主 管 機 關 ：法務部

發布(修正)日期：1992.07.01.

法規中文名稱：政風機構人員設置條例

法規英譯名稱：Act of the Establishment of the Government Employee Ethics Units and Officers

中 文 法 規 ：

第一條　為端正政風，促進廉能政治，維護機關安全，特制定本條例。

第二條　政風機構之設置及其人員之管理，依本條例之規定；本條例未規定者，適用其他有關法律之規定。

第三條　法務部為掌理全國政風業務之主管機關。

第四條　本條例所稱政風機構，指中央與地方機關及公營事業（以下簡稱各機關）掌理政風業務之機構。

第五條　政風機構掌理事項如左：

一、關於本機關政風法令之擬訂事項。

二、關於本機關政風法令之宣導事項。

三、關於本機關員工貪瀆不法之預防、發掘及處理檢舉事項。

四、關於本機關政風興革建議事項。

五、關於本機關政風考核獎懲建議事項。

六、關於本機關公務機密維護事項。

七、其他有關政風事項。

第六條　各機關政風機構比照各該機關人事機構設政風處或政風室。未設政風處（室）之機關，其政風業務由其上級機關之政風機構統籌辦理。

前項機構之名稱及員額編制，應訂入各該機關組織法規。

第七條　政風處置處長，必要時得置副處長；政風室置主任；其官等職等，比照各該機關人事人員之職務列等辦理。

第八條　政風處（室）得視業務之繁簡，分科、組、課或股辦事，科長、組長、課長、股長及其他佐理人員之官等職等，比照各該機關人事人員之職務列等辦理。

第九條　各機關政風人員之任免遷調分別適用有關法規，由主管機關辦理。

第十條　各機關政風人員應秉承機關長官之命，依法辦理政風業務，並兼受上級政風機構之指揮監督。

第十一條　民意機關、軍事機關及公立各級學校不適用本條例之規定。

第十二條　本條例施行後，各機關組織法規未修正前，各級政風機構之設置及員額編制，由法務部會同銓敘部及有關機關定之。

第十三條　本條例施行細則，由法務部會同銓敘部定之。

第十四條　本條例自公布日施行。

英 文 法 規 ：

Article 1

The Act is enacted to well form the government employee ethics, to promote the clean and the efficient administration and to ensure the safety of the organs.

Article 2

The establishment of the Government Employee Ethics Units and the administration of its officers shall be conducted in compliance with the Act, if beyond that, other applicable acts and regulations shall be applied.

Article 3

The Ministry of Justice shall be the Competent Authority of the government employee ethics affairs nationwide.

Article 4

The term “Government Employee Ethics Units” referred to in the Act means various units in charge of the government employee ethics affairs at central and local organs and state-run enterprises (hereinafter referred to as the “organs”).

Article 5

The Government Employee Ethics Units is in charge of the following matters:

1. Matters concerned with drafting of regulations and directions on government employee ethics of the organ.
2. Matters concerned with propaganda of government employee ethics of the organ.
3. Matters concerned with preventing or discovering corruptions or handling as well as reports on corruptions and malfeasance on parts of any staff of the organ.

4. Matters concerned with suggestions for well-forming government employee ethics of the organ.
5. Matters concerned with suggestions for evaluating, rewarding and disciplining on government employee ethics of the organ.
6. Matters concerned with protection of official confidential information of the organ.
7. Other matters concerned with government employee ethics.

Article 6

The Government Employee Ethics Unit in the organs shall establish Department of Civil Service Ethics or (Civil Service) Ethics Office according to the level of the organ's personnel unit. For those organs without Department of Civil Service Ethics or (Civil Service) Ethics Office, the government employee ethics affairs shall be handled by the government employee ethics unit of its superior organ.

The name of the unit in the above paragraph and the size of its staff shall be specified in organizational acts or regulations of the respective organs.

Article 7

Department of Civil Service Ethics shall install a director and in case of necessary deputy director shall be positioned while the (Civil Service) Ethics Office shall install a chief. Their ranks shall be decided according to the ranks of the personnel staff in respective organs.

Article 8

Depending on the workload, Sections, Directorate, Divisions or Subsections may be established within Department of Civil Service Ethics or (Civil Service) Ethics Office to carry out tasks. The ranks of their chiefs and other assistants shall be decided according to the ranks of the personnel staff in respective organs.

Article 9

The appointment, removal, promotion and transfer of the government employee ethics officers shall be conducted by the Competent Authority in accordance with relevant acts and regulations.

Article 10

In conducting government employee ethics affairs authorized by laws, the government employee ethics officers in respective organs shall act under the order of the chief of the organs as well as under the direction and supervision of the government employee ethics unit of its superior organ.

Article 11

The Legislative Yuan/councils, military units and public schools at various levels shall be excluded from the Act.

Article 12

After the enforcement of the Act and before the organizational acts and regulations of the respective organs are amended, the establishment of Government Employee Ethics Units and the size of their staff shall be decided by the Ministry of Justice jointly with the Ministry of Civil Service and other relevant organs.

Article 13

Enforcement Rules of the Act shall be enacted by the Ministry of Justice jointly with the Ministry of Civil Service.

Article 14

The Act shall be in force from the date of its promulgation.