

Civil Service Administrative Neutrality Act

- Article 1 This Act is enacted for the purpose of ensuring the lawful administration, just execution, political neutrality, and adequate regulation on the involvement in political activities of civil servants.
- The administrative neutrality of civil servants shall be governed by this Act. For any matters not provided for in this Act or the provisions of other laws that are stricter than this Act, other relevant laws shall apply.
- Article 2 The term “civil servant” under this Act shall refer to full-time personnel with pay that are employed or hired through lawful procedure by legal agencies, and personnel employed through lawful procedure by public schools.
- Article 3 Civil servants shall abide strictly by the rule of administrative neutrality, execute duties in accordance to laws and regulations, loyally carry out governmental policies, and be of service to the public.
- Article 4 Civil servants shall execute duties in accordance to laws and regulations without prejudice against or preferential treatment towards any groups or individuals.
- Article 5 Civil servants are permitted to join political parties or other political groups. However, civil servants cannot hold posts concurrently in such political parties or groups.
- Civil servants shall not be involved in the disputes between political parties and factions.
- Civil servants shall not hold posts concurrently in the campaign office of public office candidates.
- Article 6 Civil servants shall not use the authority, opportunities gained through post or using such post as measure to prevent or enlist others to join political parties or groups; civil servants shall also not request others to join or not join the

campaign activities of political parties or groups.

Article 7 Civil servants shall not participate in activities in connection with political parties or groups during office hours or the execution of duties unless it is necessary due to the nature of duties or for the execution of duties.

The office hours or period for the execution of duties as referred to in the preceding Paragraph shall refer to the following period of time:

1. Office hours prescribed by law.
2. Adjusted office hours due to operational needs.
3. Being on duty shifts or overtime.
4. Participating in trainings, business trips, or activities related to the post.

Article 8 Civil servants shall not use the authority and opportunities gained through post or using such post as measure to request, ask for expected promises, or accept cash, items, or other offerings as benefits for political parties, groups, or persons who intend to run for public office; civil servants shall also not prevent or interfere with others in the participation of legal fund-raising activities for a particular political party, group, or person who intend to run for public office.

Article 9 Civil servants shall not participate in the following political activities or display such behaviors for political parties, groups, or public office candidates that the civil servants support or oppose:

1. Use administrative resources to print, disseminate, put up writings, drawings, or other items for promotional purposes or in the dealings of other relevant activities.
2. Hang up, put up, wear or show a flag, emblem, or clothing of a particular political party, group, or candidate for public office in the office space.
3. Host an assembly, initiate a demonstration, or lead a signing petition.
4. Advertise through mass media by title or name.
5. Give orders to persons related to the civil servants' posts or

other subjects related to such posts.

6. Show support in campaign or demonstrations, or solicit vote for public office candidates in public.
7. Other actions prohibited by the orders of the Examination Yuan after consulting the Executive Yuan.

The administrative resources as referred to in Item One of the preceding Paragraph shall refer to the property, funds, space, dormitory and human resources belonging to the public authority that can be distributed and used.

Article 10 Civil servants shall not use the authority, opportunities gained through post or using such post as measure to request others not to exercise their right to vote or proceed in accordance to the civil servants' request in the election, deposition, or referendum of public office candidates.

Article 11 Civil servants listed as candidates for public office shall proceed to request for personal leave of absence or holidays in accordance to regulations from the date of candidate list announcement to the date of the vote.
When civil servants proceed in accordance with the preceding Paragraph to request for leave, the supervisor shall not refuse such request.

Article 12 Civil servants with administrative resources shall proceed matters related to the acceptance or decline of applications made by political parties, groups, or public office candidates in a just and fair manner, and shall not display preferential treatment.

Article 13 The chief of each and every government agency or person in charge shall forbid visits made by political parties, public office candidates, or their supporters from the date of election announcement made by the Election Commission to the date of the vote; official notice of prohibition against election campaign shall also be posted in conspicuous places near the entrance or exit of office space or the space for activities.

Article 14 The supervisor shall not request the civil servants to participate in activities prohibited by this Act.

If the supervisor has breached the regulation in the proceeding Paragraph, civil servants shall provide relevant evidence and report to the supervisor's chief, and the chief shall proceed accordingly; if such matter is not proceeded in accordance to applicable laws, the chief shall be deemed as negligent, and the civil servants may report to the Control Yuan.

Article 15 Rights and benefits prescribed to civil servants by laws shall not be administered on an unjust basis or in a disadvantageous manner due to the rejection of taking actions that are prohibited by this Act.

Civil servants receiving the unjust or disadvantageous treatment described in the proceeding Paragraph may seek relief in accordance to the Civil Servants Protection Act or other relevant regulations.

Article 16 Civil servants violating the provisions of this Act shall, depending on the gravity of such violation, be subject to discipline or punishment in accordance to the Civil Servants Punishment Act or other relevant regulations; other legal consequences involved shall be dealt with in accordance to relevant laws.

Article 17 The provisions of this Act shall apply, mutatis mutandis, to the following persons:

1. Presidents of public schools or teachers who hold administrative posts concurrently in public schools.
2. Staffs employed before the announcement and enactment of the Statute Governing the Appointment of Educators but have not listed under civil service in public schools, or staffs who remain in employment without appointment qualifications in private schools that became public schools due to the change in the education system.

3. Professionals in public social and educational institutions and researchers in public academic research institutions.
4. Personnel with military posts in every level of administrative agencies and military instructors in military training unit in every level of competent agencies of education or schools.
5. Personnel hired by each and every government agency and public school in accordance with laws.
6. Personnel in the state-owned enterprises.
7. Trainees undergoing training programs before officially employed as civil servants.
8. Full-time Personnel with pay in administrative corporation.
9. Directors and supervisors representing the government or the state-owned shares in private legal persons.

Article 18 The provisions of this Act shall apply, mutatis mutandis, to political appointees who shall exercise their duties independently and outside of parties in accordance with the Constitution or laws.

Article 19 The Enforcement Rules of this Act shall be determined by the Examination Yuan.

Article 20 This Act shall take effect on the date of promulgation.