



Environmental Health & Safety Audit Protocol Jiangxi, China 2021

release notes

STP ComplianceEHS (STP) announces the release of its newly developed environmental, health and safety (EHS) audit protocol for Jiangxi, China. This audit protocol covers relevant sub-national EHS requirements. The regulatory date for the current release is September 2021.

This EHS audit protocol is organized around the following eight topics, with a separate section devoted to each:

- General Environmental
- Air Emissions
- Water and Wastewater Management
- Solid and Hazardous Waste
- Above and Below Ground Tank Management
- Occupational Health
- Fire Safety
- Incident Prevention and Response

highlights of the regulatory framework

Under the laws of the People's Republic of China, environmental, health and safety (EHS) legislation is hierarchically structured. The National People's Congress (NPC) amends the Constitution (xianfa) and enacts and amends "basic" laws (jiben falü). The Standing Committee of the NPC interprets the Constitution and laws and may exercise the functions of the NPC except amend the Constitution or basic laws that fall within the purview of the full NPC.

Regulations promulgated or approved by the State Council are known generically as administrative regulations (xingzheng fagui). Regulations issued by ministries or other departments of the central government under their own authority are known generically as departmental regulations (bumen guizhang). Regulations are issued under various names: regulations (tiaoli), measures (banfa), administrative or management rules (guize), provisions (guiding), and detailed rules for implementation (shixing xize), and may be issued in interim form as well as final form. Generally speaking, measures are more narrowly drawn than regulations. Detailed rules for implementation provide guidance on the implementation of statutes or regulations. The State Council and its departments also issue orders (mingling), decrees (ling), directives (zhiling), decisions (jueding), resolutions (jueyi) and instructions (zhishi), as well as interpretations of these measures.

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please review

There is much overlap among these items. Provincial and local governments also issue regulations within their respective spheres of jurisdiction. Administrative agencies, sometimes in conjunction with the State Bureau of Quality and Technical Supervision, also issue technical and procedural standards.

In Jiangxi, regulations (difangtiaoli) are promulgated or approved by the Jiangxi Provincial Standing Committee of the People's Congress, e.g., *Jiangxi Province Construction Projects Environmental Protection Regulation* and *Jiangxi Province Safety Production Regulation*. Regulations issued by other departments of the People's Government of Jiangxi Province under their own authority are known generically as local departmental regulations (difang bumen guizhang), e.g., *Measures for the Implementation of the Fire Safety Responsibility System in Jiangxi Province* and *Jiangxi Province Building Fire Protection Facilities Management Regulation (revised in 2021)*. The People's Government of Jiangxi Province and its departments also issue notices (tongzhi), announcement (gonggao), approval (pifu), decisions (jueding), resolutions (jueyi) and instructions (zhishi), as well as local standards (difangbiaozhun), e.g., *Soil Pollution Risk Control Standards for Construction Land (for trial implementation) (DB36/ 1282-2020)* and *Notice of Jiangxi Provincial Department of Ecology and Environment on Announcement of the List of Key Enterprises for Cleaner Production Audit in 2020*.



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