

NEWSLETTER

NEW POLICY OF ADMINISTRATIVE PROCESS SIMPLIFICATION

By Carla Grefa

On May 4, 2018 the Presidential Decree No. 372 was published in the Official Register, whereby regulatory improvement and process simplification are declared as government policy. In this respect, you need to know the following:

1. This policy is solely applied for administrative processes that are carried out by entities of Public Administration and under the Executive Function (hereinafter “entities”).
2. **Entities cannot demand documents or certificates that are made by them, as well as any certification of Notary Public that is not provided by law.** Hence, it is an entities’ obligation to draw on the public data portals.
3. In order for a new process to be enforceable, it must be published in the Official Register.
4. The private sector can request the removal of unnecessary processes, through the Committee on Regulatory Policy.
5. As of October, a new online platform is expected to review all the requirements and procedures of administrative processes. For this reason, the entities are required to incorporate the respective information in this platform.

Note: According to Sentence No. 11-12-SIN-CC, published on July 11, 2012 in the Official Register, Constitutional Court determined that voting certificate is not mandatory for judicial processes conducted by Judicial Function, Public Prosecutors, Ombudsman Office, Public Defenders and Constitutional Court.

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