

The Concept of the Rule of Law by Wisdom is Proved

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Abstract: the concept of law, and the rule of law is closely related to the development of thinking, the rule of law concept reflects the specific background of legal practice, legal action, the phenomena of nature and its inherent law, the rule of law concept is inevitable in the age of the brand mark, must be timely. Cloud computing, big data, artificial intelligence, chain blocks, the rapid development of high and new technology is reshaping the Internet form of the rule of law in our country, the wisdom of the rule of law is the product of the rule of law into the era of artificial intelligence, is the fusion of the rule of law development and science and technology development and the result of the interaction.

1. Introduction

1.1 The Meaning of “Wisdom”

A refers to the intelligence, wisdom, finger Sanskrit “prajna” free translation. By mozi, attaching the “:” if this makes the state, this make people treat countries also not wisdom, state of chaos, can have known “.

In the narrow sense, wisdom refers to a high-level comprehensive ability of organisms based on the nerve organs (material basis), including: perception, knowledge, memory, understanding, association, emotion, logic, decision and other abilities. Wisdom enables people to have a profound understanding of people, things, things, society, the universe, the current situation, the past and the future, and has the ability to think, analyze and explore the truth. Different from intelligence, intelligence represents the ultimate function of the intelligence organ, which is similar to the “metaphysical way”. Intelligence is the “physical body”.

The definition of wisdom in the Bible of Game Theory: wisdom is the original executive power in the process of culture. Wisdom is a kind of method, which can grasp the law of action and change of things, conform to the development trend of the social times, and take the realization of a satisfactory or better result as the ultimate orientation and its own value appeal.

So which of these meanings is wisdom in the rule of law? Or in this case not simply taken literally. Let's go further.

1.2 The Generation of “Intelligent Rule of Law”

The rule of law comes into being with the development of The Times. The rule of law is always endowed with new meanings in the development of The Times. The new concept, “intelligent rule of law”, is a contemporary concept of law that matches today's era of artificial intelligence. If there

is another great social revolution to come, it will not be a violent revolution that breaks down the old machinery of the state, but a revolution in the rule of law that governs the digital empire. Faced with the double-edged sword of science and technology and the risk caused by information technology society, must take the development of the Internet, big data, such as artificial intelligence used to be in the midst of the rule of law regulation and make it in the orbit of rule of law, it is good for the human side of play to the limit, the other side of it is harmful to human timely interception at outside.

Law is the product of human reason and wisdom. The application of law needs the application of wisdom. But in different times, the application of the wisdom of the form is different. Is itself the product of human wisdom and modern science and technology, but the modern science and technology itself, but also has outside its inventor independent wisdom, the wisdom in some ways even stronger than its inventor itself, so the modern science and technology is widely applied in all areas of human civilization, prompting the activities of human civilization in “wisdom” tag. In this era of big data, and reflects human wisdom of science and technology as the core to realize the legal justice of the rule of law is “wisdom” of rule of law, and science and technology in the application of legal justice is the core embodiment of artificial intelligence, so the “wisdom of the rule of law” as a new concept, has been defined as “is the full use of the Internet and artificial intelligence technology type of rule by law”, In fact, this is not comprehensive, because science and technology is only one aspect of human wisdom. Besides, thinking and humanistic cognition are also the crystallization of human wisdom, which cannot be covered by science and technology. From another perspective, artificial intelligence just represents the frontier of modern science and technology, but it is not unchanged. Future science and technology will far surpass artificial intelligence, so the broad sense of “intelligent rule of law” should be the rule of law that utilizes modern science and technology and human thinking wisdom to achieve legal justice.

According to the current research literature, the narrow sense of intelligent rule of law refers to the type of rule of law using artificial intelligence technology. Combining with the above understanding of the meaning of wisdom, the wisdom of the rule of law, just as its name implies is to use human intelligence to solve the problems of the rule of law theory and practice of an advanced form of rule of law, until today, when as a senior human wisdom and product widely and effectively use the Internet and artificial intelligence theory exploration and practice on the rule, Only then can we say that human rule of law has entered the stage of “wisdom” and human society has entered the stage of “wisdom rule of law”.

2. The Practical Significance of the Rule of Law by Wisdom

The combination of modern information science and technology with the rule of law has made the rule of law more efficient and intelligent, and changed the way justice is realized. Intelligent rule of law is not only a basic form of the future rule of law, but also an inevitable trend of the operation of the rule of law. It injects new blood into the rule of law and makes the rule of law enter into a brand new mode.

The intelligence of rule of law operation. Literally, intelligence is the general term for wisdom and ability. Intelligence is unique to human beings, because human beings have intelligence and can extend this intelligence to the things created by human beings. Artificial intelligence is a new science that studies how to extend and expand the theory and application of human intelligence. “Intelligent rule of law” applies modern science such as artificial intelligence in the construction of the rule of law, which greatly changes the mode or form of the rule of law operation, accelerates the speed of the rule of law operation, improves the quality of the rule of law operation, and makes the rule of law operation have the nature of intelligence.

The inevitability of justice realization. The extensive application of modern science and technology in practice is the fundamental guarantee to realize the inevitability of individual case justice, because no matter how excellent the legal person, his rationality is limited, his analysis and judgment can not guarantee 100% correct, and high-tech makes up for the limitation of human rationality. High technology is widely used in all aspects of the practice of the rule of law, and the “intelligent rule of law”, which is widely used in modern science and technology, is inevitable in the realization of legal justice. It is this inevitability that establishes the authority of law and inspires people's belief in the rule of law

Accuracy in problem solving. Manually dealing with legal problems will make mistakes, which reduces the accuracy of solving legal problems. However, using the Internet, artificial intelligence and other modern technologies, it is possible to achieve almost 100 percent accuracy unless the machine's software is poisoned or the hardware is broken, both of which can be found and corrected in time. Therefore, the “intelligent rule of law” ensures the accuracy of the solution of legal problems.

The rapidity with which evidence is determined. Time is relative, and the addition of science and technology enlarges the flexibility of time. The application of high-tech “intelligent rule of law” can quickly realize the justice of individual cases, because “justice delayed is not justice”. In the past, many cases could not be solved in time due to the lack of high-tech support. Through the program investigation design of the database, the artificial intelligence can quickly identify the criminal suspect by identifying the consistency between the genetic fingerprint extracted on the spot and the existing genetic fingerprint in the database.

The richness of information processing. Because AI is so fast, it can process more information. Today's computers are constantly updated, the outstanding symbol is the amount of information processed at an alarming rate of development. The speed of human processing information is very slow, and the solution of a legal problem is faced with a large amount of information to be dealt with, and the problem will not be solved if the information is not handled properly. With artificial intelligence, these millions of messages can be processed in a very short time.

Correctness of value judgment. Intelligent rule of law emphasizes the use of artificial intelligence, which is a “fact” issue rather than a “value” issue, and the “rule of good law” is first a value judgment issue. However, as a social fact, the rule of law already contains the values of freedom, justice, equality and so on, and the value judgment plays a dominant and guiding role in the fact judgment. Therefore, “intelligent rule of law” does not negate “good law governance”. “Good law governance” is the goal and goal, and “intelligent rule of law” is the proper means and means to achieve the goal.

Quality of judgment conclusion. Quality of judgment conclusion. Judiciary is the last barrier of social justice, and the conclusion of judicial judgment comes from the logical relationship between the big and small premises of judicial syllogism. The intelligent rule of law, through the Internet, artificial intelligence and other high-tech, can restore and present the facts of the case to the greatest extent, which is the most critical link to achieve judicial justice.

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