

Interim Measures of Shanghai Municipality for the Examination and Approval of the Investment Projects of Enterprises

(No.33 [2008] of the Shanghai Municipal Government, August 23, 2008)

Chapter I General Provisions

Article 1 These Measures are formulated in accordance with the Decision of the State Council on Reforming the Investment System and the Interim Measures of the National Development and Reform Commission on the Examination and Approval of the Investment Projects of Enterprises and in light of the actual situations of this Municipality.

Article 2 These Measures shall apply to the fixed assets investment projects listed in the Catalog of Investment Projects Subject to Government Approval (hereinafter referred to as Catalog) and invested by enterprises with funds other than governmental funds. These Measures are not applicable to foreign-funded projects and overseas investment projects.

If it is otherwise differently provided in any law or regulation, such provisions shall apply.

Article 3 The development and reform commission of this Municipality (hereinafter referred to as Municipal Development and Reform Commission), the economy and trade commission of this Municipality (hereinafter referred to as Municipal Economic and Trade Commission), the investment administrative departments at the district (county) level and other organs designated by the Municipal Government shall be the project approval organs of this Municipality (hereinafter referred to as “project approval organs”).

Article 4 According to the Catalogue, this Municipality formulated the Detailed Rules on the Catalog of Investment Projects Subject to the Approval of the Shanghai Municipal Government (hereinafter referred to as Detailed Rules) to clarify the division of work among the project approval organs of this Municipality, and will amend them at an appropriate time.

Chapter II Approval Procedures

Article 5 Projects subject to the approval of the project approving organs of the state shall be governed by the relevant state provisions. In particular, for a project invested by an entity subordinated to the competent department of the industry under the State Council, an enterprise group under separate state planning or a central enterprise, the project application shall be attached with the opinions of the Municipal Development and Reform Commission; for any other project, it shall be subject to the preliminary examination of the Municipal Development and Reform Commission which shall make a comment.

For a project subject to the approval of the Municipal Development and Reform Commission or the Municipal Economic and Trade Commission, a central enterprise in Shanghai or an enterprise within the jurisdiction of this Municipality may directly submit the project application to the Municipal Development and Reform Commission or the Municipal Economic and Trade Commission, while any other enterprise shall submit the project application to the investment administrative department at the district (county) level of the locality of the project or an institution designated by the Municipal Government, which shall make a preliminary examination and then forward the application with the Municipal Development and Reform Commission or the Municipal Economic and Trade Commission for approval.

For a project subject to the approval of any other project approval organ, an enterprise shall directly submit the project application to the said organ.

Article 6 A project approval organ shall handle a project application differently according to the following circumstances:

1. if the project is beyond its approval authority, it shall make a decision of not accepting the application within 5 workdays;
2. if there is any error in the application materials which can be corrected on the spot, the applicant shall be allowed to correct it on the spot; if the application materials are incomplete or fail to satisfy the relevant requirements, the applicant shall be notified, once and for all, of all contents that need to be supplemented or corrected within 5 workdays; or
3. if the project is within its approval authority and the application materials are complete and satisfy the relevant requirements or the applicant has supplemented or corrected the application materials as required, it shall accept the application.

Whether it decides to accept the application or not, it shall issue a dated written voucher affixed with the official seal of the organ.

Article 7 After accepting and approving an application, a project approval organ shall, if necessary, entrust a qualified consultant agency to make an evaluation within 4 workdays, and notify the applicant of the evaluation result.

The entrusted consultant agency shall come out with an evaluation report within the time limit prescribed by the project approval organ, and shall be responsible for the evaluation conclusion.

In the process of evaluation, the consultant agency may request the applicant to make explanations on the relevant issues.

Article 8 Where a project involves the administrative duties of any other department, the project approval organ shall solicit the opinions of that department. The department shall give its written examination opinions within 7 workdays after receiving the letter soliciting its opinions. If it fails to give its opinions within 7 workdays, it shall be deemed as having granted its approval.

Article 9 For a project which may exert great impact on the public interests, the project approval organ shall solicit public opinions in an appropriate way in the process of examination.

The expert appraisal system may be adopted for an especially important project.

Article 10 A project approval organ shall, within 20 workdays after accepting a project application, make a decision of approval or disapproval or submit its examination opinions to the project approval organ at the next higher level. If it fails to make a decision within 20 workdays, the time limit may be extended for 10 workdays upon the approval of the principal of the organ, in which case, the applicant shall be notified of the extension and the reasons therefor in writing in a timely manner.

The time needed for evaluation, soliciting public opinions and expert appraisal shall not be counted in the time limit prescribed in the preceding paragraph.

After making a decision of approval, the project approval organ shall disclose the decision to the public according to the government information disclosure provisions.

Article 11 After making a decision of approval, the project approval organ shall issue a project approval document to the applicant and send a copy of the document to the other departments concerned; after making a decision of disapproval, the project approval organ shall issue a project disapproval document and give the disapproval reasons to the applicant, and send a copy of the disapproval document to the other departments concerned.

As for a project approval document issued by the Municipal Development and Reform Commission, the Municipal Economic and Trade Commission or an institution designated by the Municipal Government, a copy thereof shall be sent to the project approval organ at the district (county) level of the locality of the project.

A project approval organ shall, at the time of issuing a project approval document, inform the Municipal Development and Reform Commission and other departments concerned of the basic information about the project and the text of the approval document through the fixed assets investment project management information system of Shanghai Municipality.

Article 12 Where any project applicant has any objection against the decision of approval or disapproval made by the project approval organ, it may apply for administrative reconsideration or bring an administrative lawsuit according to law.

Chapter III Contents and Preparation of Project Applications

Article 13 A project applicant shall submit a project application to the competent project approval organ in quintuplicate.

A project application shall be prepared by an institution with the required engineering advisory capacity.

Article 14 A project application shall be prepared under the relevant provisions of the National Development and Reform Commission with respect to the format of the text. The major

contents of a project application shall cover: general information about the applicant and the project, analysis of the development plan, industrial policies and industrial access, analysis of the development and comprehensive utilization of resources, analysis of the energy saving plan, analysis of the construction land, the requisition of land and the settlement and relocation of people, analysis of the environmental and ecological impact, analysis of the economic impact and analysis of the social impact, etc.

Article 15 A project application shall be accompanied by the following documents:

1. a photocopy of the business license or corporate license of the applicant, and a photocopy of its organization code certificate;
2. the city planning opinions given by the planning department;
3. the land use pre-examination opinions given by the real estate department;
4. the examination opinions given by the environmental protection department on the environmental impact assessment document; and
5. other documents as set forth by the relevant laws and regulations.

Article 16 A project applicant shall be responsible for the authenticity of the application materials submitted by it.

Chapter IV Conditions for Approval and Effect

Article 17 A project approving organ shall examine a project from the following aspects:

1. whether it conforms to the law;
2. whether it is in line with the national economic and social development planning, the industrial planning, the industrial policies, the industrial access standards and the overall land use planning;
3. whether it is in line with the national macro-control policies;
4. whether it is in line with the overall planning and regional development planning of this Municipality;
5. whether it will affect the economic security of the state or this Municipality;

6. whether the resources will be reasonably developed and efficiently used;
7. whether the ecological environment and the natural cultural heritage will be effectively protected; and
8. whether it will exert a material adverse impact on the public interests, especially the public interests of the locality of the project.

Article 18 A project applicant shall handle the land use, resources utilization, city planning, safe production, equipment import and tax deduction and exemption confirmation formalities upon the strength of the project approval document according to law.

To invest in a project with a government subsidy, a reloan, a discount interest or other capital granted under any other preferential policy, the project entity shall submit a capital application report to the competent governmental department upon the strength of the project approval document.

Article 19 A project approval document shall be valid for two years, which shall be calculated from the day of issuance. If the project construction does not commence within the valid period of the approval document, the project entity shall, at least 30 days before the expiration of the valid period of the approval document, apply to the original project approval organ for extending the valid period for one year.

The original project approval organ shall make a decision of approving or disapproving the extension before the expiration of the valid period.

If the project construction has failed to commence within the valid period of the approval document and the project entity has failed to apply to the original project approval organ for extension, the approval document shall be automatically be invalidated upon the expiration of the valid period.

Article 20 For an approved project, if it needs to adjust the project company, construction site, construction contents, building scale or other matters prescribed in the project approval document, the project entity shall make a report to the original project approval organ in writing in a timely manner. The original project approval organ shall, according to the specific situation of the adjustment, give its confirmation opinions in writing or ask the project entity

to go through the approval formalities anew.

Article 21 For a project which should have been submitted to the competent project approval organ for approval of establishment or change but failed, or a project which has been submitted for approval but is not approved, the authorities for city planning, land, environmental protection, construction, quality supervision, securities regulation, foreign exchange, production safety, water, and customs may not handle the relevant formalities for it, and no financial institution may grant a loan to it.

Chapter V Legal Responsibility

Article 22 The project approval organs and the workers thereof shall strictly observe the relevant laws, regulations and these Measures, and may not increase or decrease the items subject to approval in any disguised form or postpone the time of approval.

Article 23 Where any worker of a project approval organ abuses his power, neglects his duties, engages in any malpractice for personal gains or extorts or takes bribes in the process of project examination and approval, he shall be given an administrative penalty and, if any crime is constituted, subject to corresponding criminal liabilities.

Article 24 Where any consultant or evaluation agency or any of its workers commits any illegal act in the process of evaluation and has caused great losses and adverse influence, it/he shall be subject to corresponding legal liabilities.

Article 25 Where any project applicant gets the project approval document by dismembering the project, providing any false material or by any other illegitimate means, the competent approval organ shall cancel the approval decision according to law.

Article 26 The project approval organ of a project shall, together with the departments in charge of construction, city planning, house and land resources, environmental protection and production safety, supervise the implementation of the project.

Where a project should have been submitted to the competent project approval organ for approval but failed, or has been submitted for approval but commences before getting the approval, or is not constructed as required by the project approval document, once it is found out, the competent project approval organ shall order the project applicant to stop construction, other competent departments shall cancel the planning, land use and construction permit decisions, and the liable persons shall be subject to corresponding legal and administrative responsibilities.

Chapter VI Supplementary Provisions

Article 27 The approval of the fixed assets investment projects listed in the Detailed Rules and invested by the public institutions and social organizations under the Central Government but located in Shanghai and those within the jurisdiction of Shanghai with funds other than governmental funds shall be governed by these Measures analogically.

Article 28 The project approval organs of this Municipality shall clear up the investment projects approved before these Measures come into force and confirm those which fall within the scope prescribed in the Detailed Rules and satisfy the conditions for approval.

Article 29 The power to interpret these Measures shall remain with the Municipal Development and Reform Commission.

Article 30 These Measures shall come into force on September 1, 2008.

Annex: Detailed Rules on the Catalogue of Investment Projects Approved by the Shanghai Municipal Government

Shanghai Development and Reform Commission

August 22, 2008

Annex:

Detailed Rules on the Catalogue of Investment Projects Approved by the Shanghai Municipal Government

Brief Introduction:

I. These Detailed Rules are formulated in accordance with the Decision of the State Council on Reforming the Investment System (No.20 [2004] of the State Council) and in light of the actual investment project management situation of Shanghai.

II. For the purpose of these Detailed Rules, the projects listed in these Detailed Rules refer to big fixed assets investment projects of the restricted category which are invested with funds other than governmental funds.

III. The Catalogue of Investment Projects Subject to the Approval of the Government has listed the projects subject to the “approval of the investment administrative department of a local government”, while the present Detailed Rules further specify the approval authority of the project approval organs at the municipal, district and county levels. In particular:

1. The division of approval authority among the “municipal approval organs” shall be as follows:

a. Projects in the industrial and commercial field shall be subject to the approval of the Municipal Economic and Trade Committee.

b. Projects within the jurisdiction of Pudong New Area shall be subject to the approval of the investment administrative department of Pudong New Area.

c. “Institutions designated by the Municipal Government” refers to the institutions which are authorized by the relevant departments to examine and approve the projects within the jurisdiction of those departments according to the local laws and regulations, including the Management Committee of Waigaoqiao Bonded Zone, the Management Committee of Zhangjiang High-tech Park, the Management Committee of Chemical Industrial Zone, the Management Committee of Lingang New Town, the Management Committee of Yangshan Bonded Zone, the Office of the Management Committee for the Development of Changxing Island and the Management Committees of the Export Processing Zones established in Shanghai upon the approval of the State Council.

d. Other projects shall be subject to the approval of the Municipal Development and Reform Committee.

2. The projects subject to the approval of the “project approval organs at the district (county) level” as provided in these Detailed Rules shall be subject to the approval of the investment administrative departments at the district (county) level and the institutions designated by the Municipal Government according to the principle practiced at the locality of such projects. The approval authority of the project approval organs at the district (county) level may not be transferred to the authorities at a lower level any more.

IV. The approval of projects governed by special laws or regulations or the special provisions of the State Council shall be governed by such special provisions. Where it is otherwise differently provided by any State Council department or the Municipal Government, such provisions shall apply.

I. Agriculture, Forestry and Water Conservancy

Agriculture: all projects involving the clearing of wasteland shall be subject to the approval of the municipal project approval organs.

Reservoirs: reservoir projects on international rivers or on rivers crossing two or more provinces (districts or cities) shall be subject to the approval of the investment administrative department of the State Council, while other reservoir projects shall be subject to the approval of the Municipal Development and Reform Commission.

Other Water Projects: projects concerning the allocation of water resources from international rivers or rivers crossing two or more provinces (districts or cities) by the Central Government shall be subject to the approval of the investment administrative department of the State Council.

Projects which use 20,000 cubic meters of water or more per day, shoal silt deposition and enclosure projects, projects of sluices under the jurisdiction of this Municipality, projects of pumping stations with an installed capacity of 10 m³/second or more, building, widening and dredging projects of rivers under the jurisdiction of this Municipality and bank protection projects shall be subject to the approval of the municipal project approval organs, while other projects shall be subject to the approval of the project approval organs at the district (county)

level.

II. Energy

1. Electric Power

Hydropower Plants: projects built on major rivers and projects with an installed gross capacity of 250,000 KW or more shall be subject to the approval of the investment administrative department of the State Council, while other projects shall be subject to the approval of the Municipal Development and Reform Commission.

Pumped Storage Power Stations: projects of pumped storage power stations shall be subject to the approval of the investment administrative department of the State Council.

Fire Power Stations: projects of fire power stations shall be subject to the approval of the investment administrative department of the State Council.

Thermal Power Stations: coal-consuming thermal power station projects shall be subject to the approval of the investment administrative department of the State Council, while other projects (including heat, electricity and cool co-generation system, etc.) shall be subject to the approval of the Municipal Development and Reform Commission.

Wind Power Stations: projects with an installed gross capacity of 50,000 KW or more shall be subject to the approval of the investment administrative department of the State Council, while other projects shall be subject to the approval of the Municipal Development and Reform Commission.

Nuclear Power Plants: projects of nuclear power plants shall be subject to the approval of the State Council.

Electric Grids: electric grid projects with a voltage of 330 KV or more shall be subject to the approval of the investment administrative department of the State Council, while other projects shall be subject to the approval of the Municipal Development and Reform Commission.

Other power generation projects with renewable energy resources shall be governed by the relevant state provisions.

2. Coal

Coal Mines: coal development projects within the mining areas under state planning shall be subject to the approval of the investment administrative department of the State Council, while other ordinary coal development projects shall be subject to the approval of the Municipal Development and Reform Commission.

Coal Liquefaction: coal liquefaction projects with an annual output of 500,000 tons or more shall be subject to the approval of the investment administrative department of the State Council, while other projects shall be subject to the approval of the municipal project approval organs.

3. Petroleum and Natural Gas

Crude Oil: new oilfield development projects with an annual output of 1 million tons or more shall be subject to the approval of the investment administrative department of the State Council, while other projects shall be under the discretion of enterprises with oil concession but shall be filed with the investment administrative department of the State Council for archival purposes.

Natural Gas: new gas field development projects with an annual output of 2 billion cubic meters shall be subject to the approval of the investment administrative department of the State Council, while other projects shall be dealt with by the enterprises with the right to exploit petroleum at its discretion but shall be filed with the investment administrative department of the State Council for archival purposes.

Projects of liquefied petroleum gas receiving and storing facilities (excluding the projects of oil-gas fields and oil refineries) shall be subject to the approval of the Municipal Development and Reform Commission.

Projects of import liquefied natural gas receiving, warehousing and transporting facilities shall be subject to the approval of the investment administrative department of the State Council.

Projects of national crude oil storing facilities shall be subject to the approval of the investment administrative department of the State Council.

Oil Pipeline Network (excluding oil field storing and transporting pipeline networks): trunk pipeline network projects covering two or more provinces (districts, cities) shall be subject to the approval of the investment administrative department of the State Council.

Gas Pipeline Network (excluding oil-gas field storing and transporting pipeline network): projects covering two or more provinces (districts or cities) and projects with an annual capacity of 500 million cubic meters or more shall be subject to the approval of the investment administrative department of the State Council, while other projects shall be subject to the approval of the Municipal Development and Reform Commission.

III. Transport

1. Railways

Newly Built (or Extended) Railways: projects covering two or more provinces (districts or cities) and projects of 100 km or more shall be subject to the approval of the investment administrative department of the State Council, while other projects shall be subject to the approval of the competent department of the State Council in charge of the industry or the Municipal Development and Reform Commission, according to the relationship of administrative subordination.

2. Highways

Highways: projects of national main trunk lines, trunk lines in western development and national expressway networks and projects covering two or more provinces (districts or cities) shall be subject to the approval of the investment administrative department of the State Council, while projects of other national highways, local expressways and provincial highways shall be subject to the approval of the municipal project approval organs. Other projects shall be subject to the approval of the project approval organs at the district (county) level.

Independent Highway Bridges and Tunnels: projects traversing the border, bays or great rivers (sections open to navigation) shall be subject to the approval of the investment administrative department of the State Council. Waterway projects traversing the Huangpu River or waterways at or above Grade III shall be subject to the approval of the municipal project approval organs. Other projects shall be subject to the approval of the project approval organs at the district (county) level.

3. Water Transport

Appropriate Berths for Coal, Ores, Oil and Gas: projects of new harbor areas and projects with an annual throughput capacity of 2 million tons or more shall be subject to the approval of the investment administrative department of the State Council, while other projects shall be subject to the approval of the Municipal Development and Reform Commission.

Appropriated Wharves for Containers: projects of appropriated wharfs for containers shall be subject to the approval of the investment administrative department of the State Council.

Shipping over Inland Rivers: projects of navigation buildings of a thousand tons or more shall be subject to the approval of the investment administrative department of the State Council, while other projects shall be subject to the approval of the Municipal Development and Reform Commission.

4. Civil Aviation

Building of New Airports: airport building projects shall be subject to the approval of the State Council.

Expansion of Airports: airport expanding projects with a total investment of 1 billion yuan or more shall be subject to the approval of the investment administrative department of the State Council, while other projects shall be subject to the approval of the competent department of the State Council in charge of the industry or the Municipal Development and Reform Commission, according to the relationship of administrative subordination.

Expansion of Dual-Use Airports: projects of expanding dual-use airports shall be subject to the approval of the investment administrative department of the State Council and the department concerned in the Army.

IV. Information Industry

Telecommunication: projects of international communication facilities and other information security-related telecommunication infrastructures for domestic trunk line transmission networks (including broadcasting and TV networks), international telecommunication transmission circuits, international gateway stations and exclusive-use telecommunication networks shall be subject to the approval of the investment administrative department of the State Council.

Postal Service: projects of postal infrastructures for international gateway stations and other information security-related postal infrastructures shall be subject to the approval of the investment administrative department of the State Council.

Manufacturing of Electronic Information Products: manufacturing projects of satellite television receivers and the key components thereof as well as the mobile communication system and terminals governed by the special state provisions shall be subject to the approval of the investment administrative department of the State Council.

V. Raw Materials

Steel: iron ore development projects with a proved industrial reserve of 50 million tons or more and iron-making, steel-making and steel-rolling projects with a new productive capacity shall be subject to the approval of the investment administrative department of the State Council, while other iron ore development projects shall be subject to the approval of the municipal project

approval organs.

Non-ferrous: electrolytic aluminum projects with a new productive capacity, new alumina projects, and mine development projects with a total investment of 500 million yuan or more shall be subject to the approval of the investment administrative department of the State Council.

Other mine development projects shall be subject to the approval of the municipal project approval projects.

Petrochemical: oil refining building projects, projects of expanding one-off oil refineries, ethylene building projects, and ethylene rebuilding or expanding projects with a new annual production capacity of 200, 000 tons or more shall be subject to the approval of the investment administrative department of the State Council.

Chemical Raw Materials: PTA, PX, MDI and TDI building projects and PTA and PX rebuilding projects with a new annual production capacity of 100, 000 tons or more shall be subject to the approval of the investment administrative department of the State Council.

Chemical Fertilizers: kalium projects with an annual output of 500, 000 tons or more shall be subject to the approval of the investment administrative department of the State Council, while other phosphor and kalium projects shall be subject to the approval of the municipal project approval organs.

Cement: cement projects other than those prohibited shall be subject to the approval of the municipal project approval organs.

Rare Earths: mine development projects, refining and separation projects, and rare earth deep-processing projects with a total investment of 100 million Yuan or more shall be subject to the approval of the investment administrative department of the State Council, while other rare earth deep-processing projects shall be subject to the approval of the municipal project approval organs.

Gold: projects with a daily mining or cradling capacity of 500 tons or more shall be subject to the approval of the investment administrative department of the State Council, while other mining and cradling projects shall be subject to the approval of the municipal project approval organs.

VI. Machine Manufacturing

Vehicles: vehicle projects shall be governed by the special provisions approved by the State Council.

Vessels: new ship-building projects (ship building berths and docks) of 100,000 tons or above and manufacturing projects of mid or low-speed diesel engines for civil ships shall be subject to the approval of the investment administrative department of the State Council.

Urban Rail Transport: manufacturing projects of the vehicle and signal system and the traction and gearing control system for urban rail transport shall be subject to the approval of the investment administrative department of the State Council.

VII. Light Industries and Tobacco Industry

Paper Pulp: pulp projects with an annual output of 100,000 tons or more shall be subject to the approval of the investment administrative department of the State Council, those with an annual output of 34,000 tons or more but below 100,000 tons shall be subject to the approval of the municipal project approval organs, and other pulp projects are forbidden by law.

Denatured ethanol fuel: denatured ethanol fuel projects shall be subject to the approval of the investment administrative department of the State Council.

Polyester: polyester projects with a daily output of 300 tons or more shall be subject to the approval of the investment administrative department of the State Council.

Salt Production: salt projects shall be subject to the approval of the investment administrative department of the State Council.

Sugar: sugar projects with a daily handling capacity of 1500 tons or more shall be subject to the approval of the municipal project approval organs, while other sugar projects are forbidden by law.

Tobacco: projects of cigarettes, cellulose diacetate for tobacco uses and tobacco tows shall be subject to the approval of the investment administrative department of the State Council.

VIII. High and New-tech

Civil Aviation and Spaceflight: civil aircraft (including helicopter) manufacturing projects, civil satellite manufacturing projects and civil remote sensing satellite ground station building projects shall be subject to the approval of the investment administrative department of the State Council.

IX. Urban Construction

Urban High-speed Rail Transport: urban high-speed rail transport projects shall be subject to the approval of the State Council.

Urban Water Supply: water diversion projects with the daily diverted water of 500 thousand tons or more and covering two or more provinces (districts, cities) shall be subject to the approval of the investment administrative department of the State Council. Raw water projects, projects of water plants with a daily water supply of 50,000 cubic meters or more, projects of major pipe network for water transmit and water supply and projects of water supply pipeline networks covering two or more districts (counties) shall be subject to the approval of the Municipal Development and Reform Commission. Other projects shall be subject to the approval of the project approval organs at the district (county) level.

Urban Roads: projects of urban expressways and arterial roads shall be subject to the municipal project approval organs. Other projects shall be subject to the approval of the project approval organs at the district (county) level.

Bridges (tunnels): projects of bridges or tunnels traversing great rivers (sections open to navigation) or important bays shall be subject to the approval of the investment administrative department of the State Council. Projects of bridges or tunnels traversing Huangpu River, Suzhou River (Wusong River) or water courses at or above Grade III shall be subject to the approval of the municipal project approval organs. Other projects shall be subject to the approval of the project approval organs at the district (county) level.

Public Transport: projects of long-distance passenger transport stations and urban passenger transport hubs shall be subject to the approval of the municipal project approval organs. Other projects shall be subject to the approval of the project approval organs at the district (county) level.

Greening: projects of parks of grade II or above, public green space and timberland of 10 hectares or more shall be subject to the approval of the municipal project approval organs. Other projects shall be subject to the approval of the project approval organs at the district (county) level.

Economically Affordable Houses: projects of economically affordable houses and the corresponding commercial houses which are built in a centralized way at the municipal level shall be subject to the approval of the Municipal Development and Reform Commission, while those built in a centralized way at the district level shall be subject to the approval of the project approval organs at the district (county) level.

Sewage Treatment: projects of sewage treatment systems with a daily treatment capacity of 50,000 tons or more and projects of sewage pipeline networks shall be subject to the approval of the municipal project approval organs. Other projects shall be subject to the approval of the project approval organs at the district (county) level.

Domestic waste treatment: domestic waste burning projects, landfill projects with a daily capacity of 500 tons or more, compost projects with a daily capacity of 300 tons or more, and waste transit projects with a daily capacity of 300 tons or more shall be subject to the approval of the municipal project approval organs, while other projects shall be subject to the approval of the project approval organs at the district (county) level.

Public parking lots: public parking projects (excluding fixtures to public buildings) with 200 or more berths shall be subject to the approval of the municipal project approval organs. Other projects shall be subject to the approval of the project approval organs at the district (county) level.

level.

Other urban construction projects shall be subject to the approval of the municipal project approval organs.

X. Social Undertakings

Education, Health and Culture: construction projects of university cities, medical science cities, and other gardens and districts shall be subject to the approval of the investment administrative department of the State Council. The capital construction projects of local education institutions of higher learning and those subordinate to this Municipality shall be subject to the approval of the Municipal Development and Reform Commission. The campus-building projects of junior high schools with 32 or more classes, senior high schools with 36 or more classes and schools of elementary learning and junior high learning with 36 or more classes (including their branches in residential areas) as well as the construction projects of various teaching or training establishments (including vocational schools, technician training school and vocational education and training centers, etc.) whose total investment reaches 100 million yuan or more shall be subject to the approval of the municipal project approval organs (excluding the management committee). Other projects shall be subject to the approval of the project approval organs at the district (county) level.

Construction projects of medical institutions subordinate to this Municipality and hospital construction projects whose total investment reaches 500 million yuan or more or which have 500 beds or more shall be subject to the approval of the Municipal Development and Reform Commission. Other projects shall be subject to the approval of the project approval organs at the district (county) level.

Projects of broadcasting and TV establishments, projects of museums, libraries, cultural palaces, theaters and other cultural establishments subordinate to this Municipality and projects of cultural establishments whose total investment reaches 100 million yuan or more shall be subject to the approval of the Municipal Development and Reform Commission. Other projects shall be subject to the approval of the project approval organs at the district (county) level.

Tourism: projects of tourist development and resource protection facilities within the areas of major famous national scenic sites, national natural reserves and historical and cultural relics under state protection with a total investment of 50 million yuan or more and those within the world natural and cultural heritage protection areas with a total investment of 30 million yuan

or more shall be subject to the approval of the investment administrative department of the State Council. Projects of tourist development and resource protection facilities within the areas of major famous national scenic sites, national natural reserves and historical and cultural relics under state protection with a total investment of less than 50 million yuan and those within the world natural and cultural heritage protection areas with a total investment of less than 30 million yuan shall be subject to the approval of the Municipal Development and Reform Commission. Other projects shall be subject to the approval of the project approval organs at the district (county) level.

Sports: projects of F1 race circuits shall be subject to the approval of the investment administrative department of the State Council. Projects of sport establishments subordinate to this Municipality and those with a total investment of 1 billion yuan or more shall be subject to the approval of the Municipal Development and Reform Commission. Other projects shall be subject to the approval of the project approval organs at the district (county) level.

Entertainment: the projects of large-scale theme parks shall be subject to the approval of the State Council, while other theme parks shall be subject to the approval of the Municipal Development and Reform Commission.

Other social undertaking projects:

Various ethnic and religious projects shall be subject to the approval of the Municipal Development and Reform Commission.

Projects of professional exhibition establishments with a building area of 20,000 m² or more shall be subject to the approval of the Municipal Development and Reform Commission.

Projects of adoption-based welfare institutions (for the old, the young, mental patients and the disabled) subordinated to this Municipality and those with 500 beds or more, funeral and cremation establishments, mausoleums and other welfare establishments for civil affairs shall be subject to the approval of the Municipal Development and Reform Commission.

Other projects shall be subject to the approval of the project approval organs at the district (county) level.

XI. Finance

Projects of printing paper money, coinage and bank notes shall be subject to the approval of the investment administrative department of the State Council.

XII. Others

Projects requiring the overall balance of coastlines, energy projects, projects covering two or more districts (counties) and projects enjoying important policy preferences shall be subject to the approval of the Municipal Development and Reform Committee.