

## APPENDIX 4: SURVEY RESPONSES RECEIVED FROM MUNICIPALITIES

Survey responses cover the period 2018-2020.

**1. Have representatives of your municipality participated in trainings, masters programmes, postgraduate courses or other training events on impact assessment and public consultation in Bulgaria?**

	Possible answers	Number of participants indicating this answer	%
A.	Yes. Please specify.	1	7.7
B.	No	12	92.3

### PUBLIC CONSULTATIONS:

**2. Do you carry out public consultations in compliance with the requirements of the Regulations Act?**

	Possible answers	Number of participants indicating this answer	%
A.	Yes.	13	100.0
B.	No.	0	0.0

**3. On which regulations?**

	Possible answers	Number of participants indicating this answer	%
A.	Regulations of local importance	12	92.3
B.	Municipal programmes	2	15.3

C.	<b>Strategies</b>	1	7.7
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\*The number of respondents exceeded 13, and the sum of the percentages exceeded 100%, as one respondent indicated all three possible answers.

#### 4. In what form do you conduct public consultations?

	<b>Possible answers</b>	<b>Number of participants indicating this answer</b>	<b>%</b>
A.	<b>Free text submissions</b>	13	100.0
B.	<b>Structured questionnaire</b>	0	0.0

#### 5. Typically, what is the duration of the public consultations you organise?

	<b>Possible answers</b>	<b>Number of participants indicating this answer</b>	<b>%</b>
A.	<b>14 days</b>	1	7.7
B.	<b>30 days</b>	11	84.6
C.	<b>Other. Please specify</b>	1 („Different“)	7.7

#### 6. Do you prepare summaries of responses and opinions received?

	<b>Possible answers</b>	<b>Number of participants indicating this answer</b>	<b>%</b>
A.	<b>Yes</b>	13	100.0
B.	<b>No</b>	0	0.0

### 7. Do you publish the reports regularly?

	Possible answers	Number of participants indicating this answer	%
A.	Yes	10	77.0
B.	No	3	23.0

8. Is there an established practice for municipalities to take part in the consultations conducted by the executive authority in the framework of the partial preliminary impact assessment process and/or in the public consultations under Article 26 of the Regulations Act as potential stakeholders?

	Possible answers	Number of participants indicating this answer	%
A.	Yes	10	77.0
B.	No	3	23.0

### IMPACT ASSESSMENT:

9. Is there a practice of preliminary impact assessment of draft legislation in your municipality?

	Possible answers	Number of participants indicating this answer	%
A.	Yes	8	61.5
B.	No	5	38.5

#### 9.1. If yes, what methodology and what form do you use when carrying out a

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### partial ex-ante evaluation?

	Answers (open question)	Number of participants indicating this answer	%
A.	<b>Annex No 1 to the Regulation on the scope and methodology of impact assessment</b>	2	15.35
B.	<b>Partial ex-ante impact assessment form</b>	2	15.35
C.	<b>Assessment of rationale, stakeholders and analysis of benefits and costs, changes and impacts</b>	1	7.7
D.	<b>System of indicators included in programme documents</b>	1	7.7
E.	<b>Drafting a report</b>	1	7.7
F.	<b>Stakeholder consultation</b>	1	7.7
G.	<b>The answer to Question 9 is "No"</b>	5	38.5

### 9.2. What were your considerations for this choice of methodology and form?

	Answers (open question)	Number of participants indicating this answer	%
A.	<b>Art. 19 and Art. 26, par. 3 of the Regulations Act.</b>	1	7.7
B.	<b>No comprehensive impact assessment required</b>	1	7.7

C.	<b>To carry out as comprehensive an assessment as possible.</b>	1	7.7
D.	<b>Programming document developed with the participation of city society structures, approved by the municipal council</b>	1	7.7
E.	<b>The preliminary impact assessment is not seen as a tool for generating arguments for the choice of a particular solution, but as a re-presentation of a text intended for the explanatory memorandum to the draft legislative act.</b>	1	7.7
F.	<b>Ability to provide more complete information</b>	1	7.7
G.	<b>The Regulation on the scope and methodology for impact assessment is issued on the basis of the Law on Statutory Acts and the methodology included in it is in line with the current legislation. There is no specific impact assessment form in the regulations adopted by the City Council.</b>	1	7.7
H.	<b>As required by the regulatory document</b>	1	7.7
I.	<b>The answer to Question 9 is "No"</b>	5	38.5

**10. Have comprehensive ex-ante impact assessments been carried out in your municipality and how many?**

	<b>Answers (open question)</b>	<b>Number of participants indicating this answer</b>	<b>%</b>
A.	<b>Yes</b>	3	23.1
B.	<b>Analysis of measures implemented in the previous period</b>	1	7.7
C.	<b>A preliminary impact assessment has been carried out in relation to the amendment of the Ordinance on Local Taxes and Fees.</b>	1	7.7
D.	<b>Department of "Finance and Healthcare" - Yes</b>	1	7.7
E.	<b>No</b>	7	53.8

**10.1. What necessitated a comprehensive ex-ante impact assessment?**

	<b>Answers (open question)</b>	<b>Number of participants indicating this answer</b>	<b>%</b>
A.	<b>The impact of the act on the administration, citizens and its interaction with other RAs.</b>	1	7.7

B.	<b>A systematic analytical approach to municipal policy making - upgrading and improvement</b>	1	7.7
C.	<b>Exploring the effects of making changes to the regulatory act.</b>	1	7.7
D.	<b>Public opinion on the proposed project</b>	1	7.7
E.	<b>Department "Finance and Healthcare" - Public opinions on the proposed project</b>	1	7.7
F.	<b>Measuring the potential costs, consequences and side effects resulting from future changes</b>	1	7.7
G.	<b>The answer of Question 10 is "No"</b>	7	53.8

**10.2. What methodology did you use to carry out the overall ex-ante impact assessment?**

	<b>Answers (open question)</b>	<b>Number of participants indicating this answer</b>	<b>%</b>
A.	<b>Assessment of rationale, stakeholders and analysis of benefits and costs, changes and impacts</b>	1	7.7
B.	<b>A system of indicators</b>	1	7.7
C.	<b>xxxxxxxxxx</b>	1	7.7

D.	<b>Public discussion</b>	1	7.7
E.	<b>Department "Finance and Healthcare" - Public discussion</b>	1	7.7
F.	<b>Cost-benefit analysis</b>	1	7.7
G.	<b>The answer of Question 10 is "No"</b>	7	53.8

**11. Are there cases of ex-post impact assessments carried out and how many?**

	<b>Answers (open question)</b>	<b>Number of participants indicating this answer</b>	<b>%</b>
A.	<b>I am not aware/not informed</b>	2	15.35
B.	<b>Estimates of revenue collected based on the adopted draft</b>	2	15.35
C.	<b>Yes! Subsequent IA of strategic documents at local level have been carried out</b>	1	7.7
D.	<b>No</b>	8	61.5

**11.1. How have you used the results of subsequent impact assessments?**

	<b>Answers (open question)</b>	<b>Number of participants indicating this answer</b>	<b>%</b>
A.	<b>I am not aware</b>	1	7.7
B.	<b>As analysis and basis for dialogue and public discussions</b>	1	7.7



C.	<b>The results are used for upcoming analyses and future proposals</b>	2	15.4
D.	<b>Drawing conclusions on the positive and negative aspects of local regulations</b>	1	7.7
E.	<b>The answer of Question 11 is "No"</b>	8	61.5

**12. How impact assessments support the regulations drafting process in your municipality?**

	<b>Answers (open question)</b>	<b>Number of participants indicating this answer</b>	<b>%</b>
A.	<b>In preparing impact assessments, questions are answered to help stakeholders understand the nature of proposed projects or changes, as well as to explain the municipality's policies, cause-effect chains, and mechanisms for implementing national legislation at the local level.</b>	1	7.7
B.	<b>Informed decision making on the adoption of the regulatory act, definition of affected parties, focus groups, etc.</b>	1	7.7
C.	<b>Ensure effective impact and interaction with all other acts.</b>	1	7.7
D.	<b>Constructive approach defining expected outcomes and risk prevention</b>	1	7.7

E.	<b>Transparency is achieved</b>	1	7.7
F.	<b>Allows for assessment of the impact of future projects</b>	1	7.7
G.	<b>The impact assessment allows for the definition of the stakeholders/affected entities from the implementation of the respective bylaw, for the identification of their interests and the degree of protection/impairment of their interests. The assessment of the social justice and social acceptability of the relevant provisions of the bylaw guides the decision to propose the specific provisions, in line with the legal delegations of the higher-level bylaw. The impact assessment also includes a procedure for assessing the relevance of the adopted regulation to the existing legal framework at regional, national and European level, with a view to harmonising the legal framework at all levels of the standard-setting process.</b>	1	7.7
H.	<b>They are a means of gathering information and analysing the situation</b>	1	7.7
I.	<b>We have not carried out impact assessments</b>	5	38.4

**13. Are there real examples of municipalities commissioning the drafting of regulations and impact assessments for the benefit of individuals and legal entities? Why did**

**you decide to outsource?**

	Answers	Further clarifications	Number of participants indicating this answer	%
A.	<b>Yes</b>	Outsourcing is due to the specific nature of activities.	1	7.7
B.	<b>No</b>	Projects are prepared with in-house administrative capacity. The obligation to prepare local by-laws derives from specific obligations or legislative authority, therefore no such action is required at this time (1 participant)	9	69.2
C.		The drafting of a regulatory act is a complex and difficult process that should take into account the specificities of each municipality. The external contractor may propose a generic version that does not meet the objectives and needs of the regulator and the wide range of the individuals it affects, i.e. it will have to be "fine-tuned". (1 participant)		
D.		The drafting of regulations and the carrying out of impact assessments by the Municipality for the benefit of individuals		



		and legal entities have not been commissioned so far, but will be set as a goal. (1 participant)		
E.	<b>I am not aware</b>	-	2	15.4
F.	<b>Project funding programmes for civil society organisations</b>		1	7.7