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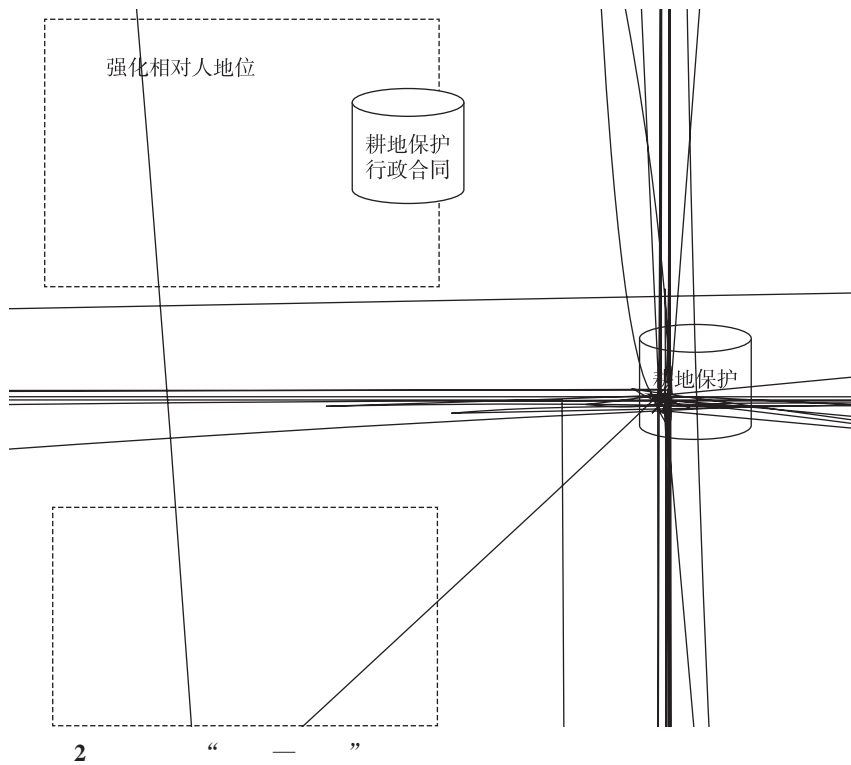


Fig.2 Path for inspection into the legitimacy of administrative protection system of cultivated land from the perspective of “demand-function” in functionalism

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Fig.3 Path for reflection on the legitimacy of administrative protection system of cultivated land from the perspective of “value-norm” of normalization.

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## Functional Inspection , Normative Reflection and Legitimate Construction of Administrative Protection of Cultivated Land

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**Abstract:** The purpose of this study is to address the discrepancy between “value-norm” and “demand-function” of administrative protection of cultivated land, to understand the legitimacy of administrative protection of cultivated land and to offer a theoretical complement for the cultivated land protection transformation in the context of Chinese modernization. The research methods include value analysis and normative analysis. The research results show that from the perspective of “demand-function” in functionalism, the extant normative document, such as the *Regulations on the Administrative Protection of Cultivated Land*, is unable to meet the demands from administrative protection of cultivated land, such as punishment, relief, and public welfare. From the perspective of “value-norm” in normativism, the administrative protection of cultivated land lacks its value base due to the fragmentation of holistic value and the shortage of compatible value and protective value. In conclusion, in order to achieve the normative coordination of the main body construction of the *Administrative Protection of Cultivated Land*, the inheritance of laws and regulations, the subdivision of responsibilities, and the continuation of the *Administrative Protection of Cultivated Land*, the value base of administrative protection of cultivated land is expected to be restructured under the guidance of “function for use” based on “norms”. On the premise of the coordination, the extent of the penalty should be clarified, and the procurator’s recommendations for the protection of cultivated land should be enforced.

**Key words:** cultivated land protection; legitimacy; value deconstruction; normativism; functionalism