

Developments in the Law in 2017: Administrative Law

Ming-Hsin Lin *

Abstract

As the encounter of academic study and legal practice sets forth the robust developments in administrative law, legal practice is always the focal point of administrative law studies. This article focuses on the development of administrative law in practice in 2017. The discussions of general principles of administrative law, administrative function, and administrative remedy, are based on the analyses of legislations and Administrative Court decisions. The subjects covered in this article include how to apply the general principles of administrative law accurately, how to differentiate between a single act and multiple acts in Administrative Penalty Act, and so on. Moreover, the topics related to “remedy for rights”. For example, a remedy procedure for administrative enforcement, division of jurisdiction, the possibility of remedy for infringement of self-government, and the compulsory enforcement of administrative litigation. These are the essential parts of this article that reviews the development of administrative law in practice in 2017. This research results are expected to provide some insightful perspectives which contribute towards the future of administrative law in Taiwan.

Keywords: general principles of law, a single act and multiple acts (Handlungseinheit und -mehrheit), administrative enforcement, jurisdiction, right of self-government, compulsory enforcement in administrative litigation

* Professor of Law, College of Law, National Taiwan University.
E-mail: mhlin12@ntu.edu.tw