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KEY WORD:

CONTRACT/LOCAL ADMINISTRATIVE

LAW

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Local administrative organ are independence justice person responsible for providing public service within their areas. So, the financial and personnel system of each local administrative is different from the other, depending on special characteristic of each community. However there are many kinds of public services in which the best service will come from the co-operation between local administrative organ. Therefore in many cases, local administrative organ do contract to provide public service together in form of contract for the co-operation of the local administrative organ.

In the writer's view, even through in one sense the contract for the co-operation of the local administrative seems to be private contract since it base on the principal of equality of the parties to the contract. In contrast, it is clearly seen that the core concept of this kind of contract is the co-operation between the two or more public organs responsible for providing public service, and the ultimate goal of this contract is not difference from any other public contract; that is to provide public service. This kind of contract should therefore be classified to be public contract. In addition, because the co-operation contract play an important role for providing public service in each locality, it should therefore be subject to the provisions the law on local authorities.

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