

# 中國民族問題與一國兩制架構 尋找共同點國際研討會

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主題：和平演變中華一國卅三制聯邦，支持台灣示範亞洲和平標準

## 前言



中共軍機軍艦頻繁繞巡台灣

台灣的飛彈超過 2500 枚；屯兵福建；衛星監控；先遣在台化整為零的輕武裝組織不計其數；買盡台灣媒體控制資訊；滲透軍公教農工商及 1.2 萬間寺廟…戰爭一爆發，台灣市占率 50% 晶圓電子體系勢必大亂；然，和平只能是永久的，否則只是停戰；



鑑於世界迫切需要的和平制度：2019/9/14 沙烏地阿拉伯油田遭到攻擊，全球瞬時每日短缺 570 萬桶，創油價單日最高漲幅。美國智庫 2018 全球 5 地恐爆發第三次世界大戰，台灣排第二。今中共軍機軍艦不斷繞台；瞄準

2035 年中國標準將要取代世界標準。但是中國標準 2035 沒有和平標準，只有中國夢，要透過一帶一路輸出技術標準，展現硬實力。我們都知道齊家立業治國平天下。若僅重視硬體而忽視軟體，將構成盲點、呈現真空。民主國家應支持臺灣示範永久和平標準來消弭盲點、填補真空，吸引中國民主化，解放 50 個人類最後枷鎖的專制國，就有可能消滅專制核武。

鑑於亞洲最後只有兩條路：和平／毀滅。面對無窮的核武發展，

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## 亞洲最後只有兩條路



亞洲迫切需要永久和平制度

一旦核戰萬物成灰。證實和平就是生命 - 真理與道路。為此，人類才於 1945 年成立聯合國，取代 1920 年國際聯盟以防止戰爭的發生，但百年來改革無望，連維也納條約法公約絕對法 (§ 53) 「種族清洗罪、戰爭罪和反人類罪」不使用否決權都不行。因此，我們綜合東方「世界一家 (印度) - 天下大同 (中國)」西方「世界一公國 - 人類一家親」等人性理想、法律智慧及科技，提供各國可單獨恆久運作的和平體系；

## 中國最後只有兩條路



沒有永久帝國 v. 只有多元萬國

鑑於中國最後只有兩條路：分裂為獨立國家 / 和平演變為 1 國 33 制的中華聯邦。歷史證明：任何戰爭戰鬥，最後都要回到國內「制度表現」這個戰場進行，在這裡驗證制度好壞，決斷國家興敗。國家為什麼會失敗，制度證明：廣納式民主制度勝過壓榨式獨裁制度。獨裁與民主本質上就是水火不容，中共一國兩制，明顯貶低了世上所有人的智商。為了人類永久和平，幫唯一超級獨裁極權中國推動聯邦制，方法是先支持台灣示範永久和平標準，這是人類的共業；

## 台灣最後只有兩條路



大民主大法治 v. 大遷移大清洗

鑑於台灣始終只有兩條路：永久民主 / 永久奴隸。歷史證明，專制獨裁變革，都從內部人民發起的「非暴力抗命」才是最有效最可行的方法。全世界只有台灣因受地理 - 歷史 - 語言 - 文化的羈絆，兩岸每年探親、經商、

旅遊超過千萬人次，只要民主國家支持台灣示範永久和平標準，島內親共勢力就不敢叛亂，順利推動示範永久和平標準，自然引發中國人民出場抗命中共，和平演變中共為聯邦共和國，這是台灣救己濟世，免於「人為刀俎，我為魚肉」的天職天命；



### 永久和平標準戰略緣起：

(一)「戰勝的敵人，在地上畫一個圓圈，把我關在外面，說我是背叛者，愛心使我有更高的智慧，我又在地上畫一個更大的圓圈，把敵人也圈在裡面」。(二)

「敵人的敵人，便是盟友」中共

最大的敵人就是中國人民，卻是信仰民主和平者反共反戰的必要夥伴。(三)「任何人答應你的事都不算數，只有你自己能做主的事才算數」憲法是人民的總命令，制憲權永遠與你同在。(四)「在政治上不要對人信任，是要用憲法的鎖鏈來約束他不做壞事」(美國開國元勳 - 傑弗遜總統)。

**現在**，我們依據聯合國全球治理體系：超國家層級(國際組織)↔國家層級(美,中,日,俄)↔次國家層級(香港,西藏,新疆,省,州,邦…)等三級一體的永久和平與發展的基準，提出憲法標準，提供全球 249 個政治實體(含聯合國 193 國)一個迫切需要、可以單獨恆久運作、由下而上、由內而外的和平體系(與聯合國由上而下、由外而內的運作方式相反)；直接讓人人掌握自己的命運，直接使揭示天機的永久和平標準在人類制度中得到普遍的採行和有效的遵行：

### 永久和平標準二項基本理念(主體思想)

1. 創制永久和平：法律全球一體，法官全球參與，推進憲法標準(ISO).
2. 創制永續發展：人人世界主人，發展世界大同，推進政府標準(ISO).

「創制」理念緣起於 Frédéric Laupicis 著《論康德的《永久和平論》》

三點重要陳述：1. 和平只能藉由法權設立；2. 法權的合目的性是和平；3. 因此和平必然提出政治上法律根基之問題。-- 以上三項充要條件，本標準都達標了。

## 永久和平標準二十八項基本主張（立國原則）1

### 第一單元 永久和平 - 自由基準

1. **自由立國**：確保人的尊嚴、自由與人權不落後他國一天；凡具有人性理想及普世價值的萬國萬法，人民得直接擇優援用。
2. **自由大同**：堅守超越憲法層次的國際法、聯合國憲章、國際人權公約：居民有政治權，公民權，經濟，社會，文化及其土地的自決權。
3. **投票頻率**：確保提升人的尊嚴、自由、民主、人權、主權與公義的免費選舉及公民投票的頻率，以不超越他國或他州為原則。
4. **投票程序**：確保政治清廉、嚴禁參政花錢。電視電台每週至少 60 分鐘免費供應主管機關、政黨或政團自由擇時應用。

### 第二單元 永久和平 - 民主基準

5. **民主立國**：國家主權無條件全面屬於義務納稅人。制憲修憲需經公民投票 1/2 同意通過。國家機關及公職人員不得干涉。
6. **民主大同**：引領全球治理，開放的法官 - 政務官，都是來拯救國家脫困與發展永久和平的貢獻者。國家應授予榮典與國籍。
7. **開放立法**：建構一個地球一套法，不分敵友，一國一人代表其國會參與立法；與其母國無利害關係的議案無表決權。
8. **開放行政**：主權在民、選賢與能，提升各級領導人的國際競爭力、昇華國力，完全民主國家的公民得參選我國各級首長。
9. **首長任期**：民選首長一任至長五年；任滿六年內本人及至親依法不得再選；確保任期限制的真諦，修憲案不得成立。
10. **保衛民主**：凡意圖損害，廢除或攻擊自由民主秩序者，應即時受法律制裁。民代選舉、修憲或涉外公投案須強制投票。

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1 「美國 28 條立國原則」作者斯考森是今日美國頂尖的憲政問題專家，對《美國獨立宣言》、《美國憲法》及建國者們的幾乎所有著作進行了深入研究，從中梳理、概括出了一個國家強盛的 28 條基本原則。

### 第三單元 永久和平 - 人權基準

11. **人權立國**：創造生命價值，催生憲法標準，改進資源分配，推進永久和平是人民最神聖的權利 - 是國家最緊急的義務。
12. **人權大同**：憲法標準保障人權標準。人權問題是全球的內政；侵犯任何一個人的人權，視同侵犯全世界公民的人權。
13. **國家分權**：確保人權不受侵犯。行政、檢察、審判首長分年民選；立委每年改選 1/4，反應民意，吸收民怨。
14. **國際分權**：建構人類命運共同體。人權高於政權主權；國家人權暨公民權行使委員會委員半數由國際人權組織指派。

### 第四單元 永久和平 - 法治基準

15. **法治立國**：法律的目的應符合和平 - 發展與公義，能為本國立大業、為人類立大愛、為天地立大法、為萬國立大同。
16. **法治大同**：國際法高於國內法，直接對人民發生權利義務；凡具有普世價值的萬國萬法，人民得直接擇優援用。
17. **行憲保證**：貫徹立憲全球化、行憲在地化、釋憲當代化、違憲究責化。總統 - 民代 - 法官 - 軍官 - 公職員都是行憲保證人。

### 第五單元 永久和平 - 立法競合基準

18. **全球立法**：貫徹全球競合立法權：國家及次國家層級僅於超國家層級不制定之法律始有立法權；各層級依此類推之。
19. **國家立法**：國會採委員會中心主義制；委員長民選，得依法得兼任部長、總理；每年改選四分之一委員，落實民權。
20. **地方立法**：充實世界地方自治憲章。民代任期兩年。保障社區基層民意直達國會及國際。經國家核可得對外簽條約。

### 第六單元 永久和平 - 行政競合基準

21. **全球行政**：貫徹全球競合行政權，推進世界政府標準。執行全球性的任務時，國家是國際政府委託的執行機構。
22. **國家行政**：半總統內閣委員制。總統民選；總理 - 部長須本土出生，有民意基礎；總理指揮政府，掌理國防。
23. **地方行政**：按全球治理超國家層級↔國家層級↔次國家層級行政權，基層自治體優先，並有權制定地方自治憲章。

24. **主權付托**：為維護和平，國家得加入國際互保之集體安全體系或集體防衛體系；為此，國家得同意限制其主權。

### **第七單元 永久和平 - 司法檢察基準**

25. **司法檢察**：檢察院長民選；地方正副檢察長一票單選制，按得票數排名一正二副，形成不同票源的檢察合議庭。

26. **判決預測**：建構全球完整法規比較資料庫 - 以及準確度超過 3/5 的法院預測判決，讓人人掌握自己的命運與法益。

### **第八單元 永久和平 - 司法審判基準**

27. **司法審判**：保證全球競合司法權，司法院長民選。保證普世公義有求必應，憲法大法官半數來自世界六大洲。

28. **違憲審查**：憲法全球協議；違憲全球審查。排除違憲或違反國際法，如別無救濟方法，世界公民人人皆有反抗權。

## **結語**

**本標準（簡稱 228 標準）**是一個國家或政治實體千年大計的全能戰略憲法兵法，任一條款都是永久和平與發展的充分必要條件；條條都是人權的保障書、人民的護身符。但仍需全球志士及大法官永續共同修補、美化，成為普遍的永久和平憲法國際標準 (ISO)。

鑑於永久和平體系龐大，又有專為永久和平創造的制度，只有在國際組織、民主國家的國安會及國會、或其他具有影響力者帶頭連署支持，才能引發蝴蝶效應，吸引大量世界公民勇敢追隨，不費任何國家一兵一卒，不涉任何國際關係，台灣就能突破國內外圍堵，連結中國人民和平演變極權體制、終致滅絕專制核武。

為此，台灣及亞洲 40 多億活在獨裁威脅下的人民，失去的只是鐵幕與鎖鏈，暴力與謊言，其他並無損失，卻穩步引領亞洲永久和平，推進人人自我實現、家家安居樂業、代代長富久安的幸福佳境。

**iNGO 永久和平夥伴台灣總會黃千明暨全球會長，夥伴**

# Peacefully Evolve China into a Federal Republic with 33 Systems, Support Taiwan to Demonstrate Standards for Permanent Peace in Asia

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## Preface



Clearly the world urgently needs a peace system: On 2019/9/14 two major Saudi Arabian oil fields were attacked, and the global daily supply of oil was suddenly short 5.7 million barrels, giving rise to the highest ever one-day hike in oil prices. The National Interest warned of “5 Places World War III Could Start in 2018”, and Taiwan ranked second among five of these potential war zones. Over the last few years, Chinese military aircraft and warships have been constantly patrolling around Taiwan; more than 2,500 missiles are targeted at the island; troops are massed in nearby Fujian Province; spy satellites are deployed to monitor Taiwan 24/7; and countless light armed groups are ready to deploy to Taiwan. In order to control information and spread the propaganda about China or the CCP, the Chinese government is also buying media in Taiwan. The military, education and industrial sections as well as some 12,000 temples are being infiltrated with Chinese spies and propaganda. If war breaks out, Taiwan’s 50% share of the global market for electronic wafers and the country’s democratic system will be threatened. In the face of such constant threats and disturbances, peace is pertinent and must be permanent, otherwise it is no more than a temporary cease-fire.

**Chinese standards 2035 will replace the World Standards.**

However, the Chinese Standards 2035 contains no peace standards but the



Chinese Dream that will be promoted to the global level through exporting technical standards of the Belt and Road Initiative (BRI), showing its deep power. We all know that

people should cultivate themselves before managing their families, then manage their nations in order to make the world peace. If you only pay attention to the hardware and ignore the software, it will constitute a blind spot and a hollow gap. Democratic nations should support Taiwan to demonstrate the permanent peace standards to eliminate blind spots and fill up the gap, activate democratization in China, liberate the 50 autocratic states with the last shackles, and make elimination of autocratic unclear weapon possible.



**Given that ultimately Asia has only two choices:** peace and destruction. In the wake of constant nuclear weapons development, once war erupts, everything in the world will be turned into ashes. Therefore, it is clear that peace is life, ultimate truth and the only way forward.

To this end, the UN was established in 1945 to replace 1920's the League of Nations in preventing the outbreak of war. However, there has been little improvement over the past ten decades, even with the absolute law of the Vienna Convention on the Law of Treaties (§53) on ethnic cleansing, war crimes and crimes against humanity: "Not using the veto is not possible." Therefore, we have integrated the philosophy, ideas and legal wisdom of "Vasudhaiva Kutumbakam" (the whole world is one single family: India) and "Global Unity" (China), with the West's "One World, One Principality – the Human Family" to provide a peace system that nations can utilize both independently and permanently;



Given that ultimately China also has only two choices: either to split into independent states, or peacefully evolve into a Chinese federation with 33 systems. History shows that all wars will eventually return to a domestic “institutional performance” battlefield, where systems will be valued as good or bad, and nations will either be defeated or victorious. When a nation fails, it proves that broad-based democracy (inclusive political institutions/inclusive institutions) is superior to oppressive authoritarian regime (extractive political institutions/extractive institutions). In fact, dictatorship and democracy are inherently incompatible with each other. The ongoing protests in Hong Kong have clearly shown the ineffectiveness of China’s one country, two systems. Therefore, for the sake of permanent peace for mankind and to end the totalitarian government in China by promoting federalism, the best approach is to support Taiwan’s model of a permanent peace standard, as a common cause for humanity;



Given that Taiwan always had only two paths: permanent democracy or permanent slavery: History has shown that “non-violent civil disobedience” movements by the people against the nation are the most effective and practicable method for ending an authoritarian dictatorship. Taiwan is the only political entity that is shaped by geography, history, language and culture with more than 10 million people each year crossing the Taiwan Strait to visit relatives, conduct business and tour. Therefore, as long as democratic countries support Taiwan’s model for a Permanent Peace Standard, pro-communist forces on the island will not be able to cause any disturbances or

pose any threat. The Permanent Peace Standard will naturally encourage the Chinese people to resist the CCP and peacefully evolve China into a federal republic. This is the destiny of Taiwan: to save itself and the world, and to avoid being “at the world’s mercy”.



**The permanent peace strategy’s origin is:** (1) “He drew a circle that shut me out-Heretic, rebel, a thing to flout. But love and I had the wit to win: We drew a circle and took him In!” (2) “The enemy of my enemy is my ally [friend].” The

biggest enemy of the CCP is its people, who are essential partners for anti-Communist movements. (3) “Do not rely on one who offers you promises; count only on things you can do by yourself.” The Constitution is right and the general will of the people, and constitutional power is always with you. (4) “Do not trust anyone in politics. It is necessary to use the chain of the Constitution to restrain people from carrying out bad deeds” (Thomas Jefferson).

**Now**, we are based on the UN global governance system: At the super-national (international organization), national (US, China, Japan, Russia) and sub-national (Hong Kong, Tibet, Xinjiang, province, state...) levels, the standard is the basis for permanent peace and development, establishing constitutional standards for the 249 political entities (including 193 UN member nations). It is a long-lasting operation based on a “from the bottom-up” approach, and inside and outside the system. Every individual has a final say on their destination, which leads to the universal adoption and effective observance of the permanent peace standard that reveals the ultimate truth and destiny of the humanity.

(Editor’s note: Our mode is different from the top-down approach of the UN.)

## **Basic Concepts behind the Standard for Permanent Peace (Subjective thinking)**

- 1. Permanent Peace initiative:** Integrate the laws of all nations, invite judges to participate in global justice and promote constitutional standards (ISO).
- 2. Sustainable Development initiative:** Everyone is the master of the world, working for global unity and promoting governmental standards (ISO).

The concept of “Initiative” originated from Kant’s Permanent Peace written by Frédéric Laupics who pointed out the important statements: 1. peace can only be established by legal power; 2. The aim of legality is peace; 3. peace will advise the issues that based on political legal foundation. – The Permanent Peace Standards have completely met the requirements of above three necessities.

### **28 Basic Propositions for Permanent Peace: (Basic Principles for Nation-building)**

#### **Section One – Permanent Peace and Freedom Standards**

- 1. Freedom in nation-building:** Ensure that human dignity, freedom and human rights will never lag behind those of other countries. The people will have the right to choose from the laws what is best for themselves, the laws which should had the human ideal and universal values
- 2. Freedom under Unity:** Adhere to international law, the UN Charter and international human rights conventions that transcend the constitutional level: Residents have political rights and enjoy the benefits of citizenship, economy, society, culture, and their nations have the right of self-determination.
- 3. Voting Frequency:** Ensure frequent and free elections and referendums that promote human dignity, freedom, democracy, human rights, sovereignty and justice, while not transcending other countries or states.

- 4. Election Procedures:** Ensure strong anti-corruption measures, banning money as a factor in politics. TV stations shall offer competent authorities and political parties at least 60 minutes per week without charge.

## **Section Two - Permanent Peace and Democracy Standards**

- 5. Democracy and Nation-building:** National sovereignty lies unconditionally and comprehensively in the hands of the taxpayer. Constitutional amendments must be approved by 1/2 and agreed to pass in referendums, and state organs and public officials may not interfere.
- 6. Democracy under Unity:** Lead the way to global government with open legislation and positions in judicial, prosecutorial and executive branches. These contributors will save countries from poverty and spur development, and the state shall honor them with awards and citizenship.
- 7. Open Legislation:** Establish One World under One Set of Laws. One person from every nation, friend or foe, may participate in law-making on behalf of its congress —with no voting rights on proposals not directly related to their native country’s interests.
- 8. Open Administration:** Sovereignty is based on election by the people, enhancing the international competitiveness of leaders and countries. Citizens of fully democratic countries may participate in elections for the heads of the government in all levels.
- 9. Term of office for national leaders:** Any elected leader shall serve a single five-year term; for 6 years after leaving office they or close relatives cannot stand for election according to law. This provision may not be annulled by constitutional amendment.
- 10. Defense of Democracy:** Anyone who intends to damage, abolish or attack a free and democratic order shall be subjected to legal sanctions. Elections of people’s representatives, constitutional amendment or referendum in foreign affairs must be decided through mandatory voting.

### **Section Three –Permanent Peace and Human Rights Standards**

- 11. Human Rights in Nation-building:** Creating life values, stimulating constitutional standards, improving resource allocation and promoting Permanent Peace are the most sacred rights of humanity – the most urgent duties of the state.
- 12. Human Rights under Unity:** Constitutional standards guarantee human rights standards. Human rights issues are global internal affairs. Violation of the human rights of any individual is deemed a violation of the human rights of all humans.
- 13. National Decentralization:** Ensure the protection of human rights. The heads of administrative, prosecutorial and court agencies are elected separately in different years. 1/4 of all lawmakers must be elected annually to ensure they are responsive to public opinion and alert to public grievances.
- 14. International Decentralization:** Build a community for human destiny. Human rights should be given priority over sovereignty; half of the members of the National Human Rights and Citizenship Exercise Committee shall be appointed by international human rights organizations.

### **Section Four - Permanent Peace and Rule of Law Standards**

- 15. Rule of Law in Nation-building:** The aims of legislation should be consistent with sustainable development and justice. The ultimate aim should be to establish a great cause for the nation, build great love for humanity, achieve global law and advance toward unity among all nations.
- 16. Rule of Law under Unity:** Implement One World under One Set of Laws and create and enforce world (multiple/common) laws. International law shall take precedence over domestic law, with direct impact on the rights and obligations of the people. All people shall

embrace universal values, and they can choose the laws best suited to their needs.

**17. Constitutional Guarantees:** Implement constitutional globalization and localization, act to modernize interpretations of the constitution, and pursue accountability for violations of the constitution. The president, legislators, political appointee, judicial, military and other public agencies are all constitutional guarantors.

### **Section Five - Permanent Peace and Standards for Concurrent Legislation**

**18. Global Legislation:** Implement global concurrent legislation. The right to enact laws at the national and sub-national levels begins only where such rights leave off at the super-national level.

**19. National Legislation:** Introduce a third force in institutional guarantees of legislation; follow a committee-centric structure in operations; and directly elect committee chairs, who can concurrently serve as ministers or prime minister. Each year 1/4 of all lawmakers shall face election to see that civil rights are upheld.

**20. Local Legislation:** Enhance the Charter for World Local Self-government. People's representatives serve one two-year term. Ensure that community public opinion is presented to the international community. Signing treaties with foreign states is allowed with approval from the central government.

### **Section Six - Permanent Peace and Standards for Concurrent Administration**

**21. Global Administration:** Promote world government standards in accordance with a global concurrent administration. In all tasks on a global scale, the state shall serve as an executive agency commissioned by international governments.

**22. National Administration:** Modified semi-presidential system with

cabinet. The Prime Minister must be born locally and be responsive to a public opinion base; duties include government operations and national defense.

- 23. Local Administration: According to the Global Governance theory, government administration is divided into three layers, namely:** super-national, national and sub-national levels. The principles of priority hold for grassroots local governments, which have the right to establish local self-government charters.
- 24. Granting of Sovereignty:** In the interest of maintaining peace, the state may join collective security or defense systems for mutual protection; in such cases the state may agree to transfer relevant aspects of sovereignty.

### **Section Seven - Perpetual Peace and Standards for Justice and Prosecution**

- 25. Justice and Prosecution:** Directly elect the head of the Procuratorate. Local procurators-general are elected through a one-vote single-ballot system, with winners receiving the greatest number of votes to form a collegial bench of procurators.
- 26: Ruling Prediction System:** Build a globally complete regulatory comparison database and offer ruling predictions with an accuracy of 3/5 so that anyone can ascertain their own legal status.

### **Section Eight- Permanent Peace and Justice and Ruling Standards**

- 27. Justice and Rulings:** Global co-opetition in justice. The court president is elected by the people. Justice shall be responsive to the public, and half of the Constitutional Court judges come from the Six continents.
- 28. Constitutional Review:** Constitutional Global Agreement; Global Review of Unconstitutional Acts. Excluding unconstitutional or international law, if there is no remedy, everyone in the world has the right to resist.

## **Conclusion**

**This Standard (abbreviated as the 228 Standard)** is a versatile strategic constitutional tool for any national or political entity. Every provision of the Constitution offers necessary and sufficient conditions for permanent peace and development; all articles serve to guarantee human rights and as an amulet for the people. However, it still needs necessary amendments to become the universal international standard for a permanent peace constitution (ISO). Therefore, any kind of suggestions and recommendations from global legal experts and judges are pertinent and necessary.

Considering the broad scope of permanent peace, only when international organizations and the national security organs of democratic countries - the legislature or other influential people - lend their support, will the butterfly effect be triggered, attracting large numbers of world citizens to bravely follow the Taiwan's path of permanent peace without any bloodshed. Taiwan will break through its domestic and external barriers to peacefully change the totalitarian systems and eventually eliminate nuclear-backed autocracies.

To this end, the more than 4 billion people in Taiwan and Asia living under the threat of dictatorship will lose only their iron curtains and chains, violence and lies, while others will suffer no loss, instead steadily leading the way to permanent peace and development in Asia, finding self-realization and living in security, happiness and good fortune for generations to come.

**See details at <https://www.lawlove.org/en/book>**

**Supporters: This petition is offered by**

**INGO Permanent Peace Partnership, Founder: Chien-ming  
Huang, Global Presidents and Partners**

**Thank you very much.**

**Permanent Peace Partnership: <https://www.lawlove.org/en/>**