



China's Administrative Reform and Its Problems

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Why is this topic?

- ❖ **National People's Congress (NPC) adopted a government reform plan last week**
- ❖ **This latest administrative reform has a far-reaching influence**

❖ 1 INTRODUCTION

- ❖ A. The Overview of Administrative Reform in China
- ❖ B. The influence of the super ministry reform to the State Environmental Protection Administration (SEPA)
- ❖ C. The Problems of the Administrative Reform
- ❖ D. Conclusion

❖ **A. The Overview of Administrative Reform in China**

❖ **(1)The Reform before 1978.**

❖ **(2)The Reform after 1978.**

❖ **The policy of reform and opening up**

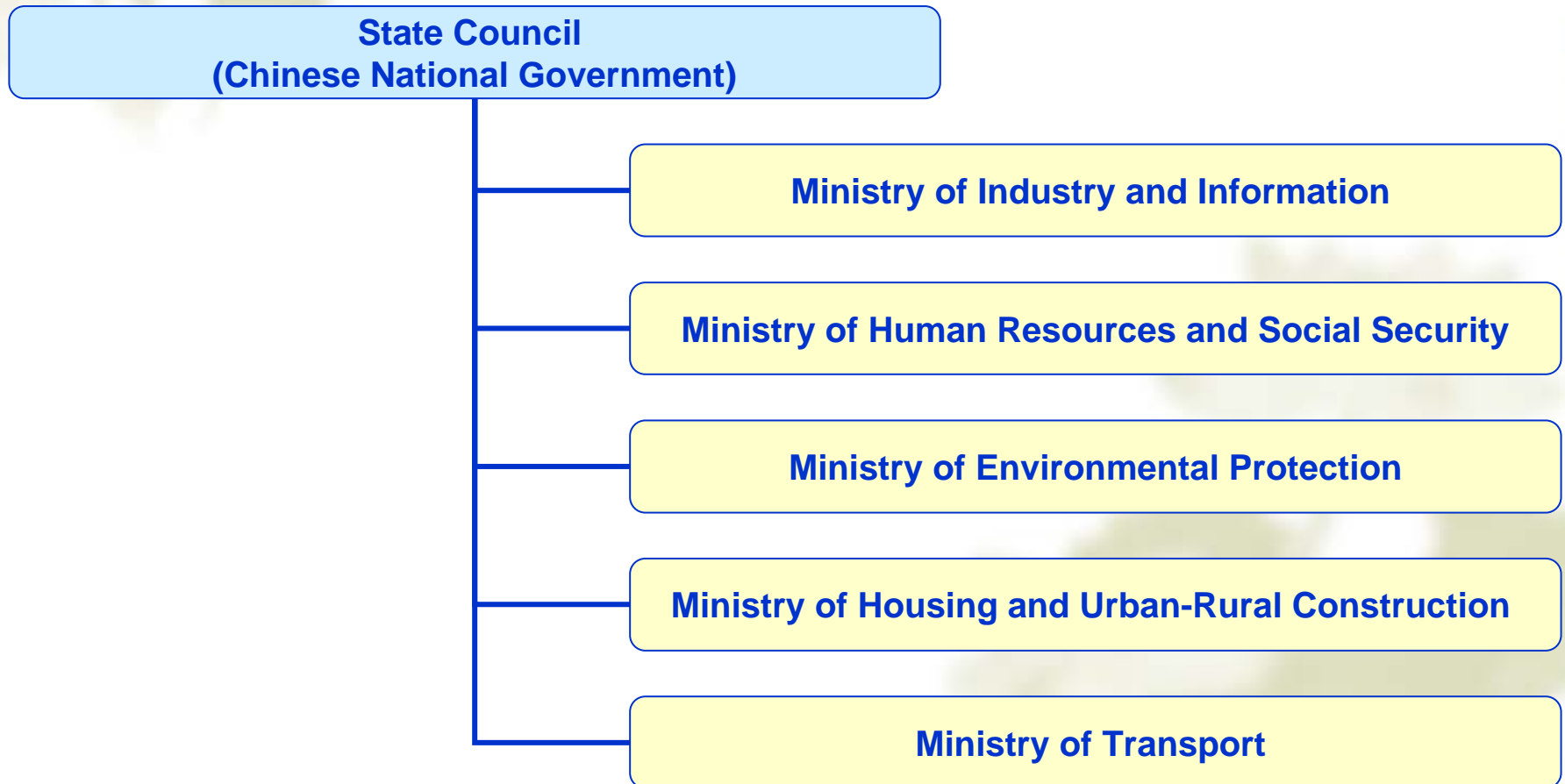
❖ **Reforms in 1982,1988,1993,1998,2003**

❖ (3) The Super Ministry Reform (2008.3.15).

- ❖ The purpose of super ministry reform is to merge departments share similar functions in order to create greater departments with integrated function.



The reform results in five super ministries concerning energy, transport, industry and environmental protection.



- ❖ **B. The influence of the super ministry reform to the State Environmental Protection Administration (SEPA)**
- ❖ **SEPA: a bureau**
- ❖ **The Ministry of Environment Protection**
More powerful (cabinet-level)
More staff
Greater financial support



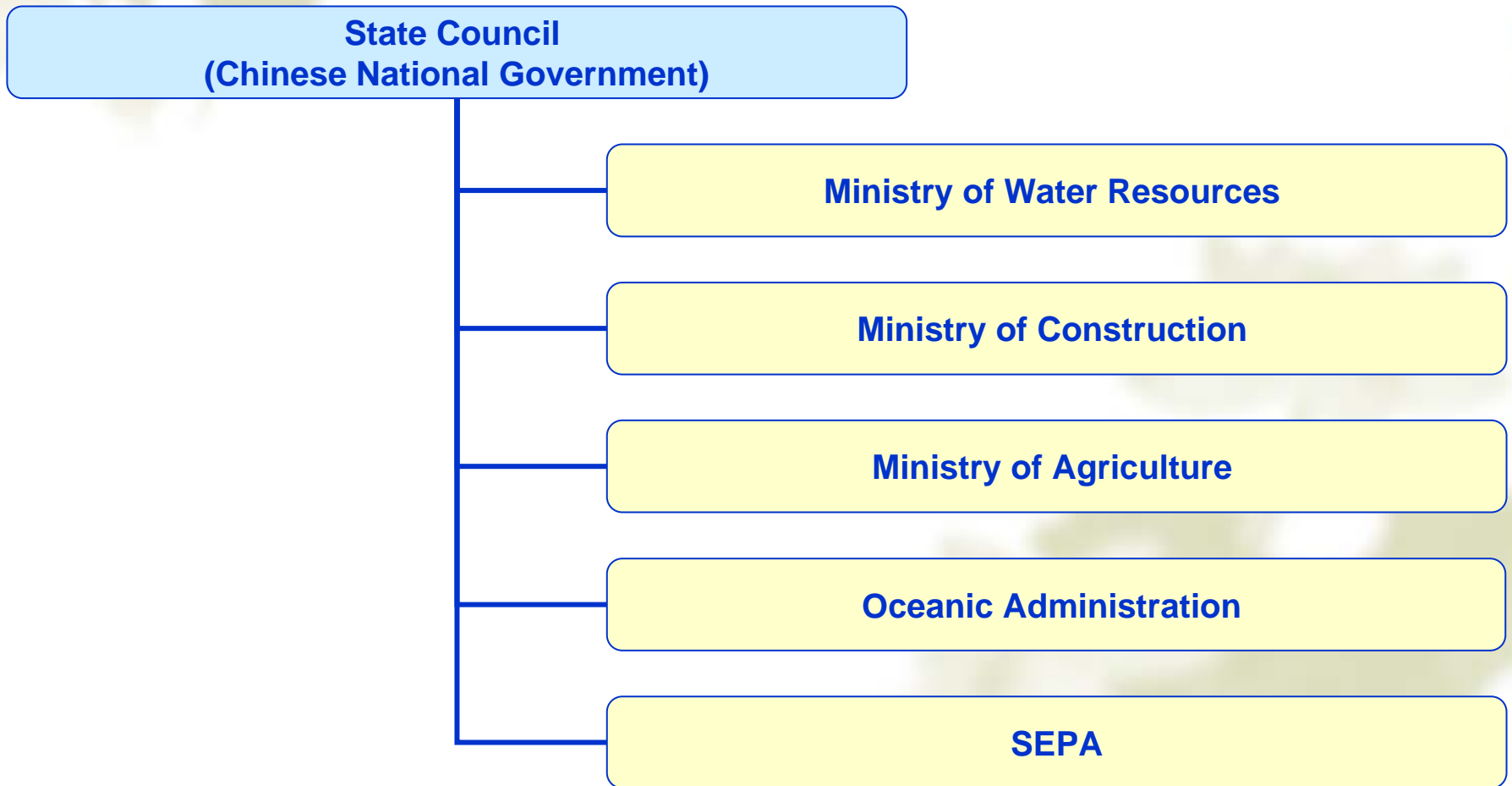
❖ **C. The Problems of the Administrative Reform**

❖ **(1)The reform lacks administrative organization law as bases**

- ❖ **Administrative organization law:defines institutions, functions, and staffing**
- ❖ **Administrative action law:Administrative Punishment Law**
- ❖ **Administrative procedure law: APA**
- ❖ **Administrative remedy law: Administrative Litigation Law**

- ❖ **(2) The super ministry reform cannot resolve the conflicts between the departments completely**
- ❖ **Most of the conflicts are resulted from law itself**
- ❖ **To work in cooperation with a due division of labor is necessary**
- ❖ **Example: water pollution control in China**

Water Pollution Control Functions Scattered Among the Existing Ministries



❖ **C. Conclusion**

- ❖ **The super ministry reform is not the end**
- ❖ **Improving the administrative laws, especially making the administrative organization laws**
- ❖ **establishing the cooperation and coordination mechanism inside the government system**