

Annual Project Report

[00093518 Promoting innovative participatory approaches in law-making in China]

[24th January 2017]

Instruction box please delete before final submission

- ❖ *These text box guidelines are not exhaustive, nor do you have to answer each question. They are a guide only and should complement other relevant information identified by the project team.*
- ❖ *Not all headings/tables will be relevant to your project. Delete/amend/supplement as necessary.*
- ❖ *Keep your narrative as succinct as possible. Try to keep the report to 10 pages (excluding annexes).*
- ❖ *Remember: Think of this report as an important **management and learning tool** and use this to guide discussions on project management and provide information on any necessary activity adjustments. Focus your report on **RESULTS** but also planned actions not undertaken during the reporting period.*

1. Basic Project Information

Project Title: **Promoting innovative participatory approaches in law-making in China**

UNDP Award ID	00086194
UNDP Project ID	00093518
Project Duration	2015-2017
Reporting Period	2016
Total Approved Project Budget	US \$ 390,000(including US \$ 240,000 in-kind contribution from NPC)
Participating UN agencies	UNDP
Implementing Partners/ National collaborating agencies	China International Centre for Economic and Technical Exchange (CICETE) The Legislative Affairs Commission of the National People's Congress of the People's Republic of China (LAC-NPC)
International collaborating agencies	N/A

Cost-sharing third parties	N/A
UNDP Contact officer	Haoran Zheng
Project website	N/A

2. Executive Summary

- ❖ 按照工作计划安排，法工委会同联合国开发计划署有关工作人员赴江苏省就立法项目征集和论证等工作情况进行调研，并赴俄罗斯、芬兰调研学习了不同类型国家的国际经验和有效做法。在总结以往工作实践成果，吸收国内外优秀经验的基础上，制定并印发实施了《立法项目征集和论证工作规范》。
- ❖ In accordance with the work plan, the LAC-NPC and the UNDP had collaboratively undergone research and study tours in Jiangsu Province, Russia and Finland. The research and study tours collected domestic and foreign experience, and effective practice of soliciting public opinions on legislative items. Summing up the achievements and experience, the report on "Standardized mechanisms to solicit public opinions on legislative items and/ or draft legislative plans" was enacted and published.

3. Background

▪ Development Context

- ❖ 党的十八届四中全会决定明确提出“完善立法项目征集和论证制度”。党的十八届四中全会重要举措实施规划将此作为第 21 项重要举措，确定由法工委负责“修改立法法”和“制定立法项目征集和论证工作规范”两项主要成果。其中，修改立法法已经完成，修改后的立法法对立法项目征集和论证从法律层面作出了规定。全国人大常委会 2016 年立法工作计划提出，“进一步完善立法项目征集和论证制度，把好立项关”。
- ❖ The Fourth Plenary Session of the 18th Chinese Communist Party Central Committee made a decision to improve the mechanisms of soliciting public opinions on legislative items and/ or draft legislative plans. This decision was adopted as the 21st important action in the implementation plan. The LAC-NPC was appointed two major tasks, including the legislation law revision and the formulation of the standardized mechanisms to solicit public opinions on legislative items and/ or draft legislative plans. The former has been completed, which regulated the solicitation of public opinions on legislative items and/or legislative plans from legal aspects. Further to the legislation law revision, the NPC legislative work plan 2016 suggested to further improve the mechanisms to solicit public opinions on legislative items and/ or draft legislative plans.

▪ Project Objectives and Strategy

- ❖ 通过前期对国内外立法项目征集和论证工作规范的调研考察和座谈研讨,形成《立法项目征集和论证工作规范》，扩大立法项目征集范围，明确立法项目论证程序，更深入地推进科学立法、民主立法，从源头把好立法质量关。
- ❖ The project objective is to enact the “Standardized mechanisms to solicit public opinions on legislative items and/ or draft legislative plans” based on the studies on domestic and foreign mechanisms and practice. It aims to expand the range of opinion solicitation, clarify the evaluation process, and to promote scientific and democratic legislation.

4. Project Implementation Status and Progress Report (Report against AWP)

▪ Outcome & Output Progress Report

UNDP China CPD Indicator(s) *Prodoc review the project description pick up the most fit one *CPD*

Indicator Description	Progress Report
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N/A	<i>For each indicator, please report the progress within 50 words.</i>
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UNDP SP Indicator(s) *Prodoc review the project description pick up the most fit one *SP*

Indicator Description	Progress Report
N/A	<i>For each indicator, please report the progress within 50 words.</i>

Project Outcome/Output Indicator(s)

Indicator Description	Progress Report
<p><i>- number of official mechanism to standardize public participation in legislative planning</i></p> <p><i>- number of research reports on public participation in legislative planning</i></p>	<p>-发布 1 件工作规范，《立法项目征集和论证工作规范》（法工委发〔2016〕48 号）</p> <p>- One document on standardized mechanism: “Standardized mechanisms to solicit public opinions on legislative items and/ or draft legislative plans” (LAC-NPC(2016) no.48)</p> <p>-形成 2 份调研报告，《赴江苏省调研立法项目征集和论证等有关工作情况的报告》和《赴俄罗斯、芬兰调研立法项目征集和论证情况简报》</p> <p>- Two reports on study tours: “Report of Jiangsu study tour on the existing mechanisms of soliciting public opinions on legislative items and/ or draft legislative plans” “Summary of the Russia and Finland study tour on the existing mechanisms of soliciting public opinions on legislative items and/ or draft legislative plans”</p>

▪ **Activity Implementation Status Report**

<p>Activity3.1 调研国内现存的关于立法项目征集和论证的工作机制和具体做法，并形成调研报告。</p> <p>Activity3.1 Carry out a domestic baseline research on existing mechanisms to solicit public opinions on legislative items and/or draft legislative plans</p> <p>2 月 23 日至 26 日，法工委立法规划室同志会同联合国开发计划署、商务部国际经济技术交流中心工作人员，赴江苏省对省级、有地方立法权的较大的市和新被授予地方立法权的设区的市开展立法项目征集和论证等有关工作情况进行调研。调研听取了江苏省、南京市、扬州市、苏州市人大常委会法工委、政府法制办等在立法项目征集和论证、立法协商、委托第三方起草法规草案、立法公开征求意见等方面的做法、经验和意见建议，并形成了《赴江苏省调研立法项目征集和论证等有关工作情况的报告》。</p> <p>From 23 to 26 February, the LAC-NPC, the UNDP and the CICETE conducted a study tour in Jiangsu Province on the existing mechanisms to solicit public opinions on legislative items and/ or draft legislative plans. The tour gathered information from the LAC-NPC of Jiangsu Province,</p>
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Nanjing, Yangzhou and Suzhou, and the Government Legislative Affairs Office regarding the current mechanisms, previous experience and suggestions regarding the solicitation of public opinions on legislative items and/ or draft legislative plans, legislative consultation, commissioning drafting of laws, and regulations by third parties. Summarizing the information, the "Report of Jiangsu study tour on the existing mechanisms of soliciting public opinions on legislative items and/ or draft legislative plans" is published.

Activity3.2 赴俄罗斯等国家考察学习不同类型国家关于立法项目征集和论证等公众参与立法的国际经验和有效做法，并形成调研报告。

Activity3.2 Undertake and overseas study tour to learn about international good practices on standardized mechanisms to solicit public opinions on legislative items and/or draft legislative plans

9月21日至28日，法工委立法规划室王瑞贺同志带队赴俄罗斯、芬兰就立法项目征集和论证、立法协商等进行调研，开发计划署项目官员吴迪参加了调研。代表团先后与俄罗斯联邦委员会、联邦公众院、信息民主基金会、斯维尔德洛夫斯克州立法会、叶卡捷琳堡市公众院，芬兰议会、财政部、司法部等有关机构的议员、工作人员以及乌拉尔联邦大学、赫尔辛基大学等学术机构的专家学者进行了座谈交流。回国后形成了《赴俄罗斯、芬兰调研立法项目征集和论证情况简报》。

From 21-28 September, Wang Ruihe of the LAC-NPC Legislative Planning Office led a study tour to Russia and Finland on the solicitation of public opinions on legislative items and/or draft legislative plans. Officer Wu Di of the UNDP participated the tour. The delegation met and discussed with officials, councilors and academics of the Russian Federation Council, the Federal House of Representatives, the Foundation for Information Democracy, the Sverdlovsk State Legislature, the Yekaterinburg City Public House, the Finnish Parliament, the Ministry of Finance, the Ministry of Justice, Ural Federal University, and the University of Helsinki. Upon their return, the "Summary of the Russia and Finland study tour on the existing mechanisms of soliciting public opinions on legislative items and/ or draft legislative plans" was drafted.

Activity3.3 形成《立法项目征集和论证工作规范》，于10月印发，并按照工作规范规定的流程编制2017年度立法工作计划。

Activity3.3 Pilot a model for soliciting opinions on legislative items and/or draft legislative plans

在认真总结以往工作经验，积极开展调查研究基础上，法工委立法规划室积极开展起草工作，深入研究，反复修改。10月21日，《立法项目征集和论证工作规范》印发实施。在全国人大常委会2017年立法工作计划拟订工作中，法工委已经按照工作规范的要求开展立法项目征集和论证工作。同时，法工委还将工作规范印发各省、自治区、直辖市人大常委会法工委（法制委、法制室），请各地根据当地实际情况，在相关工作中参照执行。

The LAC-NPC Legislative Planning Office carried out drafting and revision of the standardized mechanisms based on previous work experience and active investigation. On 21st October, the "Standardized mechanisms to solicit public opinions on legislative items and/ or draft legislative plans" was published and implemented. In the 2017 NPC legislative work plan, the LAC-NPC has already carried out work on the solicitations of public opinions on legislative items and/ or draft legislative plans in accordance with the standardized mechanisms. The LAC-NPC also distributed the report to provinces, autonomous regions and the LAC-NPC of municipalities,

requiring them to implement the standardized mechanisms in their work accordingly.

5. Project Management and Oversight

- ❖ 国内赴江苏调研、国外赴俄罗斯和芬兰调研时，联合国开发计划署均派项目官员参加。在筹备国外调研时，联合国开发计划署还直接联系、安排了部分考察学习内容。总体而言，对项目的整个执行过程进行了有效的管理和监督。
- ❖ The UNDP has sent officers to participate in the study tours in Jiangsu province, Russia and Finland. The UNDP also arranged part of the itinerary in the preparation of the study tours. Overall, the UNDP has effectively managed and supervised the entire project implementation.

▪ Implementation status

- 按照全年计划安排，稳妥推进相关工作，总体实施过程和结果良好，按期完成了计划任务。
- The overall implementation of the project is in accordance with the work schedule.

▪ Monitoring and Evaluation

- ❖ N/A

▪ Partnership Effectiveness

- N/A

▪ Human Resource Management

- N/A

▪ Risk Log Status Update

#	Description	Status	Management Response
1	N/A	<i>Reducing, increasing, no change</i>	<i>N/A if the status is reducing or no change.</i>
2	N/A	<i>Reducing, increasing, no change</i>	<i>N/A if the status is reducing or no change.</i>

▪ Communication and advocacy

- N/A

▪ New opportunities/Initiatives

❖ N/A

▪ **Engagement of target groups**

❖ N/A

▪ **Gender equality and gender activities**

❖ N/A

6. Financial Management

- ❖ Provide a brief narrative summarising key financial management issues (<300 words). State whether the project is being delivered on budget. Account for under/overspends. Comment on whether the project is providing good value for money. If any remedial action is required, describe what action UNDP proposes to take.
- ❖ Provide a summary of key financial information using the tables below as a guide. Add other tables as appropriate. Put very detailed information in an annex.
- ❖ If relevant, provide information on how donor financing has been used (eg list specific activities funded by the donor's contribution).

	Source of Fund	Budget	Expenditure
Expenditure Vs. Approved project budget by source of funding	UNDP	50,000	37,711.29
	Government Cost Sharing		
	Third Party Cost-sharing		
	Other (please specify)		
	Total		

Output	Activities	Source of Funding	Budget Description	Annual Budget (USD)	Annual Expenditure (USD)	Note
Output 3	3.1 Conduct domestic research on the current mechanisms for soliciting opinions and studying the feasibility of legislative agenda, and produce a research report.					
	3.2 Undertake an international study tour to Russia (and					

	other countries) to learn international good practices from different types of political systems on standard mechanisms for soliciting opinions and studying the feasibility of legislative agenda, and produce a research report.					
	3.3 Produce a national guideline on standardizing legislative agenda collecting and feasibility study, to be issued in October 2016, and make 2017 Annual Legislative Plan based on the guideline.				0	
	Total					

7. Management recommendations

- ❖ *This section should highlight any key **lessons learned** and list any recommendations that require the attention of UNDP senior management or donors.*
- ❖ *Ensure you have reviewed the key judgements made in the report, noted lessons learned from all significant problems identified, and used these judgements and lessons to make appropriate recommendations of action required.*

7.1 List recommendation here.

建议在筹备安排国外调研学习的具体内容时，进一步发挥联合国开发计划署的工作优势，提供有关学习考察的机会。

In the planning of overseas study and investigation, it is recommended to leverage the network of UNDP in providing such opportunities.

8. Annex/s

N/A