

# CHINA'S HUMAN RIGHTS IN ACTION • 2012 •

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**China Society for Human Rights Studies**

**Chief Editor: Chang Jian**



# CHINA'S HUMAN RIGHTS IN ACTION

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## Foreword

The year of 2012 is worth of special memory for the development of human rights in China. The Communist Party of China convened the 18<sup>th</sup> National Congress, at which “human rights should be fully respected and protected” was set as one of the goals to complete the building of a moderately prosperous society in all respects; the state formulated and started implementing the *National Human Rights Action Plan (2012-2015)*, the second national action plan for human rights. The year of 2012 was also the second year for carrying out the “Twelfth Five-year Plan” program for national economy and social development, under the guidance of Scientific Outlook on Development of taking people as fundamental for overall and coordinated sustainable development, China combined the development of human rights with economic, political, cultural and social progress and ecological development, and solved many issues in human rights faced by it, further improving the human rights status in the country.

Combining the human rights with economic development, the Chinese Government promulgated and implemented *Employment Promotion Plan (2011-2015)*, *Management Regulation on Foreign Labor Cooperation*, *Management Methods for Heatstroke Prevention Measures*, *Special Regulation on Labor Protection for Female Workers*, amended *Labor Contract Law*, to properly safeguard the right of citizens to work; issued such documents as “*Twelfth Five-year*” *Plan for Entire-Village Advancement in Poverty Relief and Development*, “*Twelfth Five-year*” *Plan for Poverty Relief by Relocation*, *Several Opinions on Supporting Regional Development and Poverty Alleviation in Contiguous Areas with Acute Difficulties*, “*Poverty Relief Plan Outline for Traffic Development in Contiguous Areas with Acute Difficulties (2011-2020)*”, *National Plan for Poverty Relief with Water Conservancy*, to gradually build up the integrated joint forces to push forward the

undertaking of poverty relief; made efforts to ensure the food safety for citizens by promulgating and implementing the *"Twelfth Five-year" Plan for National Supervision System for Food Safety* and severely punishing such criminal activities as "swill-cooked dirty oil"; and printed and issued the *"Twelfth Five-year" Plan for Undertakings of Ethnic Minorities*, to make overall planning for safeguarding the relevant rights of ethnic minorities.

Combining the cause of human rights with political progress, the state amended the Criminal Procedure Law, incorporating respecting and safeguarding human rights in the General Provisions; adopted the *Decision on Strengthening Information Protection on Networks*, formulated *"Twelfth Five-year" Development Plan for Internet Industry*, issued *Arrangement of Key Work in Government Information Publicity in 2012*, published *Opinions on Promoting Migrant Rural Workers to Integrate into Urban Communities*, amended *Prison Law of the People's Republic of China*, and convened the National Working Conference on Democratic Administration by Making Village Affairs More Transparent. The completion of relevant legal systems and policies and hearing of some cases have provided powerful guarantee for safeguarding the political and other rights of citizens in the new period.

Combining the cause of human rights with cultural development, the government further expanded the scope of tuition waiver for secondary vocational education, completed the state stipend system, formulated the special plan of oriented student enrollment in poverty-stricken areas, determined actions to rectify choosing schools and arbitrary charge in the compulsory education phase and then to properly arrange children relocated with migrant workers to participate in local entrance examinations after receiving compulsory education, well safeguarding the right of citizens for education; formulated and implemented documents including *"Twelfth Five-year Plan for Development of National Education Undertakings* and *National Plan Outline for Cultural Reform and Development during "Twelfth Five-year" Period*, making clear the orientation and actions to safeguard the cultural rights of citizens

for a period to come. Meanwhile, the State Ethnic Affairs Commission printed and issued *Protection and Development Plan Outline for Villages with Minority Ethnic Features (2011-2015)*, setting the goal and orientation for protecting stockaded villages with ethnic features.

Combining the cause of human rights with social undertaking development, the government formulated the “*Twelfth Five-year*” *Plan Outline for Social Security*, “*Twelfth Five-year*” *Plan for Developing Public Health Undertakings*, “*Twelfth Five-year*” *Plan for National Drug Safety, Planning and Implementation Scheme for Deepening Medical and Health System Reform during the “Twelfth Five-year” Period*, *Guiding Opinions for Poverty Relief Work in Public Health during “Twelfth Five-year Plan” Period*, *Chronic Diseases Prevention and Treatment Work Plan in China (2012-2015)*; issued *Opinions on Pilot for Comprehensive Reform of County Level Public Hospitals*, *Circular on Reform Work of Public Hospitals in 2012*, *Guiding Opinions on Carrying out Critical Illness Insurance for Urban and Rural Residents*, *Guiding Opinions on Promoting Social Forces to Participate in Relief Service of Vagrants and Beggars*; published the *Medical and Health Services in China White Paper, Fifteen Years of Implementation of “Outline of Nationwide Body-building Plan” White Paper*; tried and handled cases including the “toxic capsule” series cases, the case of Feng Jianmei’s late stage induced labor in Ankang, Shaanxi Province and case of a criminal network to organize the selling of human organs. The systematic enforcement of these policies and actions and trying of these typical cases have given powerful impetus to the realization of relevant rights of citizens to social security and health.

Combining the cause of human rights with ecological development, the 18<sup>th</sup> National Congress of the CPC set the goal of building a “beautiful China,” gaining wide acceptance in the public, the government adopted the “*Twelfth Five-year*” *Plan for Development of Recycling Economy*, “*Twelfth Five-year*” *Plan for Atmospheric Pollution Prevention and Treatment in Key Areas*, “*Twelfth Five-year*” *Plan for Energy Conservation and Emission Reduction*, and “*Twelfth Five-year*” *Plan for Prevention and Treatment of*

*Hazardous Wastes Pollution*,” and put forth a series of plans and actions to fundamentally change the conditions of high pollution; the government also seriously addressed a series of cases including the cadmium contamination incident of Longjiang River in Guangxi, safeguarding the right of citizens to environment.

According to the requirements in *National Human Rights Action Plan (2012-2015)*, the state carried out extensive education, training and knowledge popularization on human rights, and human rights research institutions conducted human rights investigation and research work in many fields. Over the 10 years since its first issue, the *Human Rights Journal* published many articles on presentation of human rights knowledge, case investigation, research results and domestic and international interviews, playing an important role in deepening and popularizing the concept of human rights, and becoming an important medium for people both at home and abroad to know the human rights situation in China.

The Chinese Government has attached high importance to implementing international convention of human rights, and the first implementation report for “*Convention of the Rights of Persons with Disabilities*” smoothly passed the review by the UN Committee on the Rights of Persons with Disabilities. In the foreign exchange and cooperation in human rights field, China has conducted many human rights dialogues with the international society, held the 14<sup>th</sup> China-Australia Human Rights Dialogue, the 10<sup>th</sup> China-German Human Rights Dialogue, the 17<sup>th</sup> China-US Human Rights Dialogue and the 31<sup>st</sup> China-Europe Human Rights Dialogue; and successfully sponsored international conferences including the fifth “*Beijing Human Rights Forum*”; the delegation of China Society for Human Rights Studies visited Belarus, Ukraine and Uzbekistan. These international exchange activities on human rights have enabled the international society to better know and understand the human rights conditions in China.

The cause of human rights in China is advancing continually and

steadily in all aspects in a planned manner, *China's Human Rights in Action (2012)* tries to reflect this development in an accurate, all-round and objective manner with the true records of legislation, actions and cases concerning human rights in 2012, to provide the basic information for people to understand and study and actual progress of the cause of human rights in China.

This book has been jointly compiled by China Society for Human Rights Studies and the Human Rights Research Center of Nankai University. Professor Xue Jinwen, CPC Committee Secretary of Nankai University and director of the Human Rights Research Center of Nankai University offered great support to this book. People participating in the compilation of this book include (in the order of Pinyin of their names): Chang Jian, Dai Tianwei, Dong Yan, Du Ningning, Gao Tong, Geng Lei, Hao Yaming, Huang Ying, Jia Xiaoyu, Li Tingting, Li Xiaobing, Li Xuejiao, Liao Jian, Niu Ming, Ren Xiaomei, Song Jianing, Song Yuhui, Sun Hui, Tang Yingxia, Tian Lanjie, Tuo Xiaofang, Wang Hongyu, Wang Sibai, Wang Zhiyi, Wei Changwei, Wei Chao, Xu Zuying, Xu Yao, Zhang Ce, Zhang Chunyan, Zhang Rui, Zhang Xinlei, Zhang Yongfeng, Zhao Zhengqun, Zheng Wenqi, Zhou Wei and Zhu Tonghui. Professors Chang Jian and Zhao Zhengqun, Associated Professors Tang Yingxia, Li Xiaobing and Hao Yaming, and Dr. Xu Yao of Nankai University participated in the topic selection and organization work for the book, and made modification to the drafts under their charge. Professor Chang Jian made an overall review of the book. We hereby express our heartfelt thanks to all entities and people who have participated in, supported and expressed their concerns on the compilation of this book!

Massive literatures were referenced in the compilation of this book. Sincere thanks to the authors of all literatures referenced and quoted!

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