

决策公开中美研讨会

Sino-U.S. Workshop on Openness and
Public Participation in the Executive
Decision-making Process

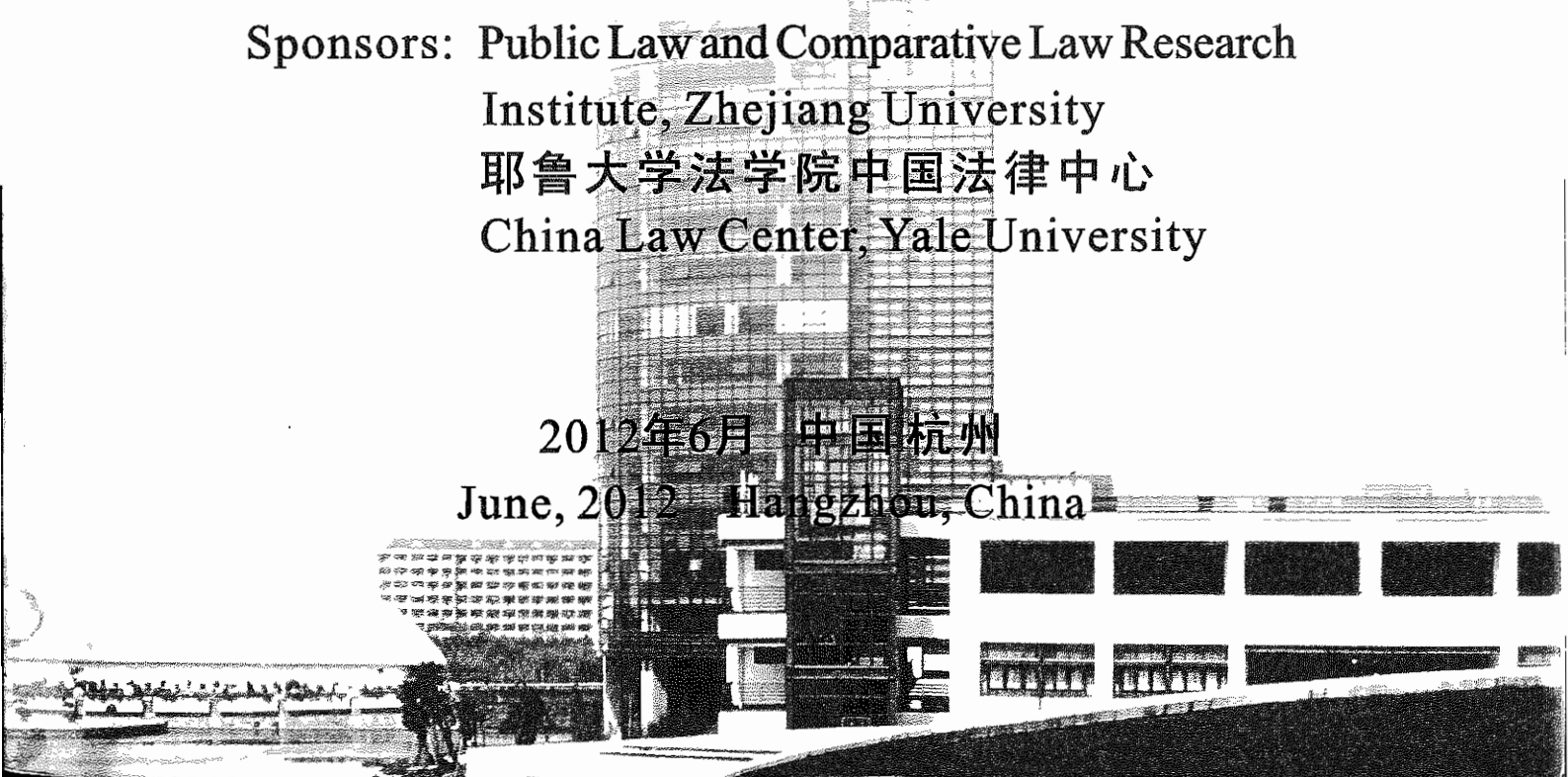
论文集

Paper Collection

主 办: 浙江大学公法与比较法研究所
Sponsors: Public Law and Comparative Law Research
Institute, Zhejiang University
耶鲁大学法学院中国法律中心
China Law Center, Yale University

2012年6月 中国杭州

June, 2012 Hangzhou, China



目 录

CONTENETS

第一单元：决策公开的社会调查报告

Reports on the Current Situation of the Open Executive Decision-making Practice

立法公开：浙江的实践和思考.....丁祖年 吴恩玉 1

Open Legislation in Zhejiang Province: Practice, Questions and Suggestions
DingZunian Wu Enyu

试论重大行政决策听证制度.....高存山 7

On the Hearing System during Major Executive Decision-making *Gao Cunshan*

行政决策公开：现状与问题.....郑春燕 17

The Current Situation and Questions of Open Executive Decision-making
Zheng Chunyan

浙江省各级人民政府行政决策公开实践调研报告(台州市部分).....陈欧飞 31

浙江省各级人民政府行政决策公开实践调研报告(丽水市部分).....黄 锴 47

浙江省各级人民政府行政决策公开实践调研报告(舟山市部分).....黄 锴 61

浙江省各级人民政府行政决策公开实践调研报告(西湖区部分).....胡棕翰 69

浙江省各级人民政府行政决策公开实践调研报告(瑞安市部分).....韩 宁 79

第二单元：决策公开的适用范围

The Applicable Scope of Open Executive Decision-making

公开决策: 公开什么? 如何公开?王锡铨 93
Open Decision-making: What needs to be publicized and how? *Wang Xixin*

美国重大行政决策过程中信息公开.....杰米·贺诗礼 103
Information Disclosure in the Major Administrative Decision-making Process in the United States *Jamie P. Horsley*

通过政府说明理由和行政透明度完善行政治理于问责制度.....杰米·贺诗礼 125
Better Governance and Accountability Through Reason-Giving and Transparency
Jamie P. Horsley

第三单元: 行政决策的公开时机

The Timing of Information Disclosure in the Executive Decision-making

行政决策的公开时机.....刘 飞 147
Timing of Information Disclosure in the Executive Decision-making *Liu Fei*

纽约州的信息公开及公共政策决策.....帕特丽莎·E·萨尔金 159
Information Disclosure and Public Policy Decision-Making in New York State
Patricia E. Salkin

第四单元: 决策过程中的参与机制

Mechanisms for Public Participation in the Executive Decision-making Process

信息社会与中国的决策参与.....吕艳滨 177
Information Society and Participation in the Executive Decision-making in China
Lu Yanbin

重大行政决策过程中的公众参与.....凯若尔·安·西西里亚诺 187
Public Participation in Major Administrative Decision-making *Carol Ann Siciliano*

科学”民主化: 行政决策中的公众参与.....高秦伟 207
Democratizing Science: Public Participation during Executive Decision-making

Gao Qinwei

穿行于科学与民主之间——城镇化进程中规划决策的专家参与及公众参与.....章志远 221

Between Science and Democracy: Expert Participation and Public Participation in Planning Decision-making during Urbanization *Zhang Zhiyuan*

规章制度中公众参与状况简述.....童剑锋 227

Outline of Public Participation in Rulemaking in Zhejiang Province *Tong Jianfeng*

第五单元

行政决策若干问题研讨提纲.....茅铭晨 231

Several Problems about Executive Decision-making *Mao Mingchen*

浅谈行政决策公开的范围.....周琳 233

On the Applicable Scope of Open Executive Decision-making *Zhoulin*

重大行政决策过程中的公众参与机制.....周杉杉 239

Public Participation Mechanism during Major Executive Decision-making Process
Zhou Shanshan