

Abstract

The enlarging executive power plays an important role in the modern society :it brings about a great advance in the development of society and safeguards the order of the society .But as a power ,It has the feature of infringement on citizen 's rights and freedom on many occasions. The illegal abstract administrative act can actually damage the interest of the people and society, and therefore there is an urgent need to monitor the abstract administrative act. The illegal abstract administrative act can actually damage the interest of the people and society, and therefore there is an urgent need to monitor the abstract administrative act. From the current legal system, we can see only relies on the supervision of the authority, administration and the social monitor power is far from enough. According to current legislation, we can say the judicial review about abstract administration act has de facto been established. However, the existing review is too indirect, limit, selective so that cannot achieve the requirement of the democratic construction and rule of law process. To improve the situation, there is a need to reform the judicial review system. According to current legislation, we can say the judicial review about abstract administration act has de facto been established. However, the existing review is too indirect, limit, selective so that cannot achieve the requirement of the democratic construction and rule of law process. To improve the situation, there is a need to reform the judicial review system. Combining the practical experience of western countries with the actual need and characteristics of Chinese Society, the thesis proposes a set of specific methods to improve the current judicial review system. Eg: expand the scope of the administrative litigation, guarantee the independence of judicature and improve the standard of judicial review for abstract administrative act. practical needs of China's social development and characteristics of conditions put forward in line with our specific practice of judicial review.

KEY WORDS: Abstract administrative act, Judicial Review, China, Administrative litigation