

Chapter 5:
Soft-Budget Constraint on Local Governments in China

Jing Jin and Heng-fu Zou

I. Introduction

A significant feature of China's economic reform since 1978 is the devolution of the central government's control over the economy to subnational governments. The fiscal system is decentralized among five levels of government: national, provincial, municipal, county, and township governments, which are broadly categorized into center, provincial, and local governments (all sub-provincial governments). This paper mainly focuses on soft-budget constraints in the relationship between the central government and the provinces. The term "local" and "subnational" refers to the provincial level or aggregated subnational governments, unless otherwise specified.

China's subsidy, taxation, credit and administrative pricing systems are all subject to soft budget constraints. Prior to 1994 under the Chinese fiscal regime, the collection of all taxes and profits followed the pre-reform pattern: local government collections were remitted to the center and then transferred back to the provinces according to expenditure needs approved by the center. Policymakers in the central government decided what type of revenues should be collected and how these revenues were to be reallocated for national and local public good provisions. Most expenditures at subnational levels were financed by central transfers and complemented by a few self-retained local tax receipts. The prereform fiscal system resulted in a fundamental lack of incentives and efficiency, which became the major concern of the central authorities. In the 1980s, a series of reforms were implemented to revamp the fiscal relations

between the central and subnational governments. Although incentives to spur tax collection efforts by local governments were successful to a certain extent,¹ they also reduced the share of revenues passed on to the central government. Before the 1994 tax system reform, the central government's share of total revenue declined from 44 percent in 1978 to 23 percent in 1993, while the total subnational revenue share increased from roughly 56 percent to 77 percent during same period. At the same time, the consolidated government revenue share in GDP also shrank from 47 percent in 1978 to 13 percent in 1993. Despite the fact that fiscal decentralization in the 1980s shifted more resources to local governments in terms of its increased share in total revenues, the shrinking pie also considerably reduced the budgetary resources allocated at the provincial level (Table 1).

¹ Unlike the previous system, reform in the 1980s allowed provincial authorities to retain all or a proportion of the tax collected after sharing with the center.

Table 1

Central and Provincial Government Revenue Shares in Total Revenue and GDP

Year	Tax Revenue (Billion Yuan) [without SOE remittance]	Revenue from Enterprises (Profit Remittance, Billion Yuan)/a	Total Revenue (Billion Yuan)	Central Tax Revenue (Billion Yuan)	Total Central Revenue (Billion Yuan)	Subnational Revenue (Billion Yuan)	Share of Total Central Revenue in Total Revenue (%)	Share of Subnational Revenue in Total Revenue (%)	GDP (Billion Yuan)	Total Government Revenue as a Percentage in GDP (%)
1978	113.2	57.2	170.4	17.6	74.8	95.6	43.9	56.1	362.4	47.0
1979	114.6	49.5	164.1	23.1	72.6	91.5	44.2	55.8	403.8	40.6
1980	116	43.5	159.4	28.4	71.9	87.5	45.1	54.9	451.8	35.3
1981	117.6	35.4	153	31.1	66.5	86.5	43.5	56.5	486.2	31.5
1982	121.2	29.6	150.8	34.7	64.3	86.5	42.6	57.4	529.5	28.5
1983	136.7	24.1	160.8	49	73.1	87.7	45.5	54.5	593.5	27.1
1984	164.3	27.7	191.9	66.5	94.2	97.7	49.1	50.9	717.1	26.8
1985	200.5	4.4	204.9	77	81.4	123.5	39.7	60.3	896.4	22.9
1986	212.2	4.2	216.4	77.8	82	134.4	37.9	62.1	1020.2	21.2
1987	219.9	4.3	224.2	73.6	77.9	146.3	34.7	65.3	1196.3	18.7
1988	235.7	5.1	240.7	77.4	82.5	158.2	34.3	65.7	1492.8	16.1
1989	266.5	6.4	272.9	82.3	88.7	184.2	32.5	67.5	1690.9	16.1
1990	293.7	7.8	301.5	99.2	107	194.5	35.5	64.5	1854.8	16.3
1991	314.9	7.5	322.4	93.8	101.3	221.1	31.4	68.6	2161.8	14.9
1992	348.3	6	354.4	98	104	250.4	29.3	70.7	2663.8	13.3
1993	434.9	4.9	439.8	95.8	100.7	339.1	22.9	77.1	3463.4	12.7
1994/b	521.8		521.8	290.7	290.7	231.1	55.7	44.3	4675.9	11.2
1995	624.2		624.3	325.7	325.7	298.6	52.2	47.8	5847.8	10.7
1996	740.8		740.7	366.1	366.1	374.6	49.4	50.6	6788.4	10.9
1997	865.1		865.1	422.7	422.7	442.4	48.9	51.1	7446.3	11.6
1998	987.6		987.6	489.2	489.2	498.4	49.5	50.5	7939.6	12.4

Note: a/ Before 1984, a considerable amount of central revenue came from SOEs' Profit Remittance, which exclusively went to the central treasury. Since 1984, the Profit Remittance had been increasingly replaced by Enterprises Income Tax (Li gai sui). Profit Remittance from SOEs remained as a residual category until 1993 before it terminated.

b/ Tax assignment system reform introduced. Data after 1994 are not compatible with those before 1994.

Sources: China Statistical Yearbook (1999)

China Government Finance Yearbook (Various issues).

Throughout the 1980s, the central government's inability to cut spending to stay within declining revenue created persistent budget deficits, which contributed to mounting inflationary pressures. At the same time, subnational governments faced greatly expanded expenditure responsibilities stemming from obligations imposed by national policy (Wong, 1991). As the central government responded to fiscal pressure by attempting to devolve expenditure responsibilities to lower levels of government, it left provincial governments starved for revenues. Apart from the intensified bargaining between central and local governments over the sharing schemes, fiscal pressures created by the contract system of the 1980s led to undesirable responses by subnational governments. Examples include the diversion of resources from budgetary to extrabudgetary channels, the duplication of industries to capture revenues that formerly flowed to the national treasury, generous tax concessions to local state-owned enterprises (SOEs) under their own jurisdictions, and expanded local bank lending to these SOEs. All these measures circumvented the central government's efforts to impose hard budget constraints and weakened overall financial discipline.

As the country moved toward economic federalism with the fiscal decentralization marked by a continuous decline of government revenue as a percentage of national income, the unitary political system was also transformed and decentralized. Even though the central bureaucratic hierarchy continued to select, assign, and promote top provincial cadres (Huang, 1996), since 1983, bureau level officials (e.g., the heads of provincial fiscal bureaus and the managers of provincial branches of national banks) have been selected by provincial governments and appointed by the corresponding level of the People's Congress. No central approval is required. Driven by common economic

interests and the pressure to seek growth, which is the most important measure of their political performance, the directors of fiscal and banking agencies tend to “stand where they sit” rather than delegate their central line administrators. As a result, the former hierarchical management has been considerably weakened and increasingly transformed into horizontal administration featured by a highly fragmented economy. The central authority’s attempt to strengthen the hierarchical management-- by strengthening personnel management at the level of provincial party secretaries and governors-- thus may not necessarily be able to penetrate the horizontal coalitions increasingly shaped by common interests and contiguity at the subnational level. According to Yang (1997), the heads of faster-growing provinces now tend to be promoted more quickly than otherwise would be. Bo (1996) also finds that provincial leaders of more populous and richer provinces are more likely to be promoted than those in less populous and less developed ones.

This paper outlines some major economic and administrative mechanisms that undermine the central government’s endeavor to harden the budget constraint on provincial governments. Section II describes briefly the evolution of China’s intergovernmental fiscal relations in the post-reform period. Section III presents the major channels of soft budget constraints on provincial governments. Section IV concludes.

II. The Evolution of Intergovernmental Fiscal Relations from the 1980s through the 1990s

(1) 1980-1993: Fiscal Contract System (Tax-Sharing System)

In 1980, the centralized fiscal regime was replaced with the fiscal contract system whereby each level of government contracted with the next level up to meet certain revenue and expenditure targets. Central and subnational governments shared the revenue proportionately or in the form of a fixed quota plus a percentage share. At the same time, subnational governments were required to finance their own expenditures through self-generated and shared revenues—a step in the direction of hardening the budget constraint on local governments.

Unlike other countries where taxes are collected by the central government and then allocated to subnational governments, in China local authorities collected all tax revenues and remitted a portion to the higher levels. The amount submitted to central coffer depended on provincial receipts, and the sharing formula between the center and provinces. Given such a highly decentralized revenue collection system, the center had to resort to various instruments to ensure revenue remittance from local authorities. These instruments, in turn, led to perverse reactions from the provinces, which always found ways to retain more revenues through their relaxed revenue collection for and the negotiations with the center regarding shared revenue.

From 1980 through the early 1990s, four revenue-sharing systems were employed, with many variations. Until the tax system reform in 1994, six different contract types were in use between the central government and provinces, with many more at the subprovincial level (Table 2) (also see World Bank, 1993, and Bahl and Wallich, 1992).

Table 2

Revenue-Sharing System between the Central and Provincial Governments, 1988-1992

	Type A		Type B	Type C		Type D		Type E	Type F
	Incremental Contract		Basic Proportional Sharing	Proportional Sharing and Incremental Sharing		Remittance Incremental Contract		Fixed-Remittance	Fixed-Subsidy
	Contracted growth rate(%)		Retention rate (%)	Proportion	Incremental sharing	Remittance (100 million)	Incremental Contract (%)	(100 million Yuan)	
Beijing	4.00	50.00							
Hebei	4.50	70.00							
Liaoning	3.50	58.30							
Shenyang	4.00	30.30							
Haerbin	5.00	45.00							
Jiangsu	5.00	41.00							
Zhejiang (exl. Ningpo)	6.50	61.50							
Ningpo	5.30	27.90							
Henan	5.00	80.00							
Chongqing a/	4.00	33.50							
Tianjin			46.50						
Shanxi			87.60						
An Hui			77.50						
Da Lian				27.70	27.30				
Qingdao				16.00	34.00				
Wuhan a/				17.00	25.00				
Guangdong						14.10	9.00		
Hunan						8.00	7.00		
Shanghai								105.00	
Heilongjiang								2.90	
Shangdong (exl. Qingdao)								4.90	
Hubei (exl. Wuhan)									1.22
Ji Lin									1.07
Sichuan (exl. Chongqing)									1.79
Jiangxi									0.50
Sha'anxi									1.20
Gansu									1.30
Fujian									0.50
Inner Mongolia									18.40
Guangxi									6.10
Tibet									9.00
Ningxia									5.30
Xinjiang									15.30
Guizhou									7.40
Yunan									6.70
Qinghai									6.60
Hainan									1.40

Source: Ministry of Finance, P.R. China

Also see Bahl and Wallich, 1992, and World Bank, 1993.

a/: After the cities of Wuhan and Chongqing were treated differently from Hubei and Sichuan provinces, the provinces changed from net providers to the state to net recipients of subsidies from the state.

Type A: Incremental contract – Based on 1987 revenues, the provincial retention rate of all tax revenues ranged from 28 percent to 80 percent while local remittance to the center needed was to increase from 3.5 percent to 6.5 percent (contracted growth rate) on an annual basis. Tax revenues in excess of the stipulated growth rates was retained entirely by provinces.

Type B: Basic Proportional Sharing – A fixed proportion of all revenues was remitted to the center.

Type C: Proportional Sharing and Incremental Sharing – A certain proportion of the actual revenue collection of the previous year was retained, and then a different (usually higher) proportion of revenues was retained for the incremental amount in excess of the total revenues for the previous year.

Type D: Remittance Incremental Contract – A specific nominal amount was transferred to the center in the initial year; in subsequent years, the remitted amount increased at a contracted rate (9 percent for Guangdong province and 7 percent for Hunan province).

Type E: Fixed Remittance – A specific nominal amount was transferred to the center with no annual adjustments.

Type F: Fixed Subsidy – Deficit provinces received fixed subsidies.²

Two crucial features survived every change in revenue-sharing systems. First, central fixed revenues were not subject to the revenue sharing, so that whatever was designated as central revenues left the pool of revenues to which revenue-sharing

² Bahl and Wallich (1992).

formulas were applied.³ Second, enterprise income, both remitted profits and direct tax revenues (after 1984), were still divided among governments according to their administrative subordination, i.e., state-owned enterprises subordinated to the central, provincial, and local governments, respectively.

Problems of the Fiscal Contract System

Central revenue declined as a percentage of total revenue. The decentralized nature of tax collection meant that the central government lacked effective supervision of tax collections and remittances by provincial governments. Consequently, local governments avoided sharing revenues with the center through various means. Before the tax system reform in 1994, around 10 provinces and municipalities (include Beijing, Hebei, Liaoning, Shengyang, Haerbin, Jiangsu, Zhejiang, Nigpo, Henan and Chongqing) were under the “incremental contract” scheme (Table 2). Take Jiangsu for example: if the total revenue collected by Jiangsu provincial government was within the total amount of the previous year (taking 1987 as the base year) plus a 5 percent increase, Jiangsu provincial government could retain 41 percent of the total revenue collected. Any amount exceeding the total of increased revenue can be retained by the provincial government. Frequently tax revenues stagnated for years, limiting the amount for sharing with the center. This phenomenon was prevalent among the provinces under contracts A, B, and C. Assuming some growth in taxes accruing to the provinces by either transferring budgetary revenue to extrabudgetary items, or allowing generous tax recessions to local enterprises so that

³ E.g. income taxes from railways, coal mining, petroleum and airline industries as well as income taxes of banks and insurance companies, etc.

benefits could be accrued within the enterprises under the jurisdiction of subnational governments—the center’s share would decrease.

In other cases, tax remitted to the center was fixed in nominal terms for many years and growth was retained by the province. Guangdong, one of the fastest growing economies in China, is a case at point—the remittance from Guangdong was fixed at 1.4 billion Yuan for many years. Not until 1988 had the “remittance incremental contract” been implemented (Table 2), under which the remittance of Guangdong was set at an annual increase of 9 percent with 1987 as the base year. By 1993, its remittance increased to 2.4 billion Yuan, barely 7 percent of its total 34.7 billion revenue. Hunan, a relatively poor province, was under the same contract. Shanghai,⁴ Jilin (excluding Changchun), and Shandong (exclude Qingdao) were categorized into “fixed remittance” schemes, representing 10.5 billion, 0.29 billion, and 0.49 billion, or 46 percent, 4 percent and 3 percent of their respective total revenue in 1993.

With the power of tax collection provincial governments acted strategically to escape sharing their revenues with the center, which resulted in a decline of central revenue share vis-a-vis that of the local in total revenue (Table 1). Tax generation in such a fiscal system tends to be inelastic with respect to GDP and procyclical. In a rapidly growing economy with fiscal contracts containing a large fixed component, the rate of increase in tax revenues would be less than that of income growth. Tax policy thus becomes a procyclical mechanism that exacerbated economic fluctuations instead of

⁴ Before the tax system reform in 1994, Shanghai was far more heavily taxed with nearly half of its revenue remitted to the center under the fixed-remittance term. However, it might be “compensated” with a credit allocation beyond the local deposit base (see World Bank, 1993).

moderating them (Agarwala, 1992). When government expenditure increases in line with GDP, the deficit is likely to expand as a consequence.

Extrabudgetary fund. The rapid growth of extrabudgetary revenues was a striking feature of tax reform during the 1980s. By 1992, the size of such extrabudgetary revenue was almost equal to state revenue and accrued mostly to state-owned enterprises and their supervisory agencies (See Section III). Richer provinces could raise extrabudgetary funds more easily than poorer ones.

Regional disparity. The fiscal contract system also led to an increasing regional disparity. Provinces with enormous economic potential such as Guangdong accumulated a substantial and growing revenue base by retaining most of the incremental revenues within the province through (1) a contract system that, in fact, favored better-off provinces with more bargaining power; and (2) for some other provinces, moving revenues to extrabudgetary funds without sharing with the center. This shift in financial flows from the early 1980s—where central government received more from the provinces with surpluses than it paid out in transfers and grants (Ahmad, 1997)—handcuffs the central government in stabilizing the economy and bridging horizontal imbalances.

Administrative Decentralization. The transition from a vertical hierarchy (Tiao) to horizontal administration (Kuai) began with Mao's decentralization of state enterprise ownership among the central, provincial, county governments, and local communes during the 1970s (Sachs, Woo, and Yang, 1999). Then during the 1980s, the central authorities gave subnational governments the power to nominate and assign most provincial officials. Before 1983 the Chinese Communist party (CCP) appointed and promoted officials two levels down. The Department of Organization (DOO) under the

Central Committee of the CCP managed this process. Since 1983 central government is less involved in provincial-level appointments making the appointment system only “one level down.” Directors of fiscal agencies and tax bureaus are now determined by provincial governments and their party committees (Huang, 1996). This new decentralized organization included managers of local branches of state banks (a point that will be elaborated later).

In combination with fiscal decentralization, provincial governments now have the wherewithal and authority to circumvent central plans and policies in favor of regional priorities. Although provincial fiscal agencies and tax bureaus were subject to the hierarchical (professional) instructions of the Ministry of Finance at the center, they are, in fact, under the leadership of their respective provincial governments. The new mechanism has problems of its own: “The shortcoming of the two-level downward system was excessive centralization and unwieldiness; the problem with the one-level system was that it encouraged nepotism and localism because it concentrated too many appointment decisions locally” (Manion, 1985).

(2) 1994-Present: (Dual Track System: Tax Assignments Together with the Contract System).

The central government introduced the tax assignment system in 1994 to strengthen the central government’s ability to achieve macroeconomic stabilization, regional equalization, and efficient public goods provisions. At the same time, the reform introduced more rigorous budget constraints on local governments.

The objectives of the reform package were fourfold: (1) to simplify and rationalize the tax structure by reducing tax types, tax rates, unifying the tax burden on taxpayers

and reduce exemptions; (2) raise the revenue-to-GDP ratio; (3) raise the central-to-total revenues ratio; and (4) put central-local revenue-sharing on a more transparent, objective basis by shifting the negotiated sharing of general revenues to a tax assignment system.

Under the new system, taxes were reassigned between the central and local governments as follows:

- Taxes exclusive to the central government include tariff duties, income taxes of state-owned enterprises (SOEs) under the jurisdiction of the central government, consumption taxes, import-related consumption taxes, and taxes imposed on banks, non-bank financial institutions and insurance companies, and taxes on railroads;
- Taxes exclusive to provincial governments include sales taxes (provided that sales taxes applicable to banks and railroads would be payable to the central government), income taxes from state-owned enterprises under the jurisdiction of provincial governments and collectively owned enterprises, and personal income taxes.
- Shared taxes include the value added tax (VAT) (at the fixed rate of 75 percent for the central government, and 25 percent for local governments), stamp duties on securities transactions, taxes on natural resources, and other taxes.

In order to implement this tax assignment system and ensure the effective collection of the central government's portion of revenues, the central and provincial tax collection bureaus were to be separated. Once fully implemented, the central and provincial governments were to collect their own exclusive taxes. The shared taxes were

to be levied and collected by the central tax bureau, and then shared between the central and provincial governments.

This new tax assignment system met with unprecedented resistance from provincial authorities, and significant concessions by the central government were obtained (for details, see Wang, 1997). As a compromise, the revised scheme would ensure provincial interests of *fait accompli* with the new assignments only applied to the incremental receipts (with 1993 as the base year).

The revenue-sharing contracts negotiated under the old system were allowed to remain effective at the same time. The provinces were still supposed to remit a specified amount of locally collected revenues to, or receive a certain amount of subsidies from, the central government. In practice, after the provinces shared taxes with the center under the new rule effective since 1994, they have had to “hand over remittances to or receive subsidies from the center according to the old revenue-sharing contracts. In the end, no one knew what constituted real central revenue or local revenue” (Wang, 1997).

The *de facto* dual track system which combined tax assignment with the contract regime thus limited the capability for central government to harden the budget constraints on local governments. Moreover, a policy to ensure the provincial revenue level in 1993 triggered sudden inflated receipts⁵ in their 1993 reported budgetary revenues. Those provinces that tried to underreport their revenues in order to avoid sharing with the center in the previous fiscal contract system now faced the opposite problem. More 1993 budgetary revenues also meant more “return transfers” the provinces could receive from the center. In 1993, the actual total subnational revenues increased by 88.8 billion within

⁵ Most of which clustered in the last three months of the year after the Central government promulgated the tax reform plan in September 1993 (Wang, 1997).

a single year, from 250.3 billion Yuan in 1992 to 339.1 billion Yuan, which was 28.3% higher than the budgeted amount and 39.9% higher than the previous year.⁶ The Ministry of Finance agreed to top up the reported 1993 revenues of provinces with one proviso: if the province's revenue growth rate of 1994 was not parallel to that of 1993, the 1993 base amount would be subjected to readjustment according to the lower growth rate of 1994, and the extra transfers for 1993 would be deducted from the transfers for 1994.

The implementation of the new tax system increased central revenues from 95.8 billion in 1993 to 290.7 billion in 1994 and correspondingly raised the central share in total revenues from 22 percent in 1993 to 55.7 percent in 1994, and decreased aggregated provincial revenues from 339.1 billion in 1993 to 231.1 billion in 1994 (Table 1). According to the deal between the central and provincial authorities, the reduced amount was to be topped up by central "return transfers." Therefore, in 1994, the central expenditure was 414.4 billion (including transfers), although the budgetary spending at the discretion of central government was only 175.4 billion. Transfers from the center to provinces soared from 54.5 billion in 1993 to 238.9 billion in 1994, among which roughly 180 billion was the "return transfers" from the center to top up to their 1993 revenue level.⁷

Even after all these adjustments, the redistribution of revenues did not improve. The central government's revenues continued to experienced a decline (52.2% in 1995, 49.4% in 1996 and 48.9% in 1997⁸) because local government tax revenues from the

⁶ Ma Hong and Sun Shangqing. *Jingji Baipishu. 1992-1993. Economic White Paper, 1992-93.* (Beijing: China Development Press, 1993.) quoted in Wang (1997).

⁷ Finance Yearbook of China (1997). All revenue and expenditure figures exclude debt.

⁸ Finance Yearbook of China (1997).

agricultural tax, individual income tax, and business tax increased at a faster pace than central government tax revenues from the VAT, certain customs tariffs, and consumption taxes. In addition, the central government increased export VAT rebates and reduced customs tariffs in order to encourage exports and technology imports and attract foreign direct investment.

III. Forms of the Soft-budget Constraint

The fiscal year in China follows the calendar year. State budgets are prepared every September and the National Budget Department of the MOF collects the spending plans and revenue estimates from ministries and agencies of the central and provincial governments. The aggregated budget prepared by the MOF (for central and aggregated subnational governments combined) is then submitted to the State Council. After the State Council approves the budget, the draft budget is then sent to the National People's Congress (NPC) (usually by March of the next each year) for final approval, when the processing budget has already been executed for three months. Pursuant to the budget law effective January 1, 1995, the NPC reviews and approves the budget for the central government. The budget law also lays out rules and procedures for the review and approval by the corresponding people's congresses of the corresponding local government's budgets. In practice, the review and approval of subnational budgets follow the approval of the budget by NPC at the superior level. i.e., only after the aggregated national budget is approved, can the NPC at the provincial level start to review the aggregated provincial budget. The auditing of the national budget by the National Auditing Office is carried out in June of the next year.

Prior to 1994, budget deficits were financed through a combination of credits from the People's Bank of China (PBOC) and domestic and international borrowing as debt revenues. The new budget law (effective January 1, 1995) states in its first chapter that budgets at all levels of government shall be balanced. Chapter 10 of the same law stipulated that any violation of the balanced budget approved by the legal process would result in administrative prosecution against parties directly responsible. The government now finances its budget deficits only through domestic and international borrowings and such borrowing is no longer counted as "debt revenues" in the state budget.

(1) Increased Transfers from the Center and Bargaining with the Center.

One way for subnational governments to balance their budgets each year is by increasing transfers from the center through grant allocations and revenue bargaining. Fiscal redistribution via earmarked grants occurs through an ad hoc case-by-case process, which is often poorly targeted and provides grants too small to meet basic needs in poorer regions. Also, the arbitrary nature of central grant allocations has led to extensive negotiations and rent-seeking by local authorities, tying up valuable administrative resources.

Under the "contract system" of the 1980s and early 1990s, "transfers" were obtained by local authorities through "negotiating or renegotiating" the contracted rates and periods under each sharing method. Remittance revenues were subject to adjustment and resulted in a "default" by subnational governments. For example, in 1991, in response to the regional flood in some eastern areas (Hua Dong region), the central government waived or reduced the required remittances from the affected provinces

(Gao, 1993). In this the budget constraint suffered a considerable discount during the bargaining process between the central and the subnational governments.

Agarwala (1992) enumerates several scenarios that lead to bargaining over intergovernmental transfers between central and provincial governments: First, the responsibilities of both central and provincial governments overlap considerably. Clear evidence of their joint involvement in various activities resulted in significant impacts on resources and expenditures.

Second, although the central authority specifies the framework provincial budgets should follow, such guidance is too general and usually in “principle,” leaving several “gray zones” that encourage bargaining. In addition, the guidance is based on the accounts of a previous base year and doesn’t fully reflect the needs of each province. This is also the case with the tax assignment system reform implemented in 1994 which based “transfers” from the center to local governments on their 1993 revenues.

Third, the fiscal contract system didn’t represent the rule-based governance that is necessary for a market environment. Both the contract terms and periods are mostly on a yearly basis, subjected to negotiations and renegotiations between the center and provinces.

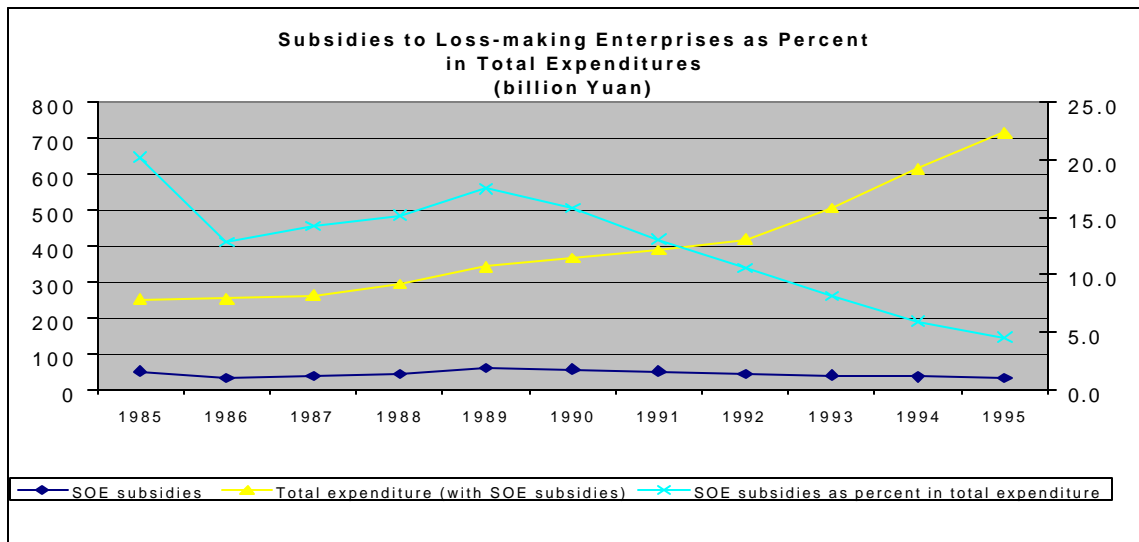
Moreover, previous experience showed that the avoidance of deficits is not enforceable. In fact, many provinces have been incurring deficits in the form of accumulated arrears. Provinces also have considerable freedom to shift investment outlays from one project to another. Therefore, the role of the central government in the budget implementation phase is very limited.

In the current system, bargaining is used to (1) determine additional contributions to the center, (2) make transfers to the provinces to meet additional expenditure requirements stemming from natural calamities and related factors, (3) obtain credit from the banking sector, and (4) determine quotas for the subscription of state bonds.

(2) Subsidies

Subnational governments in China pay huge subsidies to state-owned enterprises (SOEs) for their losses resulting from market or price distortions. With direct ownership of SOEs, subnational governments can subsidize their respective loss-making enterprises and list such financial transactions as negative revenues in their budgets. Less explicit forms of subsidies are debt forgiveness and reduced or refunded government taxes and charges.

Figure 1



Source: Finance Yearbook of China (1997)

Between 1985 and 1995, total subsidies declined from 50.7 billion Yuan to 32.8 billion. Their share in total expenditure (including SOE subsidies) dropped from 20

percent in 1985 to 4.6 percent in 1995 (Figure 1). Such a significantly diminished role of subsidies may be largely attributed to a comparatively rapid increase in total expenditure. In practice, a portion of the government assistance to SOEs covers for the operational inefficiencies of these enterprises (Lall and Hofman, 1995).

At the same time, SOEs are obligated to employ redundant workers and bear the cost of related services, such as housing, healthcare, child care, schooling and pension. In the current system, many SOEs share the spending responsibilities of local governments and have become conduits for central-local financial transfers. As Steinfeld (1999) explains: SOEs are continually exposed to intervention by local state agencies, empowered by the very policies of governmental decentralization that were intended to undermined command planning. Meanwhile, profit contracts—arrangements intended to rationalize the relationship between firm and state—fail to protect the firm from the state yet do encourage the firm to overproduce and overexpand. Overproduction is then fostered by soft credit, capital made available through a banking system that was supposed to be the linchpin of market reform. On top of all that, new accounting standards—intended to permit managers the kind of autonomy that would encourage market behavior—actually make the misapplication of funds or outright decapitalization of the firm even easier.

(3) Credit Plan and Borrowing from Commercial Banks

Prior to the economic reforms in China, the credit plan, together with the cash plan, the central government budget, and the foreign exchange plan, represented the financing side of the physical plan. Although plans are still drafted, their significance has steadily

diminished since 1978. The reestablishment of banking system in the early reform period (1978-94) led to the independent operation of the People's Construction Bank of China (renamed China Construction Bank, CCB) and the Bank of China (BOC), which were subordinates under MOF and PBC, respectively, before the reform. At the same time, the Agricultural Bank of China (ABC) was established to take over the PBC's rural banking business. By 1994, there were three policy banks,⁹ four state commercial banks,¹⁰ four universal banks,¹¹ and a number of other local commercial banks and nonbank financial institutions.

The credit plan¹² The annual credit plan, which was formulated by the People's Bank of China (PBC) in consultation with the MOF and State Planning Commission (renamed State Development and Planning Commission, SDPC), took into account the need for investment in fixed capital and working capital, as well as PBC's direct financing of the government's deficit.¹³ Ultimately, the credit plan was approved by the State Council and implemented by the PBC's provincial and local branches, and later through a set of credit quotas for each specialized and universal banks. As banks have been transformed into financing institutions, local governments have gained powerful influence over bank lending through the appointment of regional bank leaders. Apart from these formal controls, local governments retain intangible influences that banks

⁹ State Development Bank of China (renamed as China Development Bank, CDB), Agricultural Development Bank of China, Export and Import Bank of China.

¹⁰ Industrial and Commercial Bank of China, Agricultural Bank of China, Bank of China, and People's Construction Bank of China.

¹¹ Bank of Communications, China International Trust and Investment Corporation (CITIC)'s Industrial Bank, China Everbright Bank, and Hua Xia Bank.

¹² See World Bank (1993). China: Budgetary Policy and Intergovernmental Fiscal Relations.

ignore only at their own peril. For example, the supply of water and electricity, housing, recruitment of bank employees, schooling of their children, etc., all are potentially under the influence of local governments (Huang, 1996). These relationships further undermine central control over subnational governments and possibly stimulate corruption. “Contiguity brings personalism to relationships, and personalism is the enemy of arm’s length relationships” (Tanzi, 1995). Local governments thus gained substantial control over the credit supply, which has become a source of soft budget constraints of local governments and SOEs, as well as inflation (Qian and Rolland, 1998).

The commercialization of banks has enhanced the profit motives of lending operations, merging the economic interests of banks with those of the local governments, which both want to develop industries with high accounting profits (Huang, 1996). Thus the developmental urges of banks are now similar to those of the local industrial bureaus. This convergence of incentives means that it is harder for the central government to achieve its industrial policy goal through the credit plans. Moreover, although the formal power over credit creation rests with the headquarters of the PBC (and ultimately with the State Council), the operational autonomy granted to the local bank branches attenuates this central power. Bank branches are motivated to create credits on their own, by converting deposits into loans (Bowles and White, 1993).

The credit plan also allocates preferential interest rates to some regions and sectors. In addition to making direct contributions to the capital of the Bank, the MOF also provides indirect support to the Bank through interest subsidies allocated each year in the annual budget of the government to the projects receiving loans from the bank.

¹³ World Bank (1990). *Financial Sector Policies and Institutional Development*, Washington, D.C.

These subsidies are intended to further economic development policies of the government by enabling borrowers to obtain loans with interest rates below commercial rates (World Bank, 1993).

Local officials' influence over lending combined with underpricing of loans contributed to the excessive expansion of banks' credit and a growing number of bad and non-performing loans. Even frequent interest rate changes would not curb the situation. This is partly because the soft budget constraints on SOEs make them unresponsive to the cost of borrowing. In fact, the impact of interest rate changes was felt much more on household savings than on bank lending (Mehran, Quintyn, Nordman, and Laurens, 1996). According to a statement by the governor of the People's Bank, Dai Xianglong, the share of nonperforming loans in the portfolios of the four largest state-owned banks increased to 25 percent by the end of 1997. "Ultimately the borrowers of nonperforming loans may default, requiring the lender to absorb the loss, drawing on either reserves or its own capital" (Lardy, 1998). In 1998, the MOF issued 270 billion Yuan in government bonds to recapitalize these state-owned banks. Such capital injections are an indirect measure of the center's bailout to local governments.

Following the commercialization of the banking system,¹⁴ China's State Development Bank was established on March 17, 1994, replaced the PCBC as the "policy-oriented" bank fostering economic development through long-term financing for policy-oriented and related projects in accordance with the government's development plan and industrial policies. More specifically, its mission is to extend loans to policy-

¹⁴ Namely the five specialized banks: Bank of China, Construction Bank of China, Industrial and Commercial Bank of China, Agriculture Bank of China, and the Bank of Communications.

oriented, medium- and large-scale construction, technological transformation and related projects for key state infrastructure facilities, basic industries, and pillar industries.

According to China's 1994 budget law, local governments are forbidden from borrowing on the capital market. However, local enterprises (that provide public services) can and do borrow from banks and on the capital market—despite their dependence on government subsidies of various kinds, which often makes them *de facto* government agencies. Given the still limited direct and indirect transfers from the center to provinces, such borrowing from local commercial banks by enterprises (under the jurisdiction of local governments) actually finances much subnational spending. This in turn creates contingent liabilities for local governments, and given the lack of transparency, is less easily controlled than explicit government borrowing.

Although the central government reserved credit resources such as bank loans and capital market access for use only by state-approved projects, and it strengthened the traditional investment plan and approval mechanism, local authorities still maintained considerable latitude in securing and deploying financial resources. For example, subnational government maintained the power to approve investment projects below 50 million (projects above 50 million require approval by SDPC) and technical transformation or technology promotion projects below 30 million (projects above 30 million require approval by the State Economic and Trade). These projects can be funded by commercial and indirect borrowing. These rules have resulted in redundant investment of medium- and small-sized investment projects directly under the jurisdiction of subnational governments. Moreover, in the fiscal system before 1994, product tax and business tax were both exclusively assigned to the subnational government, leading to the

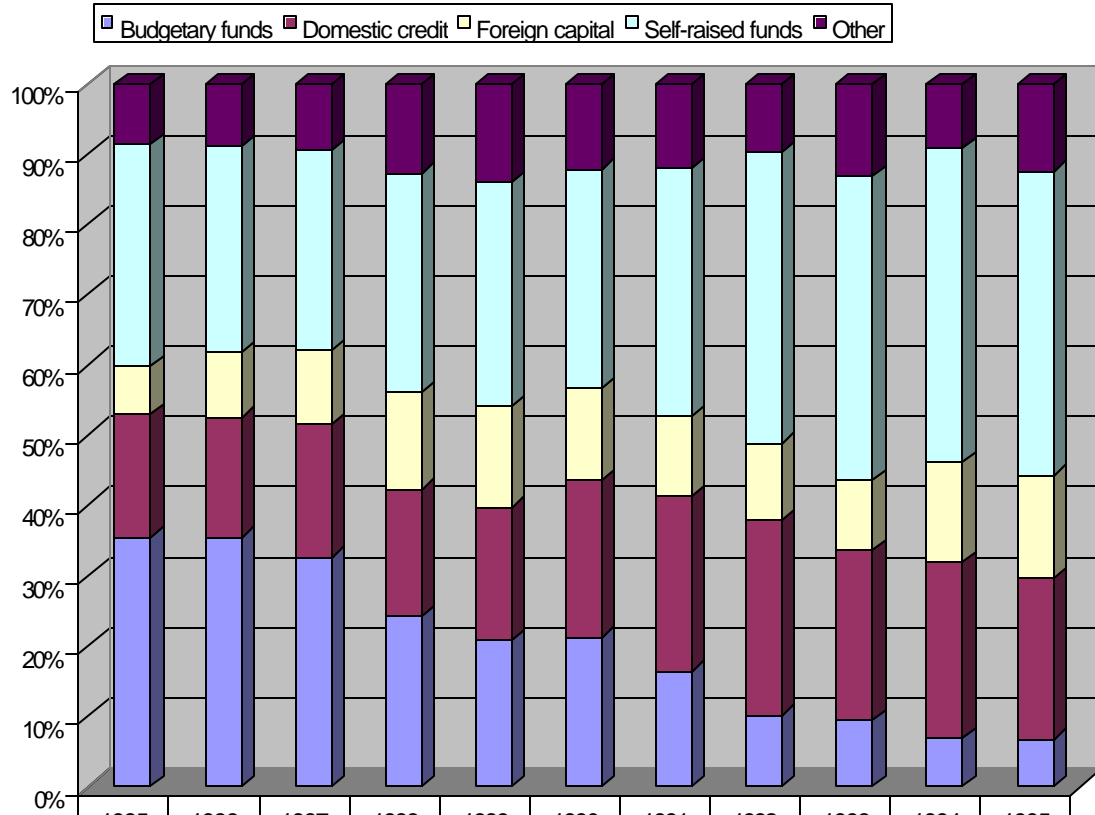
expansion of capital construction, particularly those industries (e.g., tobacco and alcohol) that generate high revenue from the product tax and business tax.

Chinese funding statistics are separated into five categories: budget, domestic credit, foreign capital, own-funds (“self-raised,” retained, or extrabudgetary funds), and more recently from other sources, like stocks and bonds (World Bank, 1995). Investment in aggregate and individual projects relies on a combination of funding sources, and the portfolio of sources has been changing over time. The nature of budget finance of enterprise investments has changed from direct capital grants to an annual lump-sum allocation to the capital construction fund, managed by SDPC. Budgetary finance for investment has declined in local budgets, and consequently recourse to alternative finance sources has become more common (World Bank, 1993). As the share of budgetary funds fell, investments were increasingly financed by nonbudgetary sources (foreign capital, domestic credit and other) in the second half of the 1980s, with an increasing reliance on own funds in the early 1990s. The share of self-raised funds increased substantially from 32 percent in 1985 to 43 percent in 1995, and the share of foreign capital increased from 7 percent in 1985 to 15 percent in 1995 (Figures 2 and 3). By 1991, the amount of nonbudgetary financial resources used for local projects equaled central projects, and largely exceeded the investment on central projects by 1995 (Figure 4). The domestic credit level reached 22 percent in 1990 and increase modestly to 23 percent in 1995.

Figure 2

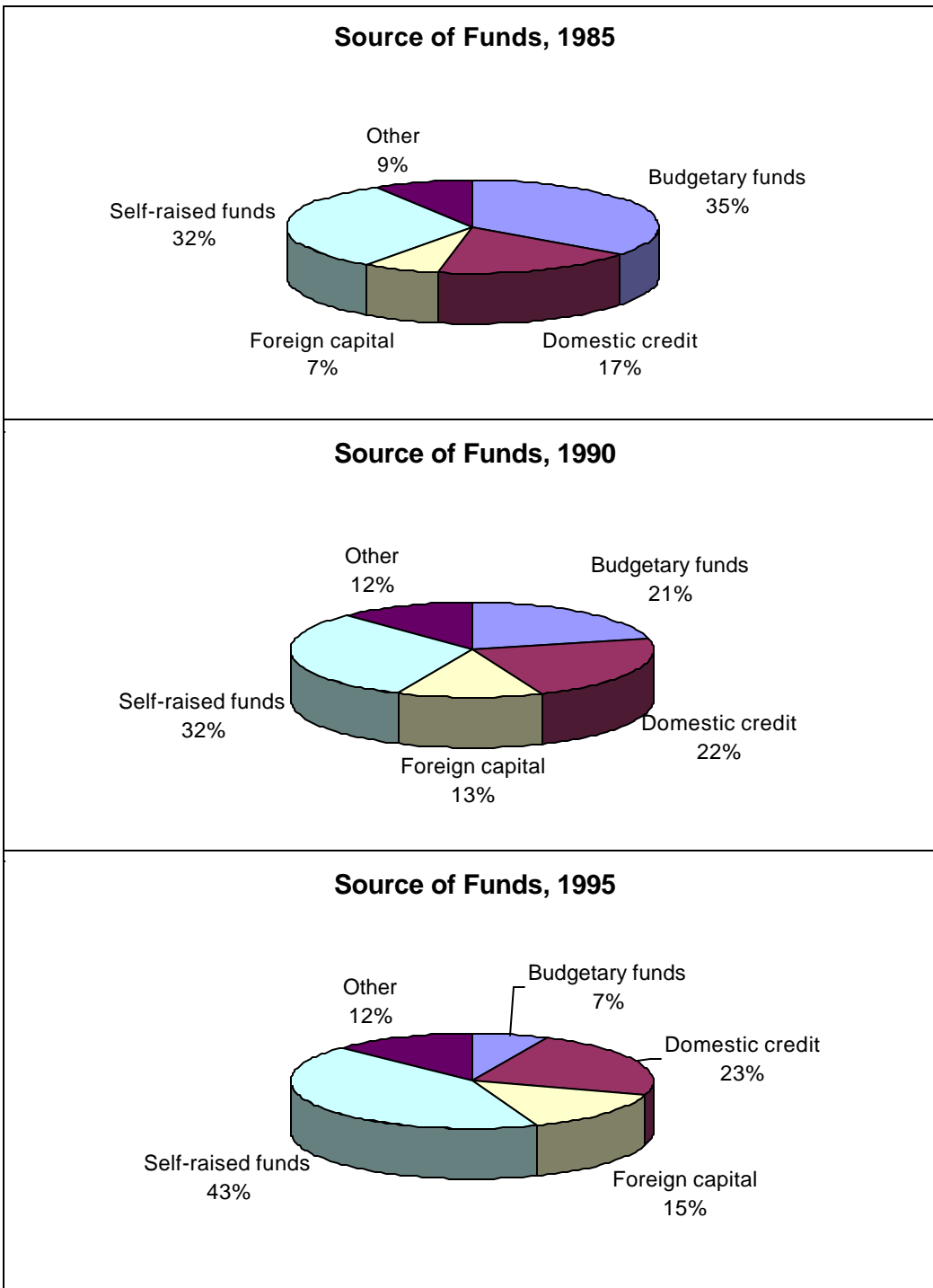
Source: China Statistical Yearbook (1996)

Source of Funds (billion Yuan)



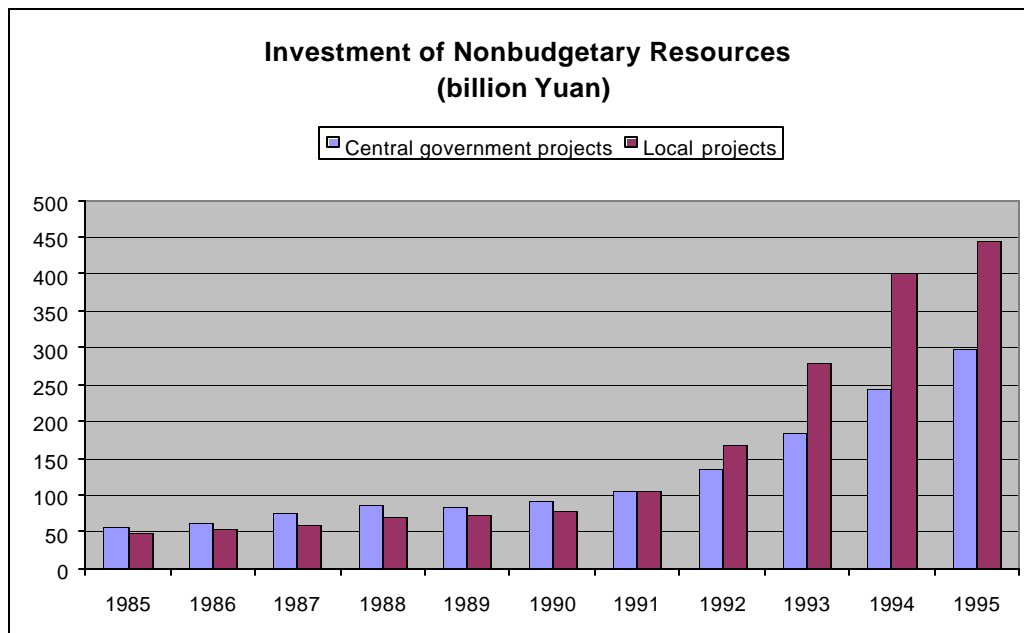
	1985	1986	1987	1988	1989	1990	1991	1992	1993	1994	1995
Other	9.2	10.4	12.7	20.1	21.8	20.8	25.4	29.6	60.9	58.4	90.0
Self-raised funds	34.0	34.5	38.3	48.9	49.5	53.0	74.7	124.3	199.1	282.0	312.2
Foreign capital	7.4	11.0	13.9	21.8	22.1	22.4	24.0	33.4	45.6	91.2	105.5
Domestic credit	18.8	20.0	25.5	28.5	29.3	37.9	52.7	83.1	111.8	158.3	164.6
Budgetary funds	38.1	41.7	43.9	38.2	32.3	36.4	34.8	30.8	43.2	43.5	49.2

Figure 3



Source: China Statistical Yearbook (1996).

Figure 4



Source: China Statistical Yearbook (1996)

(4) Indirect Borrowing and Foreign Borrowing

Indirect Borrowing. Provincial and local governments undertake indirect borrowing mainly by creating dummy financial companies that are able to borrow and provide resources for local government expenditures. Another method of indirect borrowing has been through a buildup of arrears, as well as IOUs on the procurement of agricultural products (Ahmad, 1997).

Thus, soft budget constraints are reflected in the proliferation of trust and investment companies (TICs) and securities houses under the jurisdictions of provincial and local governments. According to Mehran, Quintyn, Nordman, and Laurens (1996), TICs receive government and enterprise trust deposits or entrusted deposits. The larger companies also underwrite and broker securities. Most TICs were established by the four state-owned specialized banks, while other banks, the MOF, and some municipalities also

own TICs. Banks initially established these TICs to circumvent the credit quotas, but most TICs have been increasingly engaged in banking business, taking household deposits and granting working capital loans. In the late 1980s, the number of TICs operating throughout China was as many as 365. A portion of these TICs are engaged in international business as the International Trust and Investment Companies (ITICs). Some of them are involved in external borrowings.

External borrowing. SDPC authorizes and establishes quotas for external debt. The State Administration of Foreign Exchange (SAFE) monitors and regulates compliance with these quotas for external borrowings through a registration process. Under the budget law, local governments are not allowed to incur foreign indebtedness unless otherwise permitted by law. However, external borrowings by the central and local government-owned financial institutions have been managed by a “window” management system, under which the issuance of debt requires a quota from the SDPC and an approval from SAFE. This system of quotas and approvals favored a limited number of predesignated “window” companies. The window management system is being replaced by a credit management system, whereby the quotas and approvals will be granted to central and local government-owned enterprises and financial institutions (including leasing companies) on the basis of their demonstrated capacity to repay the borrowings, their free-standing creditworthiness, and China’s balance of payments situation. Unless otherwise stated by the central government in the relevant debt issuance documents or other official PRC documents, borrowings by these entities are not guaranteed by any direct or indirect credit support from the central government. Most of these local “window” financial institutions are TICs controlled by local governments. Before Guangdong International Trust and Investment Company (GITIC) went bankrupt

in the first half of 1999, other local financial institutions enjoying the same treatment included Fujian ITIC, Tianjin ITIC, Shanghai ITIC, Dalian ITIC, Shangdong ITIC, and Shenzhen ITIC. By the end of 1998, the external debt of domestic financial institutions (including central agencies) was 41.99 billion U.S. dollars, accounting for 28.8 percent of China's total external debt.¹⁵ With the bankruptcy of GITIC—the first since the economic reform—the central government moved a step forward in hardening budget constraint on subnational governments by refusing to bail out GITIC. Should financial difficulties emerge in a large scale among these ITICs, it is not clear whether the central government will join forces with provincial authorities to bail them out.

(5) Tax Incentive Policies

Tax incentive policies are widely adopted by developing countries to attract foreign direct investment or to serve their industrial policy (e.g. increase infrastructure investment and high/new technology investment). One of the most salient features of China's tax incentive policies is its strong discrimination against domestic investors in favor of foreign investors, and its regional and industry preferences (World Bank, 1999).¹⁶ In addition to general fiscal incentives, the application of these tax incentives, especially the exemptions and reductions of corporate income tax, can be more generous within the special economic zones, coastal open economic zones, economic and technology development zones, and high/new technology development zones.¹⁷ These

¹⁵ Source: MOF.

¹⁶ For detailed information about tax exemptions and reductions, please see World Bank (1999, pp. 21-25).

¹⁷ Besides the widely applied income tax holidays, the reduction in corporate income tax rate is also substantial—whereas the corporate income tax rate is 33 percent, many activities and regions enjoy reduced tax rates between 15 and 24 percent. In addition, many investment projects in those regions and activities are exempted from the 17 percent import tariffs on imports of equipment and raw

policies sparked keen competition among subnational governments for the right to establish such special economic zones, which adversely affected the central government. First, subnational governments' offer of ever-greater tax relief reduced government revenues. Second, the establishment of unauthorized SEZs weakened the ability of the central government to set and control macroeconomic policy.

Only four cities, namely, Shenzhen, Xiamen, Zhuhai, and Shantou were opened as SEZs in 1980. In 1984, 14 more coastal cities were opened to foreign investment as "Economic and Technical Development Zones" (ETDZs), allowing them to grant SEZ-like incentives. Through the 1990s special zones extended to all coastal provinces, which were authorized to give tax incentives or attractive commercial terms to foreign investors. Special incentives for developing projects in the interior were also created, especially for provincial capital cities (Rosen, 1999). Yang (1997) reported 111 development zones in 1991 (only 27 of which were centrally approved), 1,951 by September 1992, and as many as 8,700 by mid-1993.

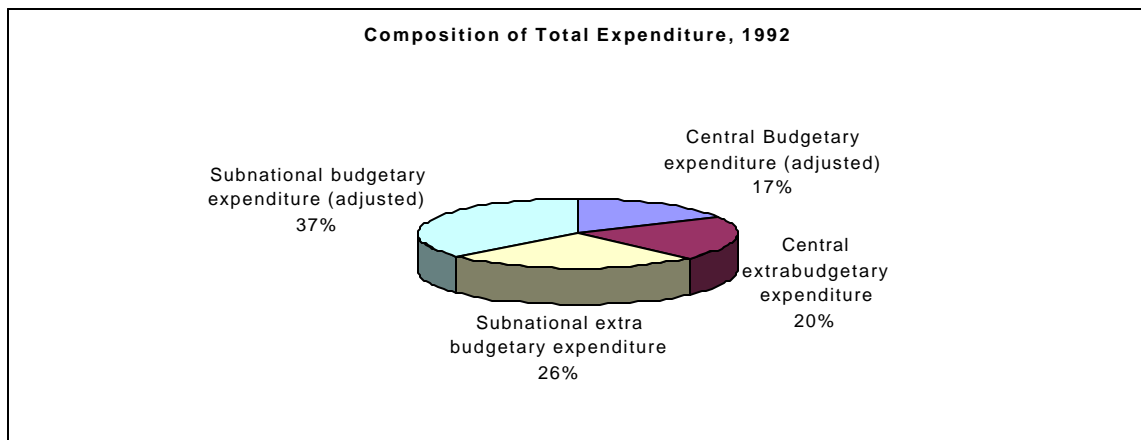
(6) Extrabudgetary Funds

Although public finance has been centrally controlled since 1949, certain revenues and expenditures of state-owned enterprises, local governments, agencies of the central government and certain public institutions have historically been excluded from the state budget. These extrabudgetary revenues and expenditures are subject to varying degrees of control and regulation by the central government.

materials. Export-oriented enterprises in the special economic zones and the economic technological development zones where the enterprise income tax has already been reduced to 15 percent would be taxed at 10 percent (World Bank, 1999).

Since 1980, a devolution of expenditures from central to local governments, down to the township level, has led to a rapid increase in local expenditures, particularly administrative costs, health, education, and scientific research expenditures. The decentralization of expenditures over the reform period can be attributed to the following shifts: (1) a new emphasis on functions traditionally administered at local levels, such as social expenditures; (2) increases in administrative expenses and wages (largely due to the rapid increase in the number of civil servants at local level), which fell more heavily on local governments; and (3) sharp rises in locally administered but centrally set price subsidies. The local own-tax sources of revenues has not kept pace with rising expenditures, and local governments have become increasingly dependent on their extrabudgetary funds to perform their functions. The proliferation of extrabudgetary funds has blurred priority setting and weakened the budgetary control mechanisms essential to a well-functioning fiscal system. In 1992, for example, the total extrabudgetary funds at both central and subnational level represented 46 percent of total expenditure, whereas extrabudgetary funds financed 41 percent of local expenditure and 54 percent of central expenditure (Figure 5).

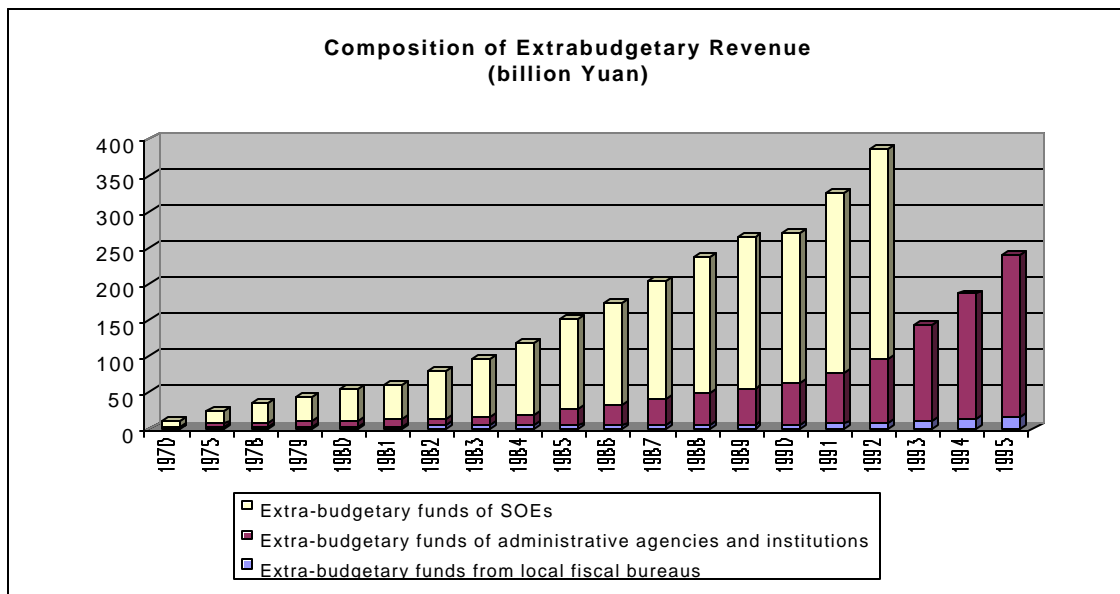
Figure 5



Source: Finance Yearbook of China (1997).

Extrabudgetary funds fall under three broad institutional categories: (1) extrabudgetary funds of local fiscal bureaus, including surcharges on taxes set by local governments (for example, agricultural surcharges); (2) extrabudgetary funds of administrative agencies and institutions (nonprofit agencies, *shi ye dan wei*), including highway maintenance and other cost-recovery fees, market and other fees, collected by government units; and (3) extrabudgetary funds of SOEs, including earmarked funds for the Technical Transformation and Major Maintenance Funds (e.g., depreciation funds), retained profits, and short-term loans for circulation purposes (i.e., working capital). Foreign investment and international loans are sometimes included in this category. Before 1992 about 80 percent of these funds were owned by the enterprise sector (Figure 6).¹⁸

Figure 6.



Source: Finance Yearbook of China (1997).

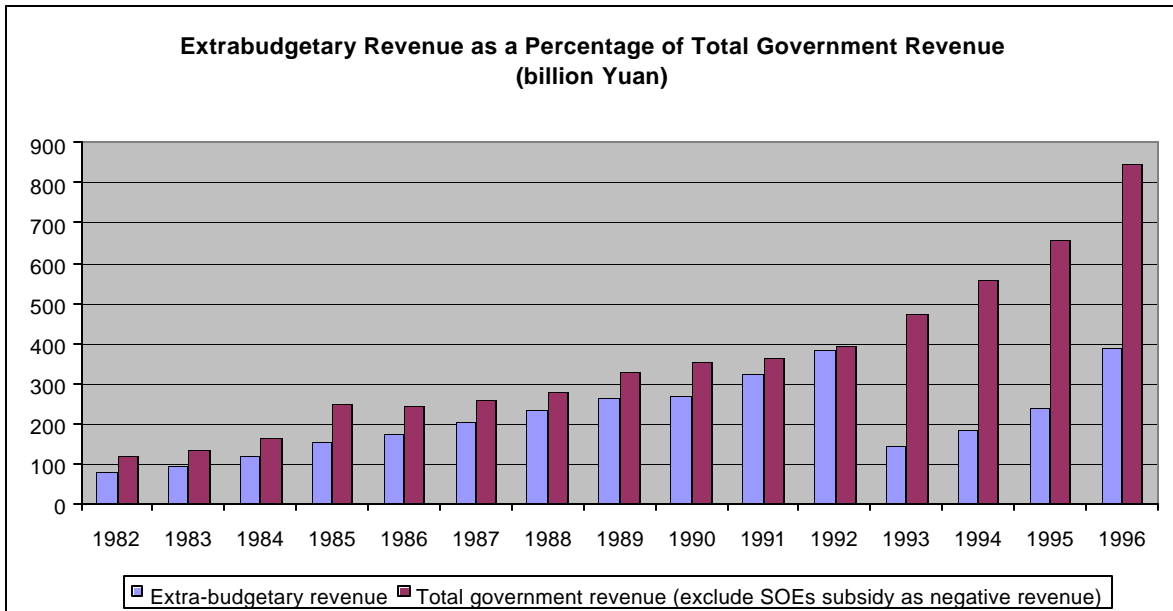
¹⁸ After 1993, the extrabudgetary funds of SOEs are no longer categorized as extrabudgetary funds, but enterprises' own fund.

Initially, the explicit objective of extrabudgetary transactions was to allow increased flexibility. They were also supposed to change the structure of incentives to help revitalize SOEs, speed up growth, and, in general, improve incentives for government units.

The increasing use of price subsidies and SOE subsidies during the second half of the 1980s pushed other more pressing expenditures off the budget. This allowed a rapid growth of extrabudgetary funds, which became a particularly striking feature of the tax reform period of the 1980s (Figure 7). A combination of reform initiatives, e.g., the profit-retention schemes, enterprise retention of depreciation funds, and the deduction of pretax amortization before tax payments which transferred resources from the government to the enterprise sector, gave the SOEs more autonomy, but at the same time, reduced fiscal control over resources. Starting in 1993, extrabudgetary funds of SOEs were abolished, which, then led to a substantial increase of extrabudgetary funds in the other two categories (Figure 6). In 1996, for example, the aggregated extrabudgetary revenue of central administrations increased by nearly 200 percent, and that of the provincial governments increased by 41 percent.¹⁹

¹⁹ Source: Finance Yearbook of China (1997).

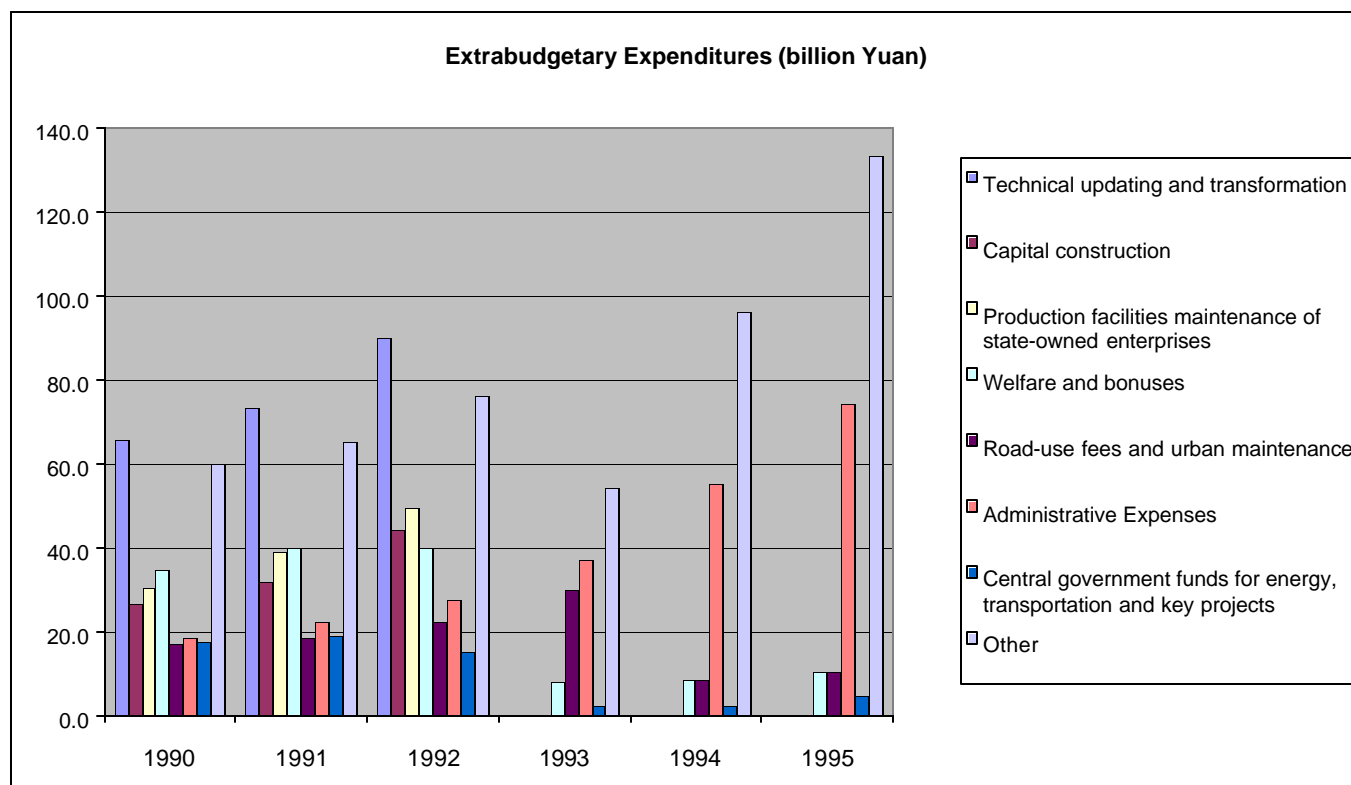
Figure 7.



Source: Finance Yearbook of China (1997).

On the expenditure side, extrabudgetary funds are used to finance fixed-asset investment, major maintenance, bonuses and welfare payments, administrative expenditures, expenditures in the social sectors, transfers and taxes paid to the central government, increases in working capital and other earmarked programs (Figure 8).

Figure 8.



Source: Finance Yearbook of China (1997).

From the second half of 1980s to the first half of 1990s the extrabudgetary funds became the central government's major concern. Since provinces are only required to report extrabudgetary revenues in very broad aggregated categories and no requirements for them to report their extrabudgetary expenditures to MOF, the central authority lacked any effective instruments to monitor the funds. Although MOF resorted to restricting the number of banking accounts, that is, requiring all extrabudgetary funds be deposited into the specific fiscal accounts with each extrabudgetary funds having one bank account, this measure actually made the fiscal departments rely on the banking sector for the surveillance. Nonetheless, the banking sector was experiencing a substantial decentralization, under which each bank was urged to depend on its own funding resources. As branches of different banks at localities started to solicit more clients, they

were more than happy to offer shelter for extrabudgetary funds, among which a proportion came from local fiscal departments.²⁰ As a result, one agency could end up with several accounts for one kind of extrabudgetary fund.

The growth of extrabudgetary funds has undermined control over the scale of total government expenditures by enabling growth-oriented local governments to spend more freely outside the purview of central budgetary control. Local governments have tended to spend virtually all the revenues generated from ad hoc off-budget fiscal levies (Lall and Hofman, 1995). In 1996, the 29th decree of the State Council brought 13 extrabudgetary funds, totaling 150 billion Yuan, under the supervision of the MOF (Ding, 1997). According to the decree, all revenues generated from these funds are to be remitted to the treasury, and its expenditure is subjected to the financial management by the MOF based on the proposed plans drafted by line administrations. The income from these extrabudgetary funds are to be earmarked for specific projects and not used for any other purposes or to balance the budgets. The decree further stated that similar measures would be introduced as the government sees fit.

IV. Conclusions

In this paper, we briefly review the evolution of intergovernmental fiscal relations in China and describe the major forms of soft-budget constraint facing local governments. During the fiscal reform of the 1980s and 1990s, local governments responded to tightening budget constraints in ways that undermine desired fiscal discipline by (1) expanding the local tax base at the cost of the central government; (2) turning budgetary into extrabudgetary funds and tapping enterprises' extrabudgetary

²⁰ Some of the local fiscal agencies moved their budgetary fund to extrabudgetary accounts.

funds for government purposes; (3) pushing expenditures into extrabudget items, sometimes financed by indirect local borrowing, which placed additional demands on local banks and strains macroeconomic stability; (4) raising funds through internal and external borrowings, and (5) extending tax preferential policies by lavishly establishing SEZs. In addition, local governments have reduced effective tax rates on enterprise profits below the statutory rate via enterprise profit contracts. Local governments have offered tax concessions to enterprises that affect the size of the taxable income to the detriment of tax buoyancy, for instance by manipulating the rules for pretax repayment of investment loans. And because the resource-strapped local governments depend on local enterprises for their revenues, they are tempted into inefficient regional competition and local protectionism made possible by voids in competition regulations.

The reform introduced in 1994 continues to meet with significant resistance at the local levels. The premise that taxes belong to the central government unless specifically assigned to the localities is not accepted at the local levels. The goals of uniformity and transparency were compromised at the outset when the central government set the transfer rule based on the assurance of the status quo distribution in 1993. To avoid arbitrary, ad hoc negotiations between the center and local authorities in the allocation of grants, the central government must move quickly to introduce a formula-based intergovernmental transfer scheme and fund it with significant resources.

The highly fragmented authoritarian arrangement features the ownership of enterprises by local governments that have strong links to financial intermediaries. Thus local governments enjoy both a soft budget constraint and autonomy in lending decisions, which enables them to resort to SOEs for both delivery of public services and debt

financing. Soft budgets are thus incurred for both the SOEs and local governments. At the same time, SOEs treat tax liabilities lightly in an environment where the local finance bureaus play the double role of tax collector and owner, and in a situation where taxes are frequently contracted rather than assessed. Budgetary financing of SOE investment is still virtually free, as repayment ratios of the banks are extremely low, or as repayments are canceled out against tax obligation. This works to the detriment of banking-sector stability.

While the objective of separating policy and commercial lending is important, it is not enough by itself to foster commercialization of the banking sector. Specialized banks are still subject to lending quotas, are obliged to provide working capital loans to SOEs, can lend only for government-approved projects, and to finance SDB through the compulsory purchase of its bonds. Banks cannot operate on a commercial basis until project-specific credit allocation has been eliminated. A hard budget constraint on local governments and SOEs cannot be established until local governments and the banking sector are separated and distributed ownership is phased out.

In the past 20 years, tax preferential policies played a significant role in attracting foreign direct investment to facilitate the economic reform agenda in China. However, the lavish adoption of such a policy by subnational governments without the approval of the center largely undermined fiscal discipline and negatively affected the industrial restructuring and regional development agenda set by the central government. The tax system reform should also address this issue by cleaning up the SEZs and tax preferential policies.

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