actors?

Elements of an Effective Transparency Regime

An effective transparency regime could have various elements. Chronologically, it is often preceded by the mobilisation of support within and outside the government, and in the media, legislature, and judiciary. This is important not only to ensure that a law facilitating the exercise of the right to information is passed, but also to influence the nature of legislation and to ensure that the law, once passed, is used.

Concurrently, it might be desirable to mobilise expert groups who can engage with the government and influence the drafting of the proposed legislation, and who can help mandate it among different stakeholders. Lobbying groups could be useful to pressurise governments to quickly pass the law, in the form suggested, and to then fight for the implementation of the law.

Perhaps the most critical element of an effective transparency regime is the existence of a reasonable right to information law with provisions for an independent appellate mechanism, for stringent penalties, and with strong *suo moto* provisions. Equally important is the appointment of fair and independent functionaries, especially to the independent appellate authority.

The next step might very well be to raise awareness among the public, especially on how the law can positively affect their lives. Often there is the additional need to dispel cynicism (and fear of adverse consequences) from the minds of the people.

Equally important could be the orienting and sensitization of the information providers, especially within the government. There usually is a need to develop institutional and Finally, IPs could be

Transparency regimes appear to do best where people feel a sense of empowerment, especially in terms of holding their government answerable and, where necessary, of





Group Two

Structural and Cultural Context: creating an environment for transparency

List of Participants

Facilitator: Shekhar Singh Rapporteur: Suzanne Piotrowski

Luis Botello **Orrett Connor** Mukelani Dimba Kevin Dunion Linda Ehrichs William Fitzpatrick Carolyn Gomes Emmanuel Gyimah-Boadi **Brant Houston** Lisa Jordan Ibrahim Ben Kargbo Victor Ndoma-Egba Deunden Nikomborirak Mitchell Pearlman José Tomas Pérez Hyeon-Ju Rho Marc Rotenberg Roberto Saba Jack Thurston Mohamed Tibanyendera Alejandro Toledo Aleem Walji



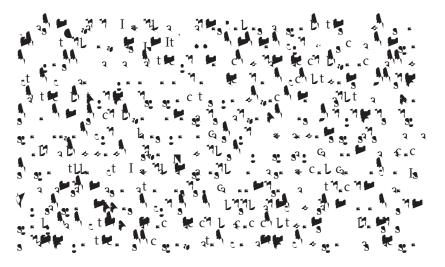
Cha e Si

Ma hg he La W

The Challenges of Implementation

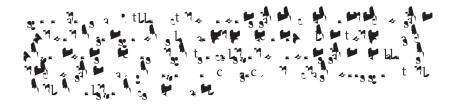
Laura Neuman and Richard Calland

P lg e: U rea hig he G ble



7 . 1 . M. Mc ch Lt 🚓 🐂 👬 📩 sa bla a ta 1 ۳**ار ک** , k . * * S. . S. . s² 4 ⊾t વ વ વર્ષ વિષ 2 the a

4 С U., ŧ C ÷ 7 จ ąź વ t a 3 . ٦ t G Ċя 34 ÷ e. 3 L С 2 C . G tL t С. จ t ÷ 5.5 C t b₄C จ 5 С' LL. a 74 3 5 4.6 t t R C ۹, b 3 6 ٦. ۴. : R, વ ÷ 6 6 R, વ વ 5 * i (6 5 74



Diagnosing the Implementation Challenge

₩ 3 St S² * W * M ₩ 6

b t 🕯 🛏 " ** c " 💐 ⊾ t t_c t_c t 💐 ac. l 27 . . . a **b** ^{se s} • ^C tc 2. 1 t 🇭 t x.L. I. * . t 11 c ٦ د વ 3 "C *** 6 A GIL L 5,7 C 🖌 a, ⊾C 71 t จ te D. ¢. 7 จ 5 5 * 7 * 4 С " 171 L L 3# **₩** "C E C t D 4.4 c a. 71 a 🖞 t 🐂 a 5 . D ♥♥ t₊c t₊ વ . . **1**. s C ¢, વ 646 1 a**] | |** * s² t s 4 • G ~ 1 . . . [1] M b tc ٩., 1

Vanguard Steps

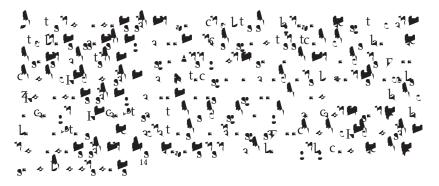


act K . C C С จ C. t จ จ С é, Z L, C יא לכ 🖌 t С e. а CLt & * h e 3 ઃ ' 1 6 6 **ئ**ي ا **3**• Ι

A LL t ÷ จ С 6 f G 5 a^t لم t e. • t C τ 1 t С L_act, 9 1 3 7 s, ÷ વ 5

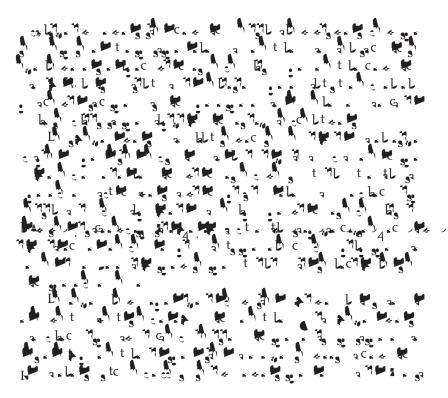
1. b K 7 l. વ વ * 🥉 ⊾ C จ **२**4tc " t ÷ t C t а વ t ิจ t c t વ Ċ. С 1C1 Ь <u>s</u> tc વ ⊾મ્થt⊾ t จ 70 F จ વ 5 5 . h. ; 70 s. 4 s, વ "C tل t 🗶 C 3 D QК. ¥ nch. G 2 1 1 વ 7 e. ÷ 71 ٦ÞÌ anne Can Cas a s Los thet sha a a t t_ **२...⊬ ⊭ 9** Ь s s arksr Г S lh •

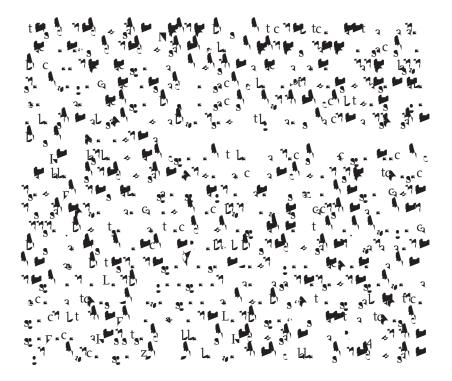
Im lemerair fhe La



The Politics of Implementation

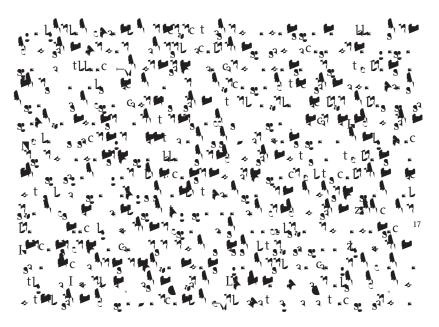
POLITICAL WILL AND MIND SHIFT

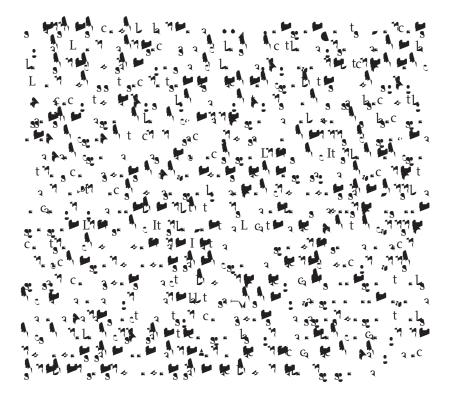




🖈 t 🛃 . 🔊 ₩ ► ₩ M. વ વ ત વિન C 🖌 t م م ام 2 S² L **X**. 34 S^{RC} . ⊾ C ي (33 5. 10 2.4 1 30 5 61 e 2C" ÷ จ 7 🎝 🖌 🗿 Son a bla s S™Lt Sat s "C t D 5 e ig 6 A THE õe K

WHO LEADS THE EFFORTS





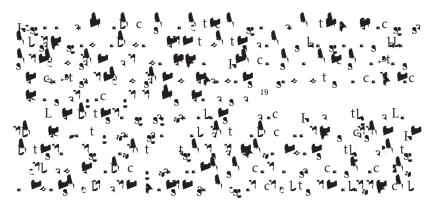
PUBLIC SERVANTS: ON THE FRONT LINE



Government System Building: Developing the Supply Side



RECORD KEEPING AND ARCHIVING

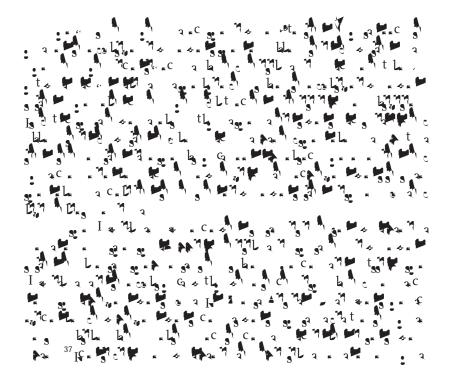


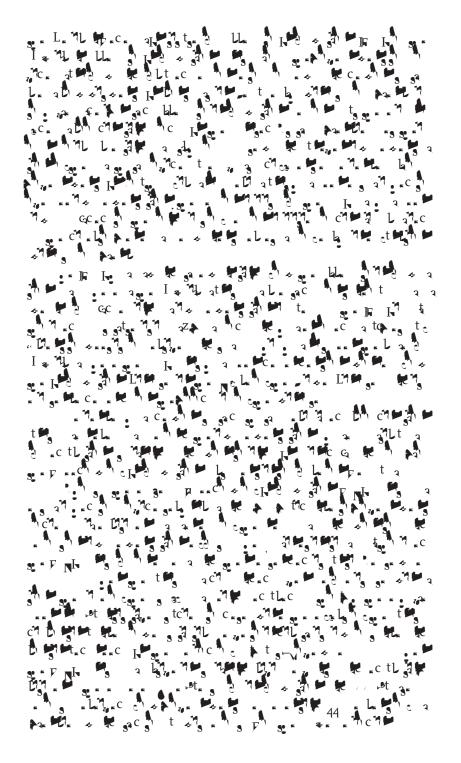
^د ع 7 . 7 . 4 **A A ∂ ∠ b** c 2.44 ⊾ C , chltz, s 4 * JI 🗸 Ĩ. K 4, 1 , a จ e 1 4 • رئ أ . . 🗖 . 🎜 ۹,۹' 5 53 к . • s 4 / 55 ר<u>ה</u> היי વ - ch Lt t 🗮 "c 7 5 . . . " 🖡 灯 " t 4 A S S STA S C Lt & A as al a C 🖌 4 $\begin{array}{c} \mathbf{x} = \mathbf{x} + \mathbf{x} + \mathbf{y} + \mathbf{z} + \mathbf{$ 🗶 🤯 🖡 t • c C. 1 5 5 7 3 10t 53 ศั 👌 พม ลูก 🎝 🔭 ลู้ MLCLtzz . AL sac 1 🕊 ac 🕈 ab c 🔐 11 4 ۵. .c D 🖌 🚙 🐴 t1 C 25 . 5 7 ۲۵ میں ۲۵ میں ۲۵ میں ۲۵ میں ۲۵ میں ۲۵ میں میں جو میں جو میں جو میں میں میں جو میں جو میں جو میں جو میں جو میں ج ۲۰ میں میں جو ۲۵ میں میں میں جو می . D c 기▶

s are and a set of the A and a latent of the second s **1**. 🕂 t, 🦪 🖞 🕯 -אינאר איניין איניין 35 . ser retro t 🦽 SSF C $\frac{1}{2} \frac{1}{2} \frac{1$ st N h s^{tc} K N he alla La L * * * * * * *** *** * * · and she a set s · to find the all states of the states o $\begin{array}{c} \mathbf{x} \\ \mathbf$ cit sal as sicar h thad see sica is a a L

Information Of cers and Training. If acting a frequency of the set of the s

202 PART TWO: THEMES





7 L. t 1 ⊾C t t ⊾C С С С વરે L ĸС t C Z Ċ0 ĸС a,C h С ťгс t "C t ۹9 C 🧃 4 R, t t C С 3 1 Y t C t a 7 31 t 3 с t . D C Ľ C 4 ť "C จ С С - D olt . Y γZ t t é. 2 લ્ t વ 5 Z. t CG จ р 41 tl D " ъC . р 5 1 ak KC GC L 5 1L

<u>9</u> * F

4

F

кк^С1 &

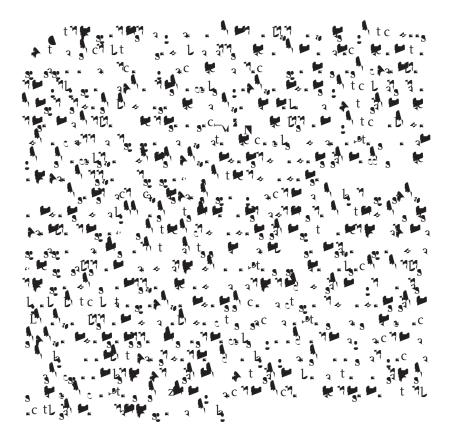
c N d

1

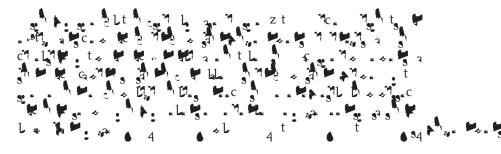
÷

2

r 📭

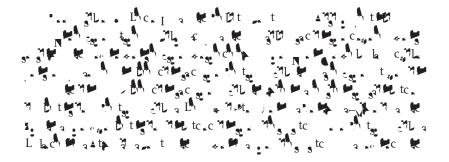


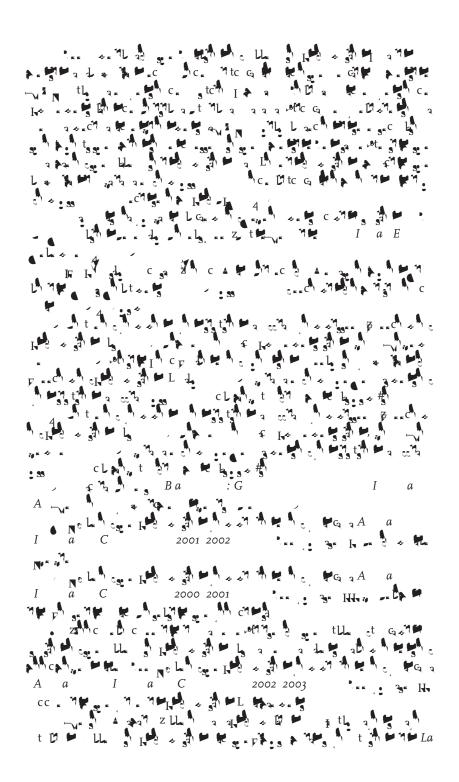
Sustaining the Demand Side





ble and a state of the state of





Daaa a AaaIa: Ba(Da A I a : Ba) 🗶 📬 tang Z. 2 K. K. the Mina and J. C. A. I. a KA STELTET A TATT & A to P.C A I a : E aa G а I a E A A trans a zet 12 con a s A M & Un S K a a เมื่อได้หูห_ลาย จั_{เจล} t₄ แต A I a : B a stat F F F a hts D а Ha . C F F^{H} Ha . C F F^{H} Ha . L H a . K L H a a^{H} a^{H} а 🖬 t 🗗 🕨 and a grad a star a star of the star of th

a t_{ss} Frit is to a property of the state o C 🖌 م اللہ . - 🕇 વ 3* , × Ι R 11. а C 4 sacsia preservation and sacress · 6 LL. . . . •

E-government around the world: Lessons, challenges, and future directions

Paul T. Jaeger*,

uture h llenges for government

Though this symposium issue has presented discussions of interesting and innovative e-government initiatives, e-government still faces many challenges as it continues to develop. In designing and implementing e-government sites, a government must consider elements of policy, including regulatory issues, economic issues, and the rights of users.² One U.S. General Accounting Office report specifically listed the

succeed, there must be both universal service, which indicates

- reventing e government from lessening responsiveness of government offi i ls In many ways, it is easier to ignore a piece of email than it is a human being. Electronic interaction with a government cannot be allowed to become a way for government employees to be less responsive to citizens. If government officials become less responsive because they are not physically seeing or speaking to the citizens they serve, then e-government would be serving to make government administration less transparent and responsive.
- reventing e government from lessening responsi ility of government offi i Is E-government creates ways in which government officials could use technology to avoid taking responsibility for their duties. As anything available on an e-government site can be taken down or altered with little evidence that corrections were made, there may be

unaddressed. Studies such as those in this symposium issue are valuable to the conceptualization and application of current and future e-government projects, regardless of where the projects occur.

otes n referenes

- 1. Norris, P. (2001). *Digital divide: Civic engagement, information poverty, and the Internet worldwide*. Cambridge: Cambridge University Press. p. 232.
- 2. Borins, S. (2002). On the frontiers of electronic governance: A report on the United States and Canada. *International Review of Administrative Sciences*,

- 16. Snellen, I. (2002). Electronic governance: Implications for citizens, politicians and public servants. nternational Review of dministrative Sciences 183-198. p. 197.
- 17. Even if an e-government site makes contents available in multiple languages or dialects, it may be cumbersome, particularly with slow Internet connections, to perform searches that account for the possible dialects or languages in which the information may be available. See Phillipson, R. (1992). inguistic imperialism New York: Oxford University Press.
- Milliman, R. E. (2002). Website accessibility and the private sector: Disability stakeholders cannot tolerate 2% access! nformation Technology and isabilities (2). Available: http://www.rit.edu/~easi.itd.htm.
- Stowers, G. N. L. (2002). The state of federal Websites The pursuit of excellence Available: http://www.endowment.pwcglobal.com/pdfs/StowersReport0802.pdf; West, D. M. (2001). W R global government survey Available: http://www.insidepolitics.org/egovt01.html; World Markets Research Centre. (2001). lobal e gov ernment survey Providence, RI: Author.
- 20. Jaeger, P. T. (in press). The social impact of an accessible e-democracy: Disability law in the development of the e-government. ournal of isability P go 5 7

Department of Public Administration, Faculty of Political Science, Chulalongkorn University, Bangkok, 10330, Thailand E-mail: Krisana.K@chula.ac.th

:

I I I I A I U • Ш I. IJ ШШ Ţ תת ה л л Ш I. IJ IJ I

ן ע ע ע ע ו Ш , khwam pen yu suan tua ⁰ 0 Ţ ⁰ 0 collectivistic individual I. l IJ ⁰ 0 IJ Ш Ш L T Ш Ш L Ш IJ Ш intimate Ш Ш IJ Ш members of the same household \cdot Ш л л

I ,

_

ں بر بر بر بر بر بر بر بر بر

° o ° o ' ' o ' ' u' ' ' ' raksa-na ' o haikiad

u u u u

orueng-suan-tua u o_o u o_o

⁰ 0 IJ I Ш IJ T Ш 0 ____ ا لا IJ ₀raksa-na ⁰ 0 IJ ⁰ 0 ī Į I IJ

B

• *UU* IJ ן ע IJ IJ L **ц** Ц Ц Ш Ш IJ ţ ţ Ţ Ш Ш IJ

ו ע ו ע ע ו ע ע ע ע ע ע עע י ע ו ו עע י ע ע

IJ IJ IJ Ш IJ **ц** Ц Ц Ш IJ Ш ī IJ Ш Ш Ш Ţ IJ IJ Ш

ມ ມູມ osuk-lae-duk

. I A 2540 (1997)

⁰ 0 л <mark>0</mark>0 | 00₀₀ Ш Ш .' Ш ן ע ע ⁰ 0 I. 00 00 ī t Ш I Ш ı. Ш L

without "

ц ц Ц Ш Ţ л л Ш 1 I 1 ţ Ш Ш I Ш Ш ī ţ

- - ں ہے ہے ہے ہے ہے ہے ہے

IJ Ш Ш I Ш Ш Ш IJ IJ Ш IJ Ш Ш Ш Ш I

⁰ ο Ι ^μ ο₀ ^μ μ

ا بر Ш Ш Ш IJ Ш Ц Ш I IJ Ц Ц IJ Ш Ш I ţ IJ IJ 0 0 Ш IJ

С

н ш ш н

0 • л п I ⁰ 0 Ţ Ш Ш Ш Ш L I Ш Ш Ш ⁰ 0

л о о о о о о

Ш

 μ Proceedings of the Conference of Freedom of Information and Civil Society in Asia

Ш

Privacy: Studies in Social and Cultural History

 $_{\rm J}$ Inside Thai Society .

The Making

_

of Thai Political Parties _

.

7
Da:
$$E$$
 , a. $:: G$, a
A a , a, T , T , a
R I

ALASDAIR ROBERTS

1. TWO BOLD CLAIMS

IN JANUARY 2005, THE UNITED KINGDOM'S FREEDOM OF INFORMATION , T Bla G al uss a la la s as s sa s 4 B ∧; T I, all 🛶 a a sa a s ا به در السور فد а a; a, l, a₁ , sa a'a salay salya ya la-1 Pa). I 1999, HS va Ja Svala Va a; ala-ني a دني a ددني a زير a ددني ∧ a h.; w . (S. a 1999). S L Ca II Cal; Fal 🤪 ; , FOIA a; a' all A. a \mathbf{A} , \mathbf{a} , all a a si T 🛓 sal'a s a a s а all - sis y ji as y 1 i a a a a ь. А; а a;

P ee *I* e B *I* A a e **135**, 107, 125. T B : A a 2006.

2000; OECD 2002). I $a \times , \times a \wedge a \times a \times a ext{FOI} a ext{II} a ext{II}$

GOVERNMENTAL ADAPTATION TO TRANSPARENCY RULES 109

j hala; i **s**al ∖a 其 a 1 1 11 a sa a a a a a s s j s s sal l - a . N s l j l s s s sal s: s FOIA j all a s l . N , 🖡 al a l . L la, , 1 a , l, al;al l a i la 🔓 a ١, sal; **٦**

2. HOW GOVERNMENTS ADAPT

I a а la ; a , I I , FOIA, I -يند ښني اي. W ۲۰۰۰ م د ماني ۲۰۰۰ م. ۲۰۰۰ م. ۲۰۰۰ م. . а , a I s as بنين *ت*a، بن a∥ ha، نو ال (Ha a W . a l sa; s 1998). A 🔪 🦼 ا ب a, 🦣 alays. Ras says a ku ka الم في المو . ني a، من a، ي من ي a، W عني a، a a ja ۵ ۵ ۵ م la a L L al a. FOIla., ja a a a a a T ji **X** FOL a a ja la: A I-A а a, 🔒 T an an) all الج **h**a નન ન , la la j. T 1 1 4 A a, , ч a , **I** _ _ _ a, **I** a ja sa s, ، نور . , l a sa 1 ala "inan а A 4 I . la, a 🔪 1 فدفلا а a.

2.1 Formal Challenges to the Right to Information

F al _all ۵ ۵ فیر a **A A** به ۱ به 10 a a a 1 1 a a Bairia alleria i andi andi, I airia airia airia a ٦. s an a i i i a sal al an s. Ta, s, a a la

Aaa Rbei

| 2.1.1 | Le | al ve A | е | e i | | | | | | | | |
|-------|----|---------|-----|------|--------|-----|----|----|-----|---|----|-------|
| S | ì | Ŋ | a | an | ۲ ۱ | a | ٦, | ļ | ja. | ٨ | a, | a, ja |
| A 1 | • | a | . 0 | نه 📜 | a | ا ب | | .) | 4 | | | I ; |

2.1.2 I le elai a Li ai

a $(La = 2003; W_{4}, -2003)$.) I a al as a $a_{4}; a$ $a_{5}; a$ a vi va javalava av v valj j aj ava v jva javalava vi v valj j

GOVERNMENTAL ADAPTATION TO TRANSPARENCY RULES 115

(A ' a; ;a a an a ... ja val v Μ a; С • نوبه A ('.[نوبه [افد Η وا ب a s as 1 van " all Μ а a. a 🚽 . E; al a l 4 a، فيه as a a a a a s as a; . a a , a a; **۱** W L I a; **, I**... . a ATIA a 🔥 فدافد ۱ , مهد S 🛶 🚺 ATIA] ą; 1 1 . ; saaa C a jBa ... T 1.5 las 4 a M ji O.W sasaj ari ra rajari ra ali ra ra la laj.(G s as а • a • a • a • a • a • a; . (G 2004 : 3659, 65; G C ∴ 2004a: 6537, 639) l a; . (G С B 2004 , a; la , a, all a , j, j Ca a a; a ia a i ii yi Iia; ai yi al a ا ور a, s sal L ; 1 а R ja j ali, a a 🔊 1 **s**a ال فير L a a, " · ... 49 uru u a a al من a بن a al بن a al بن a al بن al ب all la ; i a a a, I, all ; ; .. 1 Т La N s as s a : . G Р L a .-نونو a ان ما نوبو ۲۰۰۰ م а ⊸al, , F ۱, a a . Ea a a a Las a sa ; . aa 🛶 🖈 Nava ala jaa 1 a; ندني با ب a ، ، Ca a a ، - a، a a; all ; al; a، يني مه مه در Ca ، . a 🗚 ۲۱ نړ а s al a a ;, ; a a ، ". T ال فير - a . 1 I, I s al ٦ jata ja aj а a, , a; a I (R , 2005a). . ъ O,

2.2.3 Oi e Reea e Si aie e

2.2.4 U e - e FOI $O_{fl} e$

1997, Ca a a'; В a С la a; Ι ... ھە а "'. Pa a ;a. र्व न all , 🔪 С . 44 **b** a; a; ، a ب .a; I a a; • la la ; al; assass (R 🔥 2002). U Caaala, 🕻 С 🛚 Т С v a; la ъ а; i al a : , a, **_**[[⊾ala a a ъ a, C Ca a a 2004: C . 6). (I مم

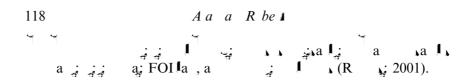
2.2.5 Ret i Gve etSeve

F all, FOI Ja ; 4 **s**al . ъ K – 1 . T a: a a: -1 🗼 Ma . -2 **va** a a a; - w a, 1 4 la ;. (Ca a a, "-а -14 . I, , a ; Na a a; Na Caaa a 🔥 a a. 1990;.) M ... а a <u>ه</u> ب ъ FOI la 📜 a a; - 1 1 1 1 s a a a -. -e ني I .ن<u>ي</u> a 💒 а وقيهما فا 1 10 L [] l , a. а la , a a

Т 🛶 a, " sa. نه این M نه اه نه а rary.Sralr al; No a s a s; s as 1 a ha hal la . 1 va 🙀 , j, F, a I, A ⇒, ala a 📕 . 10 a ، a ،)), s al s . a, , a <u>,</u> , a, (F 1999). 1980; a 1990; ъa, -ġ Δ. ġ.

~ E 1 14 1 as 14 jun ; ا a 🖡 🔥 1.4 ь ъa -9 Į, an in a , . aj - 'a а a a jiai n av . . 4 sa ' a الم فيه أ A A а а ъ 4 į ; <u>ه</u>د و a 🔊 a a ... a sa s sa **k**tsa jas a al .

GOVERNMENTAL ADAPTATION TO TRANSPARENCY RULES 117



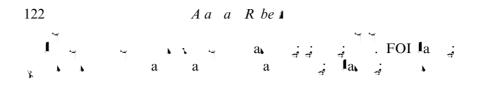
GOVERNMENTAL ADAPTATION TO TRANSPARENCY RULES 121

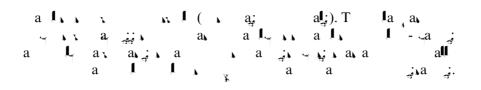
a. T 🗴 🧋 🖕 🗛 فبر ال المفير ال ġ. ہمد , , FOIJa a a, 🦼 a а s a l - a 🝰. s a s a s Т ја 🖌 a ، . T a; an a FOI la la al; - ay y a j 1 a a J a 1979) a j 👖 ، '(R a) a -FOI la ; a a a n la ;. S زر al 11 al ;;; , , , , ,¶_;a ; FOI.; 1 المغير ال a l, al a, ;. Pla, , a. a 🚬 🖌 all **ب a ہ**ے۔ الم فير -1 asi si s.Is U Shan :. ويد ا a a a FOIA, a; Il a; ; al . , [≭]a I, , a , la , aj a; jia i a a Ian 1 11al نه a ، نه ي الع : (R ي 2006: 119).

۲ - la ، ، نه ، ، а 1 -9 s a...: as С Т a A; a a; - a С . i sa а a; **ا**م و. B 17 ٨ j.a. -, a a a а an а a ... а a sa ٦. فيلا a; ; (R a٦ a ll al; 1996). T ra, ar lal

4. IS THERE A CASE FOR FOI LEGISLATION?

h a a a; FOI ; la y a all a al; . L ; ia i a avi. O v vi EOI la a v la valav, a v sal a, a, a a a ; [... ; i i i a a i i a (a; B a i La i i a 1997) • a; la , a, ٦. aa 🖌 🗯 a . 4.4





REFERENCES

 $A \downarrow$, A. 2003. 'F I as $R \downarrow$ N.S. A. $F \downarrow$ B H \downarrow

I a, C Ca a a. 2001. A a Re 1 2000 2001. Ona a: <u>مب</u>ور ↓ I a, . نوب C 0 I a, C Ca a a 2004. A a Re 1 2003 2004. On a a: Ca a a. I a, C \therefore Ca a a. 2005. A a Re 1 2004 2005. On a O I a, C \therefore I a. C \therefore I I a, C \therefore I a. 2004. Reve 1 e O e at 1 e F e e I at (A e e t) A 1 2003. D I : O I a, Ca a a. 2005. A a Re 1 2004 2005. Ona a: C. . K, J.W. 2003. A e a, A ie ai ve, a P b P e. N Y : L a. K , M. 1997. L , K B , S , K I , a al C \therefore J \therefore : 'F I a, S D al S \therefore ', 17 D Ca a: H C A \Rightarrow al a. A al al a, S \therefore D al S \therefore ', 17 D La , J 2003. 'C I S \therefore a \Rightarrow F a I FOID 'K W \therefore R ', Va ve *S*, 26 S, , B3. . / بزا la / la . (a بنز 150 ، 2003). Ma L , I. 2005. 'P l ، a ; a B a a بز Ha R a; ; a Wa ; ، K

S., ;; , *M. i ea Ga eile*, 28 Ma. A16. Ma, E. a D. S.a; a a. 2004. *P b i Debaie a i e I e i ve i D e i*: