

Implementation and Improvement of China's Customs Law under International Public Health Emergencies from the Perspective of COVID-19 Prevention and Control

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Abstract. This paper mainly from the actual point of view, from China's customs has taken measures, law enforcement problems encountered in the process and measures can be taken to solve the problem of three aspects of analysis. First of all, in terms of the measures already taken by the customs, China's customs from the exit quarantine, entry quarantine and help the domestic economic development three aspects, took strong measures to deal with the negative impact of the epidemic, the second is from the current problems of China's customs, the customs announcement of the existing problems, law enforcement efficiency and law enforcement scale of the problem analysis, the third is the existing problems put forward to solve the problems, this part from the enhancement of the sense of cooperation between officials and people, Improving the efficiency of law enforcement and increasing the basis of law enforcement in three aspects.

Keywords: China customs Law; International emergency; Public health events; Law enforcement efficiency

1. Introduction

As the COVID-19 pandemic ravage the world, especially in the case of the Novel virus outbreak defined by the "public health emergency of international concern" on 30 January 2020, China's Customs, as an important department for controlling the import and export of personnel and materials, will face increasing challenges. In this context, it is worth studying how to improve and develop China's customs law when dealing with similar international public health emergencies. After the occurrence of infectious diseases, China customs at the port and epidemic prevention, import and export goods customs clearance etc. Although a lot of effective work, such as speed up the goods customs clearance, and help enterprises to resume production, are fully displays the new customs department after the integration of active role and responsibility to bear, but judging by the spread of infectious diseases in the global situation, still has room to improve. This paper discusses how to promote the improvement and development of customs law from the perspective of law.

The main purpose of the research and development of China's customs law in the event of international public security and health emergencies is to enhance the contingency capacity of China's customs law. The content of the customs law should be improved according to the actual national conditions and keep pace with The Times. Secondly, only in-depth study of the existing problems in China's customs law can put forward solutions. Finally, through the study of special events customs law can clarify the scope of authority, reduce international disputes.

2. Analysis of problems in the implementation of China's Customs Law under international public health emergencies

2.1 There are many problems in the Customs announcement

2.1.1 There is a time difference between local customs announcements

After the General Administration of Customs issued the No. 17 Announcement on January 25, 2020, the customs directly under the General Administration of Customs implemented the announcement one after another, but there was a certain time lag in the implementation of specific

laws. Next, I take Taiyuan Customs, Beijing Customs, Xi 'an Customs, Shanghai Customs and Hangzhou Customs as the object to compare the timely implementation of the announcement by the five customs.

Beijing Customs, Shanghai customs in January 25 on the same day issued a notice, the specific content of the 17th notice according to the actual situation of the local announcement notice. Taiyuan Customs, Xi 'an Customs, Hangzhou customs in January 26 for the 17th announcement issued a notice. By comparison, we can see that in terms of time, there is a time difference in the announcement of customs.

2.1.2 Confused announcement and notice of customs in some areas

On 25 January 2020, Shanghai Customs issued a notice on fast customs clearance of epidemic prevention materials for COVID-19.

According to the regulation of "official document processing method" : announcement is to announce important matters at home and abroad. Notice is to announce to the public the matters that should be observed. Notice shall be applicable to approving and transferring official documents of lower organs, forwarding official documents of higher organs and organs not subordinate to them, and conveying matters requiring lower organs to handle or requiring relevant units to promulgate or implement, without personnel being exempted. Therefore, announcements or circulars used by the directly affiliated customs are acceptable, but the notice format used by Shanghai Customs is inappropriate.

3. Strategies to improve the implementation of China's customs Law under international public health emergencies

3.1 Cooperation with individuals and civil society organizations

3.1.1 The customs law needs the promotion of Internet organizations

With the rapid development of Internet technology in modern society, the time required for a law from effective to well-known is constantly shortening, and the promotion of customs law can also make use of the power of the Internet. On the Internet, there are a lot of non-governmental organizations related to customs departments. These non-governmental organizations can fully undertake the responsibility of disseminating customs announcements and promoting the customs law. Social organizations such as China Customs Society and China Customs Declaration Association have websites. After the General Administration of Customs issued a notice, these organizations can simultaneously reprint, which can reduce the cost of communication and reduce the loss caused by enterprises not knowing the latest announcement.

3.1.2 Encourage professional organizations and individuals to deal with customs issues

The China Customs Society, which has been established for 35 years, can serve as a pilot organization for dealing with customs issues. The founding purposes of China Customs Society are: theoretical research, suggestions and suggestions, situation reflection and personnel training. The long history of establishment shows that The Society of China Customs has in-depth research on customs issues, has its own unique views in dealing with professional customs issues, and can provide suggestions and suggestions for the development of customs law. China Customs Society has 5 regional branches in Guangzhou, Shanghai, Tianjin, Dalian and Kunming, as well as export processing zone branch and science and technology branch.

Many branches can identify problems and solve problems early in daily research. These branches provide a solid foundation for CCIIS to deal with practical issues. The China Customs Society can help the General Administration of Customs find problems that are not easily detected by internal organs by writing papers. Finally, as a social organization, China Customs Society has a more relaxed financial environment than the customs department, and it is much easier to mobilize funds

when dealing with the investigation activities involving financial expenses than the customs department.

4. Conclusion

Since the entry-exit inspection and quarantine departments were placed under the jurisdiction of the General Administration of Customs in 2018, China's customs departments have gradually strengthened their ability to respond to international public health emergencies. In the wake of the COVID-19 outbreak, China's customs has taken a series of measures, from strict screening of materials for people entering and leaving the country to helping the domestic economy recover and develop, which are strong manifestations of China's customs response to international public health emergencies.

However, China's customs still has shortcomings in dealing with such incidents, such as flaws in customs announcements, delayed announcements, low efficiency of customs clearance and inconsistent law enforcement standards, which also show that there is still room for progress. In view of these problems, this paper puts forward some improvement measures: for the problems existing in the customs announcement, mainly through the cooperation between the government and the people to increase the radiation surface of the customs announcement, reduce the error caused by the information time difference; As for the contradiction between customs clearance efficiency and insufficient personnel, the problem should be solved by reforming the customs system, enhancing the capacity of law enforcement personnel and replacing more efficient law enforcement tools.

Finally, the General Administration of Customs can increase the law enforcement basis for the problem of inconsistent law enforcement standards. The local customs directly under the General Administration of Customs should take the laws and regulations published by the General Administration of Customs as the law enforcement basis.

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