

# Course Profile

Course Name: Chinese Administrative Law

Course Code: X190665

Course Credits: 1

Course Category: Required Elective

Terms Offered:

Fall \_\_\_\_\_

Spring \_\_\_\_\_

Summer\_\_\_\_\_

Course Pre/Co-requisites: none

Textbook: own materials, including slides, handbook and cases

Instructor: JIANG Hongzhen

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[Office Hours]: Monday-Friday, 3-5 pm or by appointment.

Course Description:

Administrative law in China is understood as a branch of legal system concerning the management of administrative affairs and further the control of administrative powers. It has played an important role during the process toward rule of law in China, while suffering the same complexity with the whole governance in the transition stage.

Since China does not boast a comprehensive administrative code, just like every other country, and administrative law concerns so wide areas of administration, this course will confine its contents within the general principles and major institutions of administrative law.

This course aims to provide fundamental knowledge on Chinese administrative law in both normative and practical spheres, which will help students to understand better the politics and society of contemporary China.

### Grading Policy:

The course of administrative law is divided into twelve parts. The outlines and reading materials for each class, including articles, statutes and cases, may be found in the Course Materials. Students are required to read the reading materials in advance.

There are more articles and cases which have not been included in the Reading Materials because of their length, or just because of no existing English version. In addition to the Course Materials, keeping in touch with current news is of great help to learn administrative law.

Participation in class discussion is encouraged. Writing e-mails or visiting the office to have a discussion is also welcome.

Students will be evaluated based on active participation (20%), presentation in the case study (30%) and final Exam (50%). There will be no close-book final exam but students are to write papers according to the requirement of the instructors.

### Syllabus:

- (1) Toward Administrative Rule of Law
- (2) Legal Sources of Administrative Law
- (3) Administrative Organs and Civil Servants
- (4) Administrative Powers in a Regulatory State
- (5) Administrative Penalty
- (6) Administrative Licensing
- (7) Administrative Coercion
- (8) Administrative Duties of the Service Government
- (9) Administrative Procedures
- (10) Administrative Reconsideration and Xin-fang
- (11) Administrative Litigation
- (12) Administrative Compensation