

Provisions of Guangdong Province on the Supervision and Administration of Mass Prevention and Control Organizations

(Promulgated by Decree No. 302 of the People's Government of Guangdong Province on July 19, 2023)

Article 1 These Provisions have been formulated for the purposes of standardizing and strengthening the supervision and administration of mass prevention and control organizations, fully leveraging their role in a social governance system featuring joint construction, joint governance and shared benefit, while protecting the legitimate rights and interests of mass prevention and control organizations and their members, and promoting the healthy development of mass prevention and control efforts, in accordance with the relevant laws and regulations, as well as the relevant provisions of the State, and in light of the actual situation of Guangdong Province..

Article 2 These Provisions shall apply to the supervision and administration of mass prevention and control organizations and their activities within the administrative region of this Province.

Article 3 Mass prevention and control organizations shall follow the principle that whoever establishes the organization bears responsibility for it. These organizations must combine self-management, self-service, self-education, and self-supervision with the guidance and supervision of the relevant departments.

Article 4 People's governments at all levels shall, in light of the actual conditions of local regions, support the construction of mass prevention and control organizations, establish and improve the working mechanisms for mass prevention and control, and consolidate the foundations of community-level social governance.

Public security organs of people's governments at county level or above shall be responsible for the comprehensive supervision and administration of mass prevention and control organizations and their activities. Relevant departments, shall also, within the scope of their functions and duties, guide and supervise these organizations and their activities.

Article 5 Funds for the operation of mass prevention and control organizations shall be provided by their establishing units, and local people's governments shall provide appropriate subsidies.

Article 6 Mass prevention and control organizations shall mainly engage in:

(1) Implementing publicity and education on laws, regulations and safety precautions;

(2) Assisting public security organs in implementing safety measures such as security patrols, guarding of checkpoints, and security checks, as well as in maintaining public order;

(3) Assisting public security organs in protecting the scene and providing relevant information and evidence when a public security incident or case occurs;

(4) Assisting relevant organs in investigating and resolving conflicts and disputes, and in identifying and eliminating potential hazards to public safety;

(5) Promptly reporting social risks and hidden dangers, and conveying public opinions and suggestions on public security work, to the relevant organs;

(6) Assisting the relevant organs in responding to emergencies such as natural

disasters, accidents, public health incidents, social security incidents and other emergencies, and in preventing and controlling social risks.

In cases where assistance from mass prevention and control organizations is required, the relevant organs shall provide these organizations with necessary professional guidance and job guarantees.

Article 7 The units below may, as needed, establish mass prevention and control organizations:

- (1) State organs, organizations, enterprises, and public institutions;
- (2) Villagers' committees and residents' committees;
- (3) Other organizations stipulated by laws, regulations and rules.

Township people's governments and sub-district offices shall support and guide the establishment of mass prevention and control organizations within their respective jurisdictions to promote local efforts in mass prevention and control.

No individual may establish a mass prevention and control organization.

Article 8 The establishing unit of a mass prevention and control organization shall, within 30 days of the date of establishment, report to the public security organ of the people's government at local county-level regarding the organization's specific responsibilities, staff composition, contact details, funding sources, and other basic information. Such information shall also be publicized within the organization's office space. In the first quarter of each year, the establishing unit shall report to the public security organ of the people's government at local county-level on the organization's work in the previous year.

Where the basic information of the mass prevention and control organization changes or the organization is dissolved, the establishing unit shall report this to the public security organ of the people's government at county level within 30 days.

In addition, the public security organ of the county-level people's government shall notify the relevant departments of the establishment, change, or dissolution of the mass prevention and control organization, and make such information public to the society.

Article 9 Establishing units of mass prevention and control organizations shall perform the following duties:

(1) Establishing and improving a management system regarding job post responsibilities, education and training, work information records, performance evaluation, rewards and penalties, and confidentiality, in order to strengthen the supervision and administration of these organizations and their members;

(2) Recruiting and training members for mass prevention and control organizations, and safeguard the legitimate rights and interests of these organizations and of members involved in the work of mass prevention and control;

(3) Arranging funds and materials required by mass prevention and control organizations, and provide the legal equipment essential for these organizations and their members to effectively perform their duties;

(4) Performing other duties specified by laws, regulations and relevant national and provincial provisions.

Article 10 Mass prevention and control organizations shall perform the following duties:

(1) Recruiting new members for the mass prevention and control organization;

(2) Conducting mass prevention and control work in compliance with regulations;

(3) Providing the conditions and guarantees necessary for members of mass prevention and control organizations to conduct mass prevention and control work;

(4) Supervising members of mass prevention and control organizations to ensure that they perform their duties in accordance with regulations;

(5) Performing other duties specified by laws, regulations and relevant national and provincial provisions.

Article 11 Persons participating in mass prevention and control organizations shall meet the following requirements:

(1) Abiding by the Constitution and laws, and endorsing the leadership of the Communist Party of China and the socialist system;

(2) Be at least 18 years old;

(3) Be of good conduct, familiar with social conditions and public opinion, and enthusiastic about public welfare undertakings;

(4) Possessing physical fitness and work capacity necessary for performance of duties.

Employees, including bus and taxi drivers, express and takeaway delivery staff, and militia members are encouraged to individually engage in mass prevention and control efforts.

Article 12 Individuals with any of the following circumstances shall not participate in mass prevention and mass control organizations:

(1) Those who have been subjected to criminal penalties for intentional crimes;

(2) Those who have been subjected to compulsory isolation for drug rehabilitation;

(3) Those who have violated the administration of public security, and been subjected to administrative detention;

(4) Other persons prohibited from engaging in mass prevention and control as specified by laws, regulations and relevant national and provincial provisions.

Article 13 For the members of a mass prevention and control organization qualify for social insurance participation, the organization's establishing unit shall handle social insurance for them in accordance with the law.

The establishing units of mass prevention and control organizations may, based on actual conditions, purchase personal accident insurance for their members.

Units that utilize mass prevention and control organizations may, based on actual conditions, provide appropriate subsidies to their members.

Article 14 Mass prevention and control organizations and their members shall abide by laws, regulations, and relevant national and provincial provisions during the conduct of mass prevention and control work. They shall not harm the public interest or infringe upon the legitimate rights and interests of others.

No unit or individual may organize unrelated activities in the name of mass prevention and control, or exploit such organizations for illegal purposes.

Article 15 When establishing the smallest emergency units for social security prevention and control, public security organs may involve mass prevention and control organizations and their members.

Members of mass prevention and control organizations are encouraged to serve as part-time safety officers in places such as buses, subways, campuses, and medical institutions.

Article 16 Public security organs may use modern information technology to supervise and guide mass prevention and control organizations and their members.

Mass prevention and control organizations are encouraged and supported to utilize modern information technology for mass prevention and control work in accordance with law.

Article 17 Mass prevention and control organizations and their members who

have made significant contributions to mass prevention and control shall be commended and rewarded in accordance with the relevant regulations.

Members of mass prevention and control organizations who are injured, disabled, or killed as a result of participation in mass prevention and control work shall be compensated and supported in accordance with relevant national and provincial regulations. Those who meet the criteria for acting bravely for a just cause shall be rewarded and supported in accordance with the relevant regulations.

Article 18 The public security organs of the people's governments at or above the county level, shall, along with relevant departments, strengthen supervision and inspection over the activities of mass prevention and control organizations and their members. Mass prevention and control organizations and their establishment units and user units shall cooperate with these authorities.

Article 19 Any unit or individual may complain and report to the public security organs if they discover that a mass prevention and control organization or its members have committed illegal acts. The public security organs shall ensure channels for such complaints and reports remain open, shall handle such complaints and reports promptly in accordance with the law, and shall maintain the confidentiality of the complainants' and informants' information, as required by law.

Article 20 Where the establishing unit of a mass prevention and control organization fails to perform the duties prescribed in Articles 8 and 9 of these Provisions, the public security organ of the people's government at or above the county level shall order rectification. In case of refusal to rectify, where the establishing unit is a villagers' committee or a residents' committee, the competent authority shall, in accordance with the law, impose sanctions on the persons directly in charge and other persons directly responsible for the unit; where the establishing unit is another type of entity, the public security organ of the people's government at or above county level shall impose a fine of RMB 2,000-20,000, and the competent authority shall impose sanctions on the involved functionaries in accordance with the law.

Article 21 Any member of a mass prevention and control organization whose circumstances are as described in Article 12 of these Provisions shall be promptly dismissed by the organization's establishing unit.

Where a mass prevention and control organization or its members violate the Paragraph 1 of Article 14 of these Provisions, harming the public interest or infringing upon the legitimate rights and interests of others, the public security organ of the people's government at or above county level shall order rectification. If rectification is refused or the circumstances are serious, the public security organ shall promptly notify the organization's establishing unit, which shall promptly dissolve said organization. Violations in public security administration shall be punished by the public security organ in accordance with the law. Where actions constitute a crime, criminal responsibility shall be investigated in accordance with the law. Those causing harm to others shall bear civil liability as prescribed by law.

Article 22 Anyone who violates the Paragraph 2 of Article 14 of these Provisions, by organizing unrelated activities in the name of mass prevention and control, or by exploiting such organizations for illegal purposes, shall be punished by public security organs in accordance with the law, provided that said acts constitute violations of public security administration. Where the said acts constitute a crime, criminal responsibility shall be investigated in accordance with the law. Those causing harm to others shall bear civil liability as prescribed by law.

Article 23 Any staff member of a public security organ or other relevant organ

who, during the supervision and administration of mass prevention and control, abuses his/her power, neglects his/her duty, or engages in malpractice for personal gains, shall be punished in accordance with the law. Where the said actions constitute a crime, criminal responsibility shall be investigated in accordance with the law.

Article 24 These Provisions shall come into force as of September 1, 2023. As of the same date, the *Provisions of Guangdong Province on Mass Public Order Joint Defense Organizations*, originally promulgated by the People's Government of Guangdong Province on January 20, 1990, and later revised on July 20, 2017, shall be repealed simultaneously.