations may not subdivide into bidding packages with a price of no more than VND 50 million to apply Clause 19, Article 3 of Decision No. 17/2019/QD-TTg of the Prime Minister.

Regarding the selection of contractors on the national bidding network system, according to the draft, the roadmap for applying online selection of contractors shall comply with the provisions of Article 37 of Circular No. 08/2022/TT-BKHDT dated May 31<sup>st</sup>, 2022 of the Ministry of Planning and Investment, detailing the provision of information on bidding and contractor selection on the national bidding network system.

### 2. Proposing preferential policies supporting the farm economy

The Ministry of Agriculture and Rural Development is drafting a Decree on policies to encourage the development of the agricultural farm economy. In the draft, the Ministry of Agriculture and Rural Development has proposed many preferential and supportive policies for the farm economy such as: policies to support planning and investment in common infrastructure; policies to support the formulation, appraisal and approval of farm economic

projects; land incentives; tax support; support for credit loans; training support; supporting the application of science, technology, technology and the environment; trade promotion support; support networking...

According to the draft, the farm is entitled to preferential policies on land allocation, land lease, and issuance of land use right certificates; to receive the transfer of land use rights, lease or sublease the land use rights; to concentrate and accumulate land for agricultural production; exemption and reduction of land use levy and other support and preferential policies in accordance with the provisions of the Land Law and guiding documents.

In addition, livestock farms are also supported with 30% loan interest rates at commercial banks for a period of 5 years to build or upgrade the system of industrial livestock cages for pigs, poultry, herbivores; The maximum support level for a farm is not more than 200 million VND/farm.

We hope this Newsletter would bring you useful information.

Best regards.

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