The Equal Employment Right of Individuals with Criminal Records
— Research Based on the Current Situation in China

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Abstract

This thesis examines the fulfillment and implementation of the equal employment right of individuals with criminal records in China. It argues that the individuals with criminal records should be considered as the vulnerable groups in labour market and desire special arrangements to fulfill their equal employment rights. With a discussion of the historical development of the equal employment right based on human rights law and labour law, this thesis gives a clear definition of the equal employment rights of the ex-offenders. And by analyzing the legal relations concerning the equal employment right of the individual with criminal records from a lawyer’s view, it points out the specific requirements and significance of fulfilling equal employment rights of the ex-offenders. Then, this thesis discusses the barriers faced by individuals with criminal records when seeking for equal employment in China, which mainly includes unfavorable legislations and regulations, inadequate public administration service, insufficient judicial remedy and other social and economical barriers. Lastly, this thesis tries to propose a set of potential strategies to improve the protection and promotion of the equal employment right of ex-offenders with a reference to the successful practice in other regions or states.

Key Words: Criminal Record, Equal Employment Right, Human Rights, China
Table of Contents

Introduction ................................................................................................................................................. 1

1 Chapter One: The EER of Individuals with Criminal Records: an Analysis Based on Human Rights ........................................................................................................................................... 5

1.1 The Development and Resources of the EER as Human Rights ...................................................... 5
  1.1.1 The Historical Development of the EER ...................................................................................... 5
  1.1.2 The Human Rights Resources of the EER ................................................................................. 6

1.2 The Definition of the EER ...................................................................................................................... 10
  1.2.1 The Definition of “Equality” and “Right to Equality” .................................................................. 10
  1.2.2 The Definition of “Employment” and “Employment Rights” .................................................... 13
  1.2.3 The Definition of the “EER” ....................................................................................................... 15

1.3 The Legal Relation of the EER of Individuals with Criminal Records .............................................. 17
  1.3.1 The Subject in the Legal Relation ............................................................................................... 17
  1.3.2 The Object and Content in the Legal Relation ......................................................................... 20

1.4 The Principles of Fulfilling the EER of Individuals with Criminal Records .................................... 22
  1.4.1 The Principle of Equal Protection and Special Protection .......................................................... 22
  1.4.2 The Principle of Reasonable Restrictions .................................................................................. 26

1.5 The Importance of Fulfilling the EER of Individuals with Criminal Records .................................. 28
  1.5.1 Keep Adequate Living Standards and Protect Human Dignity ............................................... 28
  1.5.2 Assist Social Rehabilitation Process and Prevent Recidivism .................................................. 29
  1.5.3 Promote the Healthy Development of Market Economy ............................................................. 30

2 Chapter Two: The Current Practice concerning the EER of Individuals with Criminal Records in China ............................................................................................................................................. 32

2.1 The Limited Achievement in Fulfilling the EER of Individuals with Criminal Records in China ................................................................................................................................................. 32
  2.1.1 The Legal Provisions in the Constitution and Related Legislations ......................................... 32
  2.1.2 The Administrative Arrangements and Monitor Institution ....................................................... 33
  2.1.3 The Three-Model Remedy System ............................................................................................ 38

2.2 The Barriers to Fulfilling the EER of Individuals with Criminal Records in China ...................... 40
  2.2.1 The Criminal Records Institution and Its Impact ....................................................................... 40
  2.2.2 The Defects in the Constitution and Related Legislations ......................................................... 42
  2.2.3 The Defects in Administrative Monitor Institution and Dispute Settlement Institution ......................... 48
  2.2.4 The Defects in Civil Procedures of the Suit on the EER ............................................................... 51
  2.2.5 Other Berries Faced with Individual with Criminal Records .................................................. 54

3 Chapter Three: The Measures and Strategies in Fulfilling the EER of Individuals with Criminal Records in China ............................................................................................................................................. 59

3.1 Amend the Criminal Record Institution ............................................................................................ 59
  3.1.1 Eliminate the Duty to Report Criminal Record and Rebuild the Criminal Record Check Institution ................................................................................................................................................. 59
3.1.2 Establish the Prior Conviction Elimination Institution ........................................ 61

3.2 Complete the Constitution and Related Legislations .............................................. 64
  3.2.1 Add Anti-Discrimination Provisions into Conventions and Related Legislations .. 64
  3.2.2 Complete the Anti-Discrimination Legislations ............................................. 66
  3.2.3 Amend the Legal Restriction of Employment Qualification ........................... 68

3.3 Improve the Public Administration and Service .................................................... 70
  3.3.1 Reform the Administrative Monitor Institution ........................................... 70
  3.3.2 Improve the Public Employment Service .................................................... 72

3.4 Improve the Civil Procedures ............................................................................. 76
  3.4.1 Reform the Rules of Civil Procedures ......................................................... 77
  3.4.2 Establish the Public Litigation System ....................................................... 79
  3.4.3 Improve the Legal Aid Service .................................................................. 80

3.5 Encourage the Cooperation and Contributions of Civil Society ......................... 81

Conclusion ............................................................................................................... 84

Bibliography ........................................................................................................... 86

Annex 1: The Legislations and Regulations of PRC Referred in the Thesis ............... 92
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