

Research on the legal guarantee of social harmony and progress in ethnic autonomous areas

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Abstract. The system of regional national autonomy is an important part of our national policy and an important part of the construction of political civilization under the harmonious society. However, there are still many problems in the current national autonomy local construction of the rule of law, such as legislation and law enforcement efficiency and the central and local ethnic regional legal boundaries, only scientific and reasonable solution to these problems, ethnic minority areas of social harmony and progress can be guaranteed. According to the appearance of the construction of autonomy law, this paper puts forward some countermeasures and suggestions to improve and perfect the rule of law of national autonomy, through the analysis of the present situation of the construction of minority autonomous regions, which provide a reference valuable to explore the construction of the rule of law of ethnic minorities.

Key words: regional autonomy; harmonious society; legal guarantee; law enforcement efficiency; ethnic minority

1 Introduction

China is a unified multi-ethnic country, harmony between nations is the basic concept of our country, and it is also a problem China characteristics of social main construction must be well handled, which is a major issue related to the development of the party and the people. The national harmony is not an isolated problem, it is an important part of building a socialist harmonious society, only by realizing the regional autonomy of minority nationalities, can we guarantee the rapid economic development of minority areas and promote the improvement and perfection of the law system of the harmonious society in ethnic minority areas, through autonomous legislation and law enforcement.

2 The present situation and basis of the rule of law in the national autonomous areas under the background of Harmonious Society

Social harmony is the foundation of national long period of stability, harmony and unity of all ethnic groups is a powerful guarantee for realizing the dream of China, harmony and unity of all ethnic groups cannot do without the unity and cooperation of all ethnic compatriots, also need legal protection, in the

context of a harmonious society, the legal status and legal basis for the construction of national autonomy policy are as follows.

(1) The present situation of national autonomy construction in Harmonious Society

The construction of a harmonious society is the core of the current main historical period of social construction, an important guiding principle is the social construction of the harmonious society is not an isolated concept, which contains the content of democracy and the rule of law, and the ethnic democracy and autonomy in the construction of a harmonious society has played an important role. First of all, national autonomy is an important content of democracy and the rule of law, the construction of national autonomy is directly related to the degree of social harmony, is a huge driving force of harmonious society. Then from the perspective of geographic distribution, the implementation of national autonomous areas covering most of the minority ethnic autonomous region, is conducive to the national unity and fraternity, is also an important strategy in dealing with ethnic minorities the right relationship.

(2) The legal basis of national autonomy in Harmonious Society

The system of regional national autonomy is the policy basis of national autonomy under the background of harmonious society. The Sixteen Party Congress pointed out that to uphold and improve the system of regional autonomy of ethnic minorities, we must fully implement the party's policy of regional ethnic autonomy, maintain the unity among all ethnic groups are equal and harmonious ethnic relations, efforts to promote common prosperity and development of all ethnic groups.

3 Problems in the construction of rule of law in ethnic autonomous areas

Although the overall construction of regional ethnic autonomy has made great progress, but there is a large distance and expected, regional autonomy of minority nationalities there are still many problems, which is mainly manifested in three aspects, the first is the legislation of the national autonomy large deviations, ignoring the construction of the national autonomous local conditions. In legislation, national autonomous construction often takes the national policy and ignored the feedback to local circumstances, in the local legislation, policies and regulations due to the small number of law enforcement can not meet the actual needs, especially under the special background of local economy, and the combination of local economic legislation has not. From the perspective of legal empowerment, the legislative content is not the same combination of national characteristics, which is not conducive to ensure peoples democratic rights, the legislation and the actual economic situation deviates from the legal laws and regulations in ethnic regions cannot be used correctly, not to guide and support the role of the right.

Secondly, the central and local regional national boundaries is uncertain, the national autonomous rights bondage, although the autonomy given by the Constitution and laws of the ethnic minority areas, but the principles and norms

of its policies and regulations do not clearly defined, so that the exercise of minority autonomy in the construction of the rule of law has been bound. To solve these problems, we must start from the registration and supervision of legislation, to ensure clear boundaries of legal regulations and policies, to prevent unauthorized breach of privilege and other phenomena. From the perspective of legal supervision, the autonomy of minority nationalities needs to take a longer road.

Thirdly, the level of the rule of law of national autonomy is low, the efficiency of law enforcement is not high, and there is the phenomenon of distortion of law enforcement. A lot of ethnic minorities are distributed in more remote areas of our country, the construction of the rule of law is relatively backward, and the cultural and ethnic minority customs unique, led to lax enforcement of the law, law enforcement and legal construction distortion phenomenon, these phenomena are not conducive to national autonomy, hindered the harmonious national autonomy law enforcement process. In the adjustment of the contents of the legislation, law enforcement issues must be considered.

4 Countermeasures and suggestions on improving and perfecting the legal protection of national autonomy

In the context of a harmonious society, to realize the harmonious progress of national autonomy construction, we should establish and perfect the local legislation and enforcement of China's ethnic autonomy, provide legal guarantee for the harmonious progress of national autonomy and all ethnic groups, thus put forward five countermeasures and suggestions.

(1) Fully guarantee the exercise of legislative autonomy in Ethnic Areas

The right of autonomy is a kind of privilege to manage the local affairs of the nation independently according to the Constitution and the law, according to the characteristics of the nation. Regional national autonomy can specify autonomous regulations and separate regulations and flexible, through the legislation of the national autonomy, the exercise of rights of autonomy, conscientiously fulfill the obligations, rights and obligations by upholding the rule of law, with the national characteristics of the development of politics, economy and culture, so we must first ensure the guarantee is to repeat the exercise of legislative autonomy of ethnic.

(2) Improve the legislation and enforcement efficiency of autonomy

The laws and regulations established by the legislation can only reflect one aspect of the society, the content of which is static content, while the local autonomy of ethnic groups is in constant development and change. With the change of market economy and time, the original legislation will change greatly, so it is necessary to improve the efficiency of legislation and law enforcement. The local legislature shall timely examine the existing laws and regulations, if found, to modify and supplement timely, even abandoned, make laws and regulations and national actual coordination, implementation of unified and coordinated national autonomy and national legal system, improve the timeliness of legislation and law enforcement.

(3) Strengthen economic legislation

Due to geographical and historical conditions, many ethnic minorities are distributed in poor areas more remote, economic and social development level is not high, only give full play to the advantages of national autonomy, the ability to continuously improve the level of economic and social development of ethnic regions. In the national autonomous areas, can be combined with preferential policies and subsidies, more important is the use of autonomous legal means, confirm the process of economic development of the ethnic minorities in the various relations and behavior, strengthen the market economy legislation of ethnic minorities, the macro-control policy, strengthen the market autonomous construction of the rule of law, maintaining market order, gradually formed for minority the economic development of the ethnic economic legislation.

(4) Improve the scientific and technological level of legislation

The need to co-ordinate the planning of regional national autonomy legislation, combined with the background of the times, in the background of harmonious society, to consider the entire national autonomous legislative work overall arrangement, overall planning, determine the legislation of the national autonomy tasks and goals, with the help of modern Internet and computer technology, improve the legislative level of science and technology.

(5) Pay attention to the characteristics of ethnic minorities and national habits

To strengthen the national autonomous region is a long-term project, only study in minority areas of grassroots judicial practice, pay attention to ethnic habits, which will be part of the essence of preservation and inheritance, supplemented by the way included in the legal system of national autonomy, to provide support for the space benign interaction of ethnic minorities, and promoting the construction of harmonious society in ethnic regions.

5 Conclusions

As a multi-ethnic country, the regional autonomy of ethnic minorities is one of the basic national policies of our country, and the construction of a harmonious society requires us to put the political civilization construction in an important position. According to the Constitution and the law, the system of national autonomy has been basically established in our country. However, national autonomy is lagging behind in some areas due to the influence of regional political and economic development. Under the background of the harmonious society, only by strengthening the construction of the rule of law of regional national autonomy, can we promote the unity and unity among the nationalities and promote the harmonious development of the society.

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