

KEMENTERIAN RISET, TEKNOLOGI DAN PENDIDIKAN TINGGI
UNIVERSITAS JENDERAL SOEDIRMAN
FAKULTAS HUKUM

Alamat: Jalan Prof. H.R. Boenyamin No. 708 Grendeng Purwokerto Utara 53122, Indonesia
Telepon (0281) 638339, 0811298339 Faks. (0281) 627203
Laman : www.fh.unsoed.ac.id E-mail : fh@unsoed.ac.id

SURAT TUGAS

Nomor : 2671/UN23.05/DS/DL.07.00/2018

Dekan Fakultas Hukum Universitas Jenderal Soedirman memberikan tugas kepada Yth. Bapak/
Ibu/ Saudara :

Nama : Dr. Rahadi Wasi Bintoro, S.H., M.H.
NIP : 198008122005011002
Pangkat/Gol : Penata TK I/ III d
Jabatan : Lektor

Untuk mengikuti **International Conference of Law, Governance and Social Science** dan menyampaikan makalah:

Judul : Standard Issuance of Circular Letters in The Implementation Of Judicial
Power
Tanggal : 25-26 September 2018
Tempat : Java Heritage Hotel Purwokerto.

Demikian Surat Tugas ini diberikan agar dapat dilaksanakan dengan sebaik-baiknya.

Purwokerto, 24 September 2018
Dekan,

Prof. Dr. Ade Maman Suherman, S.H., M.Sc.
NIP. 19670711 199512 1 002

Standard Issuance of Circular Letters in The Implementation Of Judicial Power

Rahadi Wasi Bintoro^{1,*}, Abdul Shomad², Trisadini Prasastinah Usanti²

¹Department of Procedural Law, Faculty of Law Universitas Jenderal Soedirman, Purwokerto, Indonesia

²Department of Private Law, Faculty of Law Universitas Airlangga, Surabaya, Indonesia

³Department of Private Law, Faculty of Law Universitas Airlangga, Surabaya, Indonesia

Abstract. Circular issued by state institutions in the framework of the *freies ermesen* principle. Circular in administrative law is known as policy regulation/ *beleidsregel*. The Supreme Court as a state institution also has the authority to issue circular letters. This paper focused on the standard circular issued by the Supreme Court. This paper was legal research that was carried out with the statute approach and conceptual approach. Based on the analysis, circulars issued by the supreme court contained restrictions, namely that they should not influence the judge in examining the case.

Keywords: state institution, *freies ermesen* principles, circular letter, judge independence

1 Introduction

In the concept of the rule of law^[1], all actions taken must rely on the law. One of the legal products is legislation. In order to regulate the establishment of a law and regulation, Law Number 12 Year 2011 concerning the Establishment of Legislation is established. In fact, agency or official of the State Administrative often take a variety of specific policy measures, such as creating a policy regulation (*beleidsregel*). This product is inseparable from the connection of the use of *freies ermesen* principles, that is the actions of the government (state administration) which requires freedom to be able to act on its own initiative, especially in resolving issues that require immediately because the regulations for the resolution of the problem do not yet exist.

Policy regulations that are usually outlined in the form of circulars^[2] are also needed in carrying out the duties and functions of the Supreme Court as part of the government. Keep in mind, that Government is a state tool that can be interpreted broadly and in a narrow sense. Government in a broad sense includes all state apparatus, which occurs from the branches of the executive, legislative and judicial powers or other state apparatus that act for and on behalf of the state, while the Government can also be interpreted in the narrow sense of the implementation of office executive or more importantly, the government as the organizer of

* Corresponding author: rahadiwasibintoro@gmail.com

state administration. In the context of government in this broad sense, the concept of good governance^[3] is also attached to the supreme court. The Supreme Court is one of the perpetrators of judicial power^[4] in Indonesia, which includes the principle of independence in carrying out the duties and functions of the power of the judiciary.

2 Objective of the Study

Based on this explanation, this paper focuses on the standard circular letter as a *belleids regel* in carrying out the duties and functions of the judicial authority in the Supreme Court.

3 Methodology

This paper is a legal research that uses a legislative approach, and a conceptual approach. The sources of law in this paper come from laws and regulations, especially those relating to the judicial authority, as well as the literature related to the legal issues raised. Analysis is carried out qualitatively.

4 Discussion

Circular or *belleidsregel* in doctrine is considered as quasi-legislation. quasi-legislation plays an important role in government bureaucracies everywhere in the world, including in Indonesia. Quasi-legislation is a form of public legal instrument used to carry out tasks previously regulated in general in a law. Therefore, this arrangement is still general/ abstract, so a circular is needed for the implementation phase.

Circular in administrative law is known as policy regulation, the discussion of its is inseparable from the theory of legislation. The terminology of the legislation comes from the term *wettelijke regels* or *wettelijke regeling*. The term *wet* (law) in Dutch law has two meanings,^[5] First, *wet in fomele zin* (law in a formal sense) is any government decision which includes laws based on the form and manner of its formation; Second, *wet in materiele zin* (legislation in a material sense), namely the decision of the government / authorities which is seen based on the content or substance directly binding on the population or a particular area, for example: government regulations, presidential regulations, ministerial regulations, regional regulations and so on.

Bagir Manan^[6] provides an understanding of laws and regulations as a written legal rule made by an authorized official or an authorized position environment that contains abstract and general rules of conduct. Whereas according to I Gde Pantja Astawa^[7] which is called the state regulation (*staatsregelings*) is a broad decision (*besluiten*) qualified in 3 (three) groups namely: First, *Wettelij regeling* (laws and regulations), such as the Constitution, laws, government regulations in lieu of laws, government regulations, presidential regulations, ministerial regulations, regional regulations, etc.; Second, *Beleidsregels* (policy regulations), such as instructions, circulars, announcements and others; and Third, *Beschikking* (determination), such as a decree.

Policy regulations (*beleidsregel*, *spiegelsrecht*, *pseudowetgeving* or policy regulation) are rules made by the government as state administrations whose implementation of its authority is not based on the provisions of the of legislation but based on the principle of freedom on action (*beleidsvrijheid* or *vrijheid beoordeelings*) or *Freies Ermessen*. Bagir Manan^[8] gave several notes regarding policy regulations as follows: First, Policy regulations are not one form or type of legislation; Second, The implementation of the policy is not contained in the form of legislation, because policy makers do not have legislative authority (both attribution and delegation); Third, As a "rule" that is not a legislation product, policy regulations are not

directly legally binding but contain legal relevance; Fourth, Policy regulations are basically addressed to the state administration agency or official; Fifth, The making of policy regulations is needed in order to ensure compliance with the principles of law; Sixth, the form of policy regulation is a declaration formulated in general and written. Two main forms of policy regulation, First: policy regulations that are made and applicable to the policy makers themselves. Second: policy regulations that are made and apply to administrative bodies or officials who are subordinate to policy makers; Seventh, Policy regulations are not laws and regulations, so the principles of law and concept of judicial review cannot be applied to policy regulations; Eight, The making of policy regulations is based on *Freies Ermessen* Principles. Testing of policy regulations is more directed to the *doelmatigheid* and therefore the test instrument is general principles of good governance^{[9] [10]}; Ninth, Policy regulations are based on legal principles, if not, then it is arbitrary.

The Supreme Court in carrying out the duties and functions of the judicial authority, also has the authority to issue circular letters. However, in conducting quasi- legislation in the field of judicial power, it is necessary to pay attention to the principle of independence which is the basic principle of judicial power. The principle of independence of the judicial power is regulated in Article 24 paragraph (1) of the 1945 Constitution that the judicial power is an independent power to conduct justice in order to enforce law and justice. This independence is reaffirmed in Article 1 number 1 of Act Number 48 Year 2009, that "Judicial Power is the power of an independent state to hold a judiciary to enforce law and justice based on Pancasila and the 1945 Constitution of the Republic of Indonesia, for the implementation of the State Republic of Indonesia Law ", then Article 3 paragraph (1) of Law Number 48 of 2009 stipulates that "In carrying out its duties and functions, judges and constitutional judges must maintain judicial independence". in its explanation what is meant by "judicial independence" is free from outside interference and free from all forms of pressure, both physical and psychological.

The independence of judicial power then realized in administrative independence, financial independence and organizational independence. This is stated in Article 21 paragraph (1) of Law Number 48 of 2009 concerning judicial power that has granted authority to the Supreme Court to regulate its own organization, administration and even financial. However, the implementation of independence principles must pay attention to the provisions of Article 32 paragraph (5) of Law Number 3 Year 2009 concerning the Second Amendment to Law Number 14 Year 1985 concerning the Supreme Court, that in carrying out its duties and functions, the Supreme Court must not reduce the judge's freedom in examine and decide cases.

Based on this, then in a judge, he has two positions, First a judge as a government apparatus (state official) and the Second, judges as judges (case examiners). In the judge as judges (case examiners), he must explore, follow, and understand the legal values and sense of justice that lives in society, while in the judge as a state / government apparatus, he is state officials under the Supreme Court, in this condition the judge must obey the rules in place are sheltered. Provisions in Article 32 paragraph (5) of Law Number 3 Year 2009, if connected with the authority of the Supreme Court to issue a circular letter, there are restrictions on the establishment of a circular letter in the Supreme Court, that the Supreme Court circular letter may not affect the judge in making a decision for the case he is examining.

5 Conclusion

The Supreme Court as the perpetrator of the judicial power has the authority to issue a circular letter. The establishment of a circular letter must pay attention to the principle of

independence of the power of the judiciary, therefore the circular issued must not limit the independence of the judge to impose a decision on the case he examined.

References

- [1] BZ Tamanaha, Sing.JLS, (2012)
- [2] Antik Bintari, JIP, **2,2** (2016)
- [3] C Juiz, Et.Al, OJAcct, **3** (2014)
- [4] Kevin Angkouw, Administratum, **6**, 1 (2008)
- [5] AYasir, *Hukum Perundang-undangan* (Lembaga Penelitian universitas Lampung, Lampung, 2008)
- [6] B Manan, *Teori dan Politik Konstitusi* (FH UII Press, Yogyakarta, 2003)
- [7] I Gde Pantja Astawa, Suprin Na'a, *Dinamika Hukum dan Ilmu Perundang-undangan di Indonesia* (Alumni, Bandung, 2008)
- [8] B. Manan and K. Magnar, *Beberapa Masalah Hukum Tata Negara Indonesia* (Penerbit Alumni, Bandung, 1997)
- [9] WJ Ekundayo, IJHSS, **7**, 5 (2017)
- [10] SV-Doorgapersad, IJBM, **9**, 1 (2017)



Certificate

This is to certify that

Rahadi Wasi Bintoro

Has participate as

Presenter

In the 1st International Conference on Law, Governance and Social Justice (ICoL Gas)

Faculty of Law, Jenderal Soedirman University

September 25th - 26th, 2018 | Java Heritage Hotel, Purwokerto, Indonesia


Dean Faculty of Law
Jenderal Soedirman University
Prof. Dr. Ade Marwan Subertan, S.H., M.Sc.
NIP. 196707111995121001


Chair of Organizing Committee

Prof. Dr. Agus Raharjo, S.H., M.Hum.
NIP. 197108101998021001



Standard Issuance of Circular Letters in The Implementation Of Judicial Power

Rahadi Wasi Bintoro^{1,*}, Abdul Shomad², Trisadini Prasastinah Usanti²

¹Department of Procedural Law, Faculty of Law Universitas Jenderal Soedirman, Purwokerto, Indonesia

²Department of Private Law, Faculty of Law Universitas Airlangga, Surabaya, Indonesia

³Department of Private Law, Faculty of Law Universitas Airlangga, Surabaya, Indonesia

Abstract. Circular issued by state institutions in the framework of the *freies ermesen* principle. Circular in administrative law is known as policy regulation/ *beleidsregel*. The Supreme Court as a state institution also has the authority to issue circular letters. This paper focused on the standard circular issued by the Supreme Court. This paper was legal research that was carried out with the statute approach and conceptual approach. Based on the analysis, circulars issued by the supreme court contained restrictions, namely that they should not influence the judge in examining the case.

Keywords: state institution, *freies ermesen* principles, circular letter, judge independence

1 Introduction

In the concept of the rule of law^[1], all actions taken must rely on the law. One of the legal products is legislation. In order to regulate the establishment of a law and regulation, Law Number 12 Year 2011 concerning the Establishment of Legislation is established. In fact, agency or official of the State Administrative often take a variety of specific policy measures, such as creating a policy regulation (*beleidsregel*). This product is inseparable from the connection of the use of *freies ermesen* principles, that is the actions of the government (state administration) which requires freedom to be able to act on its own initiative, especially in resolving issues that require immediately because the regulations for the resolution of the problem do not yet exist.

Policy regulations that are usually outlined in the form of circulars^[2] are also needed in carrying out the duties and functions of the Supreme Court as part of the government. Keep in mind, that Government is a state tool that can be interpreted broadly and in a narrow sense. Government in a broad sense includes all state apparatus, which occurs from the branches of the executive, legislative and judicial powers or other state apparatus that act for and on behalf of the state, while the Government can also be interpreted in the narrow sense of the implementation of office executive or more importantly, the government as the organizer of

* Corresponding author: rahadiwasibintoro@gmail.com

state administration. In the context of government in this broad sense, the concept of good governance^[3] is also attached to the supreme court. The Supreme Court is one of the perpetrators of judicial power^[4] in Indonesia, which includes the principle of independence in carrying out the duties and functions of the power of the judiciary.

2 Objective of the Study

Based on this explanation, this paper focuses on the standard circular letter as a *belleids regel* in carrying out the duties and functions of the judicial authority in the Supreme Court.

3 Methodology

This paper is a legal research that uses a legislative approach, and a conceptual approach. The sources of law in this paper come from laws and regulations, especially those relating to the judicial authority, as well as the literature related to the legal issues raised. Analysis is carried out qualitatively.

4 Discussion

Circular or *belleidsregel* in doctrine is considered as quasi-legislation. quasi-legislation plays an important role in government bureaucracies everywhere in the world, including in Indonesia. Quasi-legislation is a form of public legal instrument used to carry out tasks previously regulated in general in a law. Therefore, this arrangement is still general/ abstract, so a circular is needed for the implementation phase.

Circular in administrative law is known as policy regulation, the discussion of its is inseparable from the theory of legislation. The terminology of the legislation comes from the term *wettelijke regels* or *wettelijke regeling*. The term *wet* (law) in Dutch law has two meanings,^[5] First, *wet in fomele zin* (law in a formal sense) is any government decision which includes laws based on the form and manner of its formation; Second, *wet in materiele zin* (legislation in a material sense), namely the decision of the government / authorities which is seen based on the content or substance directly binding on the population or a particular area, for example: government regulations, presidential regulations, ministerial regulations, regional regulations and so on.

Bagir Manan^[6] provides an understanding of laws and regulations as a written legal rule made by an authorized official or an authorized position environment that contains abstract and general rules of conduct. Whereas according to I Gde Pantja Astawa^[7] which is called the state regulation (*staatsregelings*) is a broad decision (*besluiten*) qualified in 3 (three) groups namely: First, *Wettelij regeling* (laws and regulations), such as the Constitution, laws, government regulations in lieu of laws, government regulations, presidential regulations, ministerial regulations, regional regulations, etc.; Second, *Beleidsregels* (policy regulations), such as instructions, circulars, announcements and others; and Third, *Beschikking* (determination), such as a decree.

Policy regulations (*beleidsregel*, *spiegelsrecht*, *pseudowetgeving* or policy regulation) are rules made by the government as state administrations whose implementation of its authority is not based on the provisions of the of legislation but based on the principle of freedom on action (*beleidsvrijheid* or *vrijheid beoordelings*) or *Freies Ermessen*. Bagir Manan^[8] gave several notes regarding policy regulations as follows: First, Policy regulations are not one form or type of legislation; Second, The implementation of the policy is not contained in the form of legislation, because policy makers do not have legislative authority (both attribution and delegation); Third, As a "rule" that is not a legislation product, policy regulations are not

directly legally binding but contain legal relevance; Fourth, Policy regulations are basically addressed to the state administration agency or official; Fifth, The making of policy regulations is needed in order to ensure compliance with the principles of law; Sixth, the form of policy regulation is a declaration formulated in general and written. Two main forms of policy regulation, First: policy regulations that are made and applicable to the policy makers themselves. Second: policy regulations that are made and apply to administrative bodies or officials who are subordinate to policy makers; Seventh, Policy regulations are not laws and regulations, so the principles of law and concept of judicial review cannot be applied to policy regulations; Eight, The making of policy regulations is based on *Freies Ermessen* Principles. Testing of policy regulations is more directed to the *doelmatigheid* and therefore the test instrument is general principles of good governance^{[9] [10]}; Ninth, Policy regulations are based on legal principles, if not, then it is arbitrary.

The Supreme Court in carrying out the duties and functions of the judicial authority, also has the authority to issue circular letters. However, in conducting quasi- legislation in the field of judicial power, it is necessary to pay attention to the principle of independence which is the basic principle of judicial power. The principle of independence of the judicial power is regulated in Article 24 paragraph (1) of the 1945 Constitution that the judicial power is an independent power to conduct justice in order to enforce law and justice. This independence is reaffirmed in Article 1 number 1 of Act Number 48 Year 2009, that "Judicial Power is the power of an independent state to hold a judiciary to enforce law and justice based on Pancasila and the 1945 Constitution of the Republic of Indonesia, for the implementation of the State Republic of Indonesia Law ", then Article 3 paragraph (1) of Law Number 48 of 2009 stipulates that "In carrying out its duties and functions, judges and constitutional judges must maintain judicial independence". in its explanation what is meant by "judicial independence" is free from outside interference and free from all forms of pressure, both physical and psychological.

The independence of judicial power then realized in administrative independence, financial independence and organizational independence. This is stated in Article 21 paragraph (1) of Law Number 48 of 2009 concerning judicial power that has granted authority to the Supreme Court to regulate its own organization, administration and even financial. However, the implementation of independence principles must pay attention to the provisions of Article 32 paragraph (5) of Law Number 3 Year 2009 concerning the Second Amendment to Law Number 14 Year 1985 concerning the Supreme Court, that in carrying out its duties and functions, the Supreme Court must not reduce the judge's freedom in examine and decide cases.

Based on this, then in a judge, he has two positions, First a judge as a government apparatus (state official) and the Second, judges as judges (case examiners). In the judge as judges (case examiners), he must explore, follow, and understand the legal values and sense of justice that lives in society, while in the judge as a state / government apparatus, he is state officials under the Supreme Court, in this condition the judge must obey the rules in place are sheltered. Provisions in Article 32 paragraph (5) of Law Number 3 Year 2009, if connected with the authority of the Supreme Court to issue a circular letter, there are restrictions on the establishment of a circular letter in the Supreme Court, that the Supreme Court circular letter may not affect the judge in making a decision for the case he is examining.

5 Conclusion

The Supreme Court as the perpetrator of the judicial power has the authority to issue a circular letter. The establishment of a circular letter must pay attention to the principle of

independence of the power of the judiciary, therefore the circular issued must not limit the independence of the judge to impose a decision on the case he examined.

References

- [1] BZ Tamanaha, Sing.JLS, (2012)
- [2] Antik Bintari, JIP, **2**,2 (2016)
- [3] C Juiz, Et.Al, OJAcct, **3** (2014)
- [4] Kevin Angkouw, Administratum, **6**, 1 (2008)
- [5] AYasir, *Hukum Perundang-undangan* (Lembaga Penelitian universitas Lampung, Lampung, 2008)
- [6] B Manan, *Teori dan Politik Konstitusi* (FH UII Press, Yogyakarta, 2003)
- [7] I Gde Pantja Astawa, Suprin Na'a, *Dinamika Hukum dan Ilmu Perundang-undangan di Indonesia* (Alumni, Bandung, 2008)
- [8] B. Manan and K. Magnar, *Beberapa Masalah Hukum Tata Negara Indonesia* (Penerbit Alumni, Bandung, 1997)
- [9] WJ Ekundayo, IJHSS, **7**, 5 (2017)
- [10] SV-Doorgapersad, IJBM, **9**, 1 (2017)

**PROCEEDING THE 1ST INTERNATIONAL CONFERENCE ON LAW, GOVERNANCE AND SOCIAL JUSTICE
(ICOL GAS 2018)**

SEPTEMBER 25 -26, 2018, PURWOKERTO, CENTRAL JAVA, INDONESIA

Chairman

Prof. Dr. Agus Raharjo (Jenderal Soedirman University)

Steering Committee

1. Associate Prof. Rohaida Nordin (Universiti Kebangsaan Malaysia)
2. Dr. (L.G.H.) Laurens Bakker (University of Amsterdam, Netherland)
3. Prof. Jaco Barkhuizen (University of Limpopo, South Africa)
4. Prof. Dr. Sudjito (Gadjah Mada University Indonesia)
5. Prof. Dr. Muhammad Fauzan (Jenderal Soedirman University, Indonesia)

Reviewer

1. Assistant Prof. Dr. Punchada Sirrivunabood (Mahidol University, Thailand)
2. Prof. Dr. F.X. Adji Samekto (Diponegoro University, Indonesia)
3. Prof. Dr. Hibnu Nugroho (Jenderal Soedirman University, Indonesia)
4. Prof. Dr. Irwansyah (Hassanudin University, Indonesia)
5. Prof. Dr. Khuzaifah Dimyati (Muhammadiyah Surakarta University, Indonesia)
6. Arie Afriansyah, Ph.D. (Universitas Indonesia, Indonesia)
7. Heru Susetyo, Ph.D. (Universitas Indonesia, Indonesia)
8. Dr. Tedi Sudrajat (Jenderal Soedirman University, Indonesia)
9. Dr. Riris Ardhanariswari (Jenderal Soedirman University, Indonesia)
10. Dr. Rahadi Wasi Bintoro (Jenderal Soedirman University, Indonesia)
11. Dr. Hermansyah (Tanjungpura University, Indonesia)

Foreword

On behalf of Faculty of Law Jenderal Soedirman University, I would say thank you to all scientists, practitioner, and delegation from various institutions who attended the 1st International Conference on Law, Governance, and Social Justice (ICoL GaS) 2018. This is the first conference held independently since the birth of Law Faculty in 1981.

The idea of organizing 1st ICoL GaS 2018 is based on strong willingness to bring together all scientists and practitioner for solving national issues. In this first conference, the big theme that carried is Law Issues, Governance, and Social Justice. The problem in these three fields are often disturbing the nation in achieving their goals, that is fair and prosperous citizen.

I hope this proceeding can accommodate the ideas from the scientists and practitioner, conference participants and also spread it. We hope you can enjoy this 1st ICoL GaS.

Finally, we want to say thank you to all presenter with their willingness and joyfulness send and present their final result or current thinking. Also all non-presenter audience who following this event until finished and contributing the thoughts. Your attendance and presence make this conference held.

Prof. Dr. Ade Maman Suherman, S.H., M.Sc
Dean of Faculty of Law, Jenderal Soedirman University

Preface

Dear Author(s), 1st ICoL GaS participant, esteemed Readers,

First of all, from the deepest of my heart, I would say thank you to all participants in the 1st ICoL GaS 2018, held by Faculty of Law, Jenderal Soedirman University, Purwokerto, Central Java Indonesia at Java Heritage Hotel, Purwokerto, Central Java, Indonesia.

Every day, we watch both in TV or Internet, various problem in Indonesia obstructing the progress and goals of the country's achievement, to become Fair and Prosperous citizen. In the other side, the development of the global political environment influences the potentially to state policies as well as challenges in the implementation of fair governance. These important problems require solutions.

The paper on this proceeding are the chosen paper from around 250 papers who entered to the committee and were selected by our scientific ICoL GaS committee. These papers have presented on 1st ICoL GaS 2018, September 25 – 26, 2018, came from the key note speakers, academic experts, and practitioners who come from various country and regions. There are a lot of brilliant thinking from the participants written in their papers, and hopefully these papers can give the contribution for the nations in solving various issues as mentioned above, especially in the law, governance, and social justice fields.

We would say thank you to all contributors who have patiently waiting the review result and fix it. We also would say thank you to the Editor team, lay out, and English editors who have reviewing the incoming article patiently and detail, and the result of their works is proceeding 1st ICoL GaS served in front of us.

Kami berharap kalian bisa menikmati pertemuan ini dan dapat berjumpa kembali dalam suasana yang lebih semangat, bersahabat dan berbahagia pada penyelenggaraan 2nd ICoL GaS 2019 nantinya.

We hope you can enjoy this conference and meet again in more friendly, hilarious, and happiness of further 2nd ICoL GaS 2019.

Prof. Dr. Agus Raharjo, S.H., M.Hum
Chairman

[All issues](#) ▶ Volume 54 (2018)

[◀ Previous issue](#)

[Table of Contents](#)

[Next issue ▶](#)

Free Access to the whole issue

SHS Web of Conferences

Volume 54 (2018)

The 1st International Conference on Law, Governance and Social Justice (ICoL GaS 2018)

Purwokerto, Indonesia, September 25-26, 2018

A. Raharjo and T. Sudrajat (Eds.)

Export the citation of the selected articles [Export](#)
[Select all](#)

[Open Access](#)

About the conference

Published online: 14 November 2018

[PDF \(111 KB\)](#)

[Open Access](#)

Statement of Peer review

Published online: 14 November 2018

[PDF \(46.7 KB\)](#)

✓ Gender, Minority and Human Right

✓ Administrative Law

✓ Local Wisdom

✓ Business, Comercial and Corporate Law

✓ Criminal Justice System

✓ Criminal Law

- *Constitutional Law*

 Open Access

[Analysis of Reduction of Authority of The Constitutional Court Through The Law on General Election](#) 01001

Budiman N.P.D Sinaga and Sahat H.M.T Sinaga

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185401001>

[PDF \(169.8 KB\)](#) | [References](#)

 Open Access

[The Development of Regional-Head Election Concept without Suspect](#) 01002

Muhammad Anwar Tanjung, Retno Saraswati and Lita Tyesta ALW

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185401002>

[PDF \(256.3 KB\)](#) | [References](#)

 Open Access

[The Settlement of Boundary Disputes Through Testing of Legislation in Indonesia](#) 01003

Suparto and Rahdiansyah

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185401003>

[PDF \(215.5 KB\)](#) | [References](#)

 Open Access

[Correlation Between Constitutional Changes and Development Paradigm on Regional Development Planning](#) 01004

Titut Amalia, Yos Johan Utama and Ani Purwanti

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185401004>

[PDF \(251.6 KB\)](#) | [References](#)

 Open Access

[Local Regulation Cancellation Mechanism and its Legal Consequence based on *Lex Superiori Deregot Legi Inferiori* Principle in Economy](#) 01005

Asri Agustiwi, Isharyanto and Hartiwiningsih

[PDF \(261.1 KB\)](#) | [References](#)

☐ Open Access

[The Position of President and Vice President of Republic of Indonesia, After 3rd Amendment Constitution 1945, Correlated with The 4th Principle of Pancasila](#) 01006

Yoyon Mulyana Darusman

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185401006>

[PDF \(233.7 KB\)](#) | [References](#)

- Gender, Minority and Human Right

☐ Open Access

[Migrant Workers' Village as an Effort to Strengthen The Rights of Indonesian Migrant Workers](#) 02001

Devi Rahayu

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185402001>

[PDF \(169.0 KB\)](#) | [References](#)

☐ Open Access

[Legal Protection of Children with HIV that Infected from Mother Transmission in Perspective on Human Rights \(Case Study in Cianjur District\)](#) 02002

Trini Handayani and Tanti Kirana Utami

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185402002>

[PDF \(236.1 KB\)](#) | [References](#)

☐ Open Access

[Government and Aesthetic Beauty Clinic's Responsibility in Fulfilling the Citizens' Constitutional Right to the Service of Aesthetic Beauty Clinic in Indonesia](#) 02003

Siska Diana Sari, I Gusti Ayu Ketut Rachmi Handayani and Pujiyono

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185402003>

[PDF \(204.7 KB\)](#) | [References](#)

☐ Open Access

[Rethinking Cadar Banning in Indonesia's Higher Education: Questioning Freedom of Religion and Positioning Fear of Radicalism](#) 02004

Budi Kurniawan

[PDF \(223.7 KB\)](#) | [References](#)

 Open Access

[A Gap Between Right to Live Protection and Death Penalty in Indonesia \(Judges Decision on Cases Threatened Death Penalty\)](#) 02005

Febrian, Nurhidayatulloh, Helena Primadianti, Ahmaturrahman and Fatimatuz Zuhro

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185402005>

[PDF \(197.6 KB\)](#) | [References](#)

 Open Access

[The Attempt to Human Rights Protection Through Judicial Review in Indonesia](#) 02006

Riris Ardhanariswari, Muhammad Fauzan and Ahmad Komari

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185402006>

[PDF \(147.7 KB\)](#) | [References](#)

 Open Access

[The Importance of Female Judge Representation in the Constitutional Court of Indonesia to Achieve Gender Equality during Judicial Review Procedure](#) 02007

Natasya Fila Rais

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185402007>

[PDF \(146.5 KB\)](#) | [References](#)

 Open Access

[A Review of The “Head Of The Family” Concept From The Family Law, Gender Perspective](#) 02008

Wahyuni Retnowulandari

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185402008>

[PDF \(319.8 KB\)](#) | [References](#)

 Open Access

[Gender-based Religious Democracy: A Study of Umi Azizah’s Winning and Women Political Movement of Tegal Regent Election in 2018](#) 02009

Zaki Mubarak

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185402009>



Open Access

[Legal Politic of Gender Responsive Election System \(A Concept\)](#) 02010

Ristina Yudhanti, Adi Sulistiyono and Isharyanto

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185402010>

[PDF \(189.1 KB\)](#) | [References](#)



Open Access

[The Importance of Revising Policy of Minimum Age of Marriage: A Philosophical, Sociological and Juridical Argumentation](#) 02011

Siti Rofiah

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185402011>

[PDF \(221.5 KB\)](#) | [References](#)



Open Access

[Pancasila as a Scientific Paradigm for Studying Legal Pluralism in Indonesia: a Literary Perspective](#) 02012

Sudjito and Tatit Hariyanti

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185402012>

[PDF \(197.5 KB\)](#) | [References](#)

- Administrative Law



Open Access

[The Existence of Legal Protection of Citizens to Government Action in Making Decision of State Administrative](#) 03001

Enny Agustina

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403001>

[PDF \(135.7 KB\)](#) | [References](#)



Open Access

[Quo Vadis Reclamation Policy Development Bay Of Jakarta](#) 03002

Trubus Rahardiansah

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403002>

[PDF \(122.3 KB\)](#) | [References](#)

[Design of Social Justice In Administrative Courts](#) 03003

Indriati Amarini

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403003>

[PDF \(183.7 KB\)](#) | [References](#)

 Open Access

[Preventing Maladministration on Issuing Mining License \(a Case Study in Southeast Sulawesi, Indonesia\)](#) 03004

Oheo K. Haris, Rizal Muchtasar and Sahbudin

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403004>

[PDF \(323.8 KB\)](#) | [References](#)

 Open Access

[The Analysis of Administrative Law to the Government Policy about Tax Exemption of Waqf Land Certification](#) 03005

Islamiyati, R. Bondan Agung Kardono and Aditya Wirawan

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403005>

[PDF \(189.4 KB\)](#) | [References](#)

 Open Access

[The Role of Administrative Court in Settlement Administrative Dispute of General Election.](#) 03006

Ayu Putriyanti

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403006>

[PDF \(145.2 KB\)](#) | [References](#)

 Open Access

[State Administrative Court as a Means to Realize Justice](#) 03007

Weda Kupita

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403007>

[PDF \(148.0 KB\)](#) | [References](#)

 Open Access

[Privatization of State Owned Enterprises in The Welfarestate Perspective](#) 03008

Tuti Widyaningrum and Rike Yunita Budi Hutami

[PDF \(107.1 KB\)](#) | [References](#)



Open Access

[The Dynamics of Paddy Land Legal Policy in Indonesia](#) 03009

Sri Wahyu Handayani, Siti Kunarti and Supriyanto

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403009>

[PDF \(181.3 KB\)](#) | [References](#)



Open Access

[Harmonization of Granting Land Rights for Investment in Land-Law Perspectives in Indonesia](#) 03010

Fifik Wiryani, Mokhammad Najih, Rizkahana Yuliansari and Asri Rezki Saputra

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403010>

[PDF \(180.9 KB\)](#) | [References](#)



Open Access

[The Moral Panic of Environmental Crime in the Geothermal Exploration Project in Banyumas](#) 03011

Arif Awaludin

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403011>

[PDF \(284.8 KB\)](#) | [References](#)



Open Access

[Community Knowledge Related to Mangrove Conservation Law Products](#) 03012

Eny Sulistyowati and Pudji Astuti

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403012>

[PDF \(94.25 KB\)](#) | [References](#)



Open Access

[The Use of Forest Areas for Infrastructure Development under Leasehold Forest Area License: A Sustainable Development Perspective](#) 03013

Suhadi

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403013>

[PDF \(148.6 KB\)](#) | [References](#)

[The Effectiveness of Hospital Accreditation Implementation as a Protection Effort on Patient Information Rights](#) 03014

Anggraeni Endah Kusumaningrum

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403014>

[PDF \(161.9 KB\)](#) | [References](#)

 Open Access

[Fraud in Healthcare Service](#) 03015

Dara Pustaka Sukma, Adi Sulistiyono and Widodo Tresno Novianto

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403015>

[PDF \(178.9 KB\)](#) | [References](#)

 Open Access

[Legal Analysis of Hospital Dispute Settlement through Mediation by Provincial Hospital Supervisory Board \(BPRS\)](#) 03016

Nurani Ajeng Tri Utami

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403016>

[PDF \(101.8 KB\)](#) | [References](#)

 Open Access

[Transformation of Social Security Administrative Body \(BPJS\) within Social Security Reform in Indonesia](#) 03017

Siti Kunarti, Tedi Sudrajat and Sri Wahyu Handayani

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403017>

[PDF \(162.5 KB\)](#) | [References](#)

 Open Access

[Discretion as Freedom of Action in Administering Governance](#) 03018

Siti Kunarti and Kartono

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403018>

[PDF \(241.1 KB\)](#) | [References](#)

 Open Access

[Legal Issues in The Implementation of National Social Security System on Labour in Indonesia](#) 03019

Tedi Sudrajat, Siti Kunarti and Abdul Aziz Nasihuddin

[PDF \(156.9 KB\)](#) | [References](#)

☐ Open Access

[Agrarian Justice and Indonesian Law](#) 03020

Laurens Bakker

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403020>

[PDF \(361.3 KB\)](#) | [References](#)

☐ Open Access

[Standard Issuance of Circular Letters in The Implementation Of Judicial Power](#) 03021

Rahadi Wasi Bintoro, Abdul Shomad and Trisadini Prasastinah Usanti

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185403021>

[PDF \(139.5 KB\)](#) | [References](#)

- Local Wisdom

☐ Open Access

[The Prevention of Victim Precipitation in the Criminal Acts of Fornication and Coition Against Children](#) 04001

Rani Hendriana

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185404001>

[PDF \(172.6 KB\)](#) | [References](#)

☐ Open Access

[Local Economic Development Manifesto: Policy Analysis on the Implementation of Village-Owned State Enterprises](#) 04002

Ulil Afwa

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185404002>

[PDF \(302.4 KB\)](#) | [References](#)

☐ Open Access

[Strengthening Indigenous Law to Make a Sustainable Development of the Coastal Area and Small Islands in Indonesia](#) 04003

Nurul Huda, A.H. Asy'ari T., Yusuf Saefudin and Muhammad Bahrus Syakirin

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185404003>

[PDF \(239.7 KB\)](#) | [References](#)


[An Analysis of the Justice Values to Legal Protection for Traditional People from Coastal Reclamation Threat in Coastal Areas](#) 04004

Rina Yulianti, Safi and Murni

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185404004>

[PDF \(193.8 KB\)](#) | [References](#)

 Open Access

[Social Work Penalty as the Alternative of Imprisonment](#) 04005

Kuat Puji Prayitno, Dwi Hapsari Retnaningrum and Rani Hendriana

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185404005>

[PDF \(173.3 KB\)](#) | [References](#)

 Open Access

[Dialogue Model For Resolving Freedom of Religion Conflict](#) 04006

Rini Fidiyani and Erni Wulandari

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185404006>

[PDF \(189.4 KB\)](#) | [References](#)

- *International Law*

 Open Access

[Violation on State Sovereignty by Military and Paramilitary Activities on Nicaragua vs United States Case](#) 05001

Nina Zainab, Dewa Nyoman Agung Noviardi and Fadilla Farhan Eka Buana ZK

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185405001>

[PDF \(158.8 KB\)](#) | [References](#)

 Open Access

[The Cultural Genocide in Australia: A Case Study of the Forced Removal of Aborigine Children from 1912-1962](#) 05002

Nuriyeni Kartika Bintarsari

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185405002>

[PDF \(200.6 KB\)](#) | [References](#)

 Open Access

[Illegal, Unreported, and Unregulated Fishing as Transnational Organized Crimes](#) 05003

DOI: <https://doi.org/10.1051/shsconf/20185405003>

[PDF \(188.0 KB\)](#) | [References](#)

 Open Access

[Analysis of International Law on Human Trafficking with Children as The Victims](#) 05004

Noer Indriati

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185405004>

[PDF \(247.0 KB\)](#) | [References](#)

 Open Access

[Construction of International Threat on UN Charter to Prevent an Unjust War](#) 05005

Arief Rachman Hakim, Elisabeth Septin Puspoayu and Dananggana Satriatama

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185405005>

[PDF \(198.3 KB\)](#) | [References](#)

 Open Access

[Accountability: State Capacity in Upholding the Rights of Indigenous Peoples in Malaysia](#) 05006

Rohaida Nordin

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185405006>

[PDF \(248.4 KB\)](#) | [References](#)

 Open Access

[Intolerance Acts in Philippines and Indonesia: a Comparative Study](#) 05007

Clara Ignatia Tobing and Nestor C. Nabe

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185405007>

[PDF \(280.9 KB\)](#) | [References](#)

 Open Access

[Paradoxical Analysis of the Existence of the Indonesian Archipelagic Sea Lane Against the Ideal of the World Maritime Axis](#) 05008

Siti Merida Hutagalung and Ruth Hanna Simatupang

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185405008>

[PDF \(171.3 KB\)](#) | [References](#)

[Comparative Legal Research : Consumer Legal Term In The Article 1 Number 2, Law No. 8, 1999 – Indonesia VS. Chapter I Article 2, Law No. 8078 – Brazil](#) 05009

Junita Kaseme Tan, Dennis Darmawan Jo, Arni Winarsih, Kiki Kusumawati and Yongki Sidharta Gunawan

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185405009>

[PDF \(195.5 KB\)](#) | [References](#)

- Business, Comercial and Corporate Law

 Open Access

[Legal Responsibilities of the Boards of Directors of Persero State-Owned Enterprises Agency towards Losses Conducted by Directors' Loss](#) 06001

Susanto

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185406001>

[PDF \(229.1 KB\)](#) | [References](#)

 Open Access

[Implementation of Personality Principle in the Termination of Village Ground Treasure Utilization No. 143/1728 Between PB. Rancah Karya and Catur Tunggal Village Government](#) 06002

Umar Haris Sanjaya and Tedy Kuswara

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185406002>

[PDF \(264.7 KB\)](#) | [References](#)

 Open Access

[Fintech Indonesia User Legal Protection in Balance Borrowing Money Based on Information Technology](#) 06003

Sulistiyandari

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185406003>

[PDF \(139.0 KB\)](#) | [References](#)

 Open Access

[Insolvency within Bankruptcy: The Case in Indonesia](#) 06004

M Fauzi

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185406004>

[PDF \(185.4 KB\)](#) | [References](#)

[Private Port and Shipyard Operation in Padalarang Central Sulawesi](#) 06005

Agus Lanini

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185406005>

[PDF \(156.3 KB\)](#) | [References](#)

☐ Open Access

[The Development of Tax Law Application Formula in Indonesia from IRAC into IREAC](#) 06006

Agus Suharsono and Burhanudin Harahap

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185406006>

[PDF \(324.8 KB\)](#) | [References](#)

☐ Open Access

[Government Policies To Improve Tobacco Farmers Business Results](#) 06007

Hezron Sabar Rotua Tinambunan and Hananto Widodo

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185406007>

[PDF \(149.2 KB\)](#) | [References](#)

☐ Open Access

[Model of Entrepreneurship for People with Disabilities](#) 06008

S Eko Putro Widoyoko, Budi Setiawan, Khabib Sholeh and Muh. Ibnu Shina

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185406008>

[PDF \(274.3 KB\)](#) | [References](#)

☐ Open Access

[Empowerment of Small to Medium Enterprises using Franchise Takeover Model](#) 06009

Dewi Sulistianingsih, Pujiono and Rini Fidiyani

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185406009>

[PDF \(184.6 KB\)](#) | [References](#)

☐ Open Access

[Legal Protection for Consumers on Unlabelled Processed Food from Seaweed in Brebes Regency](#) 06010

Dwi Edi Wibowo and Benny Diah Madusari

Published online: 14 November 2018



Open Access

[Legal Protection for Consumers in On Sale Purchase Agreement](#) 06011

Dharu Triasih, B. Rini Heryanti and Endah Pujiastuti

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185406011>

[PDF \(102.6 KB\)](#) | [References](#)



Open Access

[The Political Law of Government in Responding to The Development of Online Transportation in Indonesia](#) 06012

Ashintia Sekar Bidari

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185406012>

[PDF \(112.8 KB\)](#) | [References](#)



Open Access

[Legal Protection on Indigenous Herbs of Madura through Geographical Indications](#) 06013

Habib Adjie, Tanudjaja, Woro Winandi and Moh. Saleh

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185406013>

[PDF \(236.4 KB\)](#) | [References](#)



Open Access

[Legal Protection of the Registered Trademark Owner in the Constitutive System \(First to File\) in Indonesia](#) 06014

Raden Murjiyanto

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185406014>

[PDF \(176.7 KB\)](#) | [References](#)



Open Access

[The Importance of Sea Boat as a Supporting Transportation Facility for People and Goods](#) 06015

Elfrida R Gultom

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185406015>

[PDF \(167.2 KB\)](#) | [References](#)

 Open Access

[Legal Philosophy of Pancasila as The Paradigm of The Criminal Justice System: A Philosophical Criticism for the Loss of a Sense of Humanity](#) 07001

Rocky Marbun, Abdul Hakim and M. Adystia Sunggara

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185407001>

[PDF \(218.8 KB\)](#) | [References](#)

 Open Access

[Criticism of The Juridical Positivism Paradigm on The Meaning of Pornography In The Judge Mindset](#) 07002

Erni Wulandari and Rini Fidiyani

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185407002>

[PDF \(152.1 KB\)](#) | [References](#)

 Open Access

[Optimization of The Role of State Storehouse for Seized Goods \(RUPBASAN\) Expansion of The Authority in The Perspective of Integrated Criminal Justice System](#) 07003

Irma Cahyaningtyas

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185407003>

[PDF \(195.2 KB\)](#) | [References](#)

 Open Access

[The Dominance and Influence of Positivism Paradigm on Judicial Decision Making](#) 07004

Tri Laksmi Indreswari

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185407004>

[PDF \(199.2 KB\)](#) | [References](#)

 Open Access

[Cyber Bullying Among Law Student: How They Deal With It, Understand and Apply The Law](#) 07005

Antonius PS Wibowo

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185407005>

[PDF \(269.5 KB\)](#) | [References](#)

 Open Access

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185407006>

[PDF \(192.0 KB\)](#) | [References](#)

 Open Access

[Supporting and Inhibiting Factors the Application of Diversion Programs to Cases of Child Sexual Violence in the Juvenile Justice System in Indonesia](#) 07007

Setya Wahyudi and Angkasa

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185407007>

[PDF \(273.5 KB\)](#) | [References](#)

 Open Access

[Sex Massage Therapy at Spa: A New Form of Prostitution](#) 07008

I Wayan Gde Wiryawan and Dewi Bunga

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185407008>

[PDF \(135.5 KB\)](#) | [References](#)

 Open Access

[Corporate Criminal Liability Under the *Reactive Corporate Fault* to Achieve *Good Corporate Governance* in Indonesia](#) 07009

Budi Suhariyanto

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185407009>

[PDF \(118.1 KB\)](#) | [References](#)

 Open Access

[Termination of Pretrial Process upon Commencement of the Subject Matter in the Indonesian Criminal Justice System Perspective](#) 07010

Tolib Effendi and Ria Karlina Lubis

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185407010>

[PDF \(193.7 KB\)](#) | [References](#)

 Open Access

[Revitalization of Customary Court in the Juvenile Criminal Justice System in Indonesia](#) 07011

Nur Rochaeti and Rahmi Dwi Sutanti

[PDF \(192.5 KB\)](#) | [References](#)

 Open Access

[Access to Justice for the Disability Women as Victims in the Criminal Justice System](#) 07012

Cahya Wulandari

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185407012>

[PDF \(199.1 KB\)](#) | [References](#)

 Open Access

[The Prevention of Gratification in the District Court](#) 07013

Hibnu Nugroho

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185407013>

[PDF \(207.7 KB\)](#) | [References](#)

- Criminal Law

 Open Access

[Problems of Diversion System Application in The Case of Children as Actorscrime of Narcotics are Based Restorative Justice](#) 08001

Frans Simangunsong

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408001>

[PDF \(178.6 KB\)](#) | [References](#)

 Open Access

[Rehabilitation of Juvenile Throughtout Diversion Institution As an Effort of Recidive Offenses on Juvenile Offenders](#) 08002

AM. Endah Sri Astuti, Untung Sri Hardjanto and Yasrina Ziliwu

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408002>

[PDF \(208.4 KB\)](#) | [References](#)

 Open Access

[Problems in Deciding the Case of Narcotics Abuse \(The application of Article 127 of Law No. 35 of 2009 on Narcotics\)](#) 08003

Ruby Hadiarti Johny, Rani Hendriana and Dwi Hapsari Retnaningrum

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408003>

[PDF \(181.6 KB\)](#) | [References](#)


[Legal Protection for Cyber Crime Victims on Victimological Perspective](#) 08004

Angkasa

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408004>

[PDF \(210.3 KB\)](#) | [References](#)

 Open Access

[Reforming the Compensation Model to Victims of Crime in Indonesia](#) 08005

Hanafi Amrani

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408005>

[PDF \(226.2 KB\)](#) | [References](#)

 Open Access

[Reconstruction of Integrated Legal System for Protecting the Victims of Domestic Violence in Divorce Cases](#) 08006

Naqiyah and Nita Triana

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408006>

[PDF \(410.8 KB\)](#) | [References](#)

 Open Access


[Legal Assistance by Advocate to Defendant who cannot Afford in Purwokerto](#) 08007

Dessi Perdani Yuris Puspita Sari

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408007>

[PDF \(205.1 KB\)](#) | [References](#)

 Open Access

[The Disappointed of Economic Assistance in Aceh: Study Disempowerment of the Former Free Aceh Movement's Widow](#) 08008

Ristati M. Yahya, Khairawati M. Hanafiah, Nurlela Ima Abdullah and Zulham Ibrahim

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408008>

[PDF \(169.2 KB\)](#) | [References](#)

 Open Access

[Penal Mediation from the Perspective of Criminal Law \(Study of the Settlement of Criminal Cases by Mediation\)](#) 08009

Dwi Hapsari Retnaningrum

[PDF \(163.8 KB\)](#) | [References](#)

 Open Access

[The Tipikor Trial Model Based on IT In implementation of The Hearing on The Islands To Be Fast, Lightweight Cost and Simple](#) 08010

Sulistiyanta, Sebastianus Adi Santoso Mola, Fredyk M Haba Djingi and Fatma Ayu Jati Putri

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408010>

[PDF \(281.5 KB\)](#) | [References](#)

 Open Access

[Children Under the Age as the Victim of Sexual Crimes](#) 08011

Vience Ratna Multi Wijaya

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408011>

[PDF \(214.1 KB\)](#) | [References](#)

 Open Access

[Optimization of The Village Roles in Countermeasure to Criminal Acts of Human Trafficking](#) 08012

Erma Rusdiana, Eny Suastuti and Syamsul Fatoni

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408012>

[PDF \(212.6 KB\)](#) | [References](#)

 Open Access

[Economic Approach to Combat Violence Against Children in Indonesia](#) 08013

Ermania Widjajanti and Rusmilawati Windari

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408013>

[PDF \(250.4 KB\)](#) | [References](#)

 Open Access

[Legal Professions as the Reporting Parties in Anti-Money Laundering Regime: How Can Professions Actively Contribute?](#) 08014

Go Lisanawati, Njoto Benarkah and Yoan Nursari Simanjuntak

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408014>

[PDF \(216.0 KB\)](#) | [References](#)

[Access to Justice for Victims of Structural Violence in Makassar, South Sulawesi](#) 08015

Agus Raharjo, Luthfi Kalbu Adi and Yusuf Saefudin

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408015>

[PDF \(194.6 KB\)](#) | [References](#)

 Open Access

[Non Penal Policy of Terrorism Mitigation in Indonesia](#) 08016

Ali Masyhar

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408016>

[PDF \(204.9 KB\)](#) | [References](#)

 Open Access

[Overcoming Corporal Punishment of Children: an Evaluation Toward Indonesian Penal Policy Nowadays](#) 08017

Rusmilawati Windari, Supanto and Widodo Tresno Novianto

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408017>

[PDF \(299.3 KB\)](#) | [References](#)

 Open Access

[Investigation System Reform in Settling Smuggling Crime](#) 08018

Deaf Wahyuni Ramadhani, Supanto and Hartiwiningsih

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408018>

[PDF \(147.2 KB\)](#) | [References](#)

 Open Access

[Hubbul Waton Minal Iman as Reinforcement Theorem of State Defense in the Context of Terrorism Prevention in Indonesia](#) 08019

Slamet Tri Wahyudi

Published online: 14 November 2018

DOI: <https://doi.org/10.1051/shsconf/20185408019>

[PDF \(223.8 KB\)](#) | [References](#)



RUNDOWN
1st International Conference on Law, Governance and Social Justice
ICoL GaS 2018

Java Heritage Hotel, Purwokerto, Central Java, Indonesia
 September 25-26, 2018

DAY I

Tuesday, September 25, 2018

TIME (WIB)	ACTIVITY	LOCATION
07.30 – 08.30	Registration	Lobby 1 st Floor Java Heritage Hotel
08.30 – 08.40	Art Performance	3 rd Floor Khrisna Ballroom Java Heritage Hotel
08.40 – 08.45	National Anthem Indonesia Raya	
08.45 – 08.50	Recitation of Prayer	
08.50 – 09.30	Opening ceremony and welcoming remarks. 1. Chairperson of organizing committee 2. Dean Faculty of Law Jenderal Soedirman University (Unsoed) 3. Rector Unsoed	
09.30 – 09.45	<ul style="list-style-type: none"> • Mou Signing between Unsoed and University of Limpopo South Africa • Foto Session 	Khrisna Ballroom
09.45 – 09.55	Coffee break	
09.55 – 12.00	Plenary Session 1 1. Prof. Dr. Jaco Barkhuizen University of Limpopo, South Africa 2. Prof. Dr. Sudjito Gadjah Mada University 3. Associate Prof. Dr. Rohaida Nordin Universiti Kebangsaan Malaysia	3 rd Floor Khrisna Ballroom Java Heritage Hotel
12.00 – 13.00	Lunch Break and Pray	Lobby 3 rd Floor Java Heritage Hotel
13.00 – 15.00	Plenary Session 2 1. Prof. Dr. Muhammad Fauzan Jenderal Soedirman University 2. Assistance Prof. Dr. L.G.H. (Laurens) Bakker University of Amsterdam 3. Prof. Dr. Agus Raharjo Jenderal Soedirman University	3 rd Floor Khrisna Ballroom Java Heritage Hotel

INTERNATIONAL CONFERENCE ON LAW, GOVERNANCE AND SOCIAL JUSTICE 2018

15.00 – 15.30	Break	-
15.30 – 19.00	City Tour	Sokaraja Purwokerto
19.00 – 19.30	Break	Java Heritage Hotel
19.30 – 21.00	Gala Dinner	Justisia 3 Hall Faculty of Law Unsoed
DAY II Wednesday, September 26, 2018		
TIME (WIB)	ACTIVITY	LOCATION
07.30 – 08.00	Registration	Lobby 2 nd Floor Java Heritage Hotel
08.00 – 10.00	Parallel session 1 Room 1 Room 2 Room 3 Room 4 Room 5 Room 6	2 nd Floor Arjuna Meeting Room
10.00 – 10.30	Coffee break	Lobby Arjuna Meeting Room
10.30 – 12.30	Parallel session 2 Room 1 Room 2 Room 3 Room 4 Room 5 Room 6	2 nd Floor Arjuna Meeting Room
12.30 – 13.00	Lunch Break and Pray	Java Heritage Hotel
13.00 – 15.00	Parallel session 3 Room 1 Room 2 Room 3 Room 4 Room 5 Room 6	2 nd Floor Arjuna Meeting Room
15.00 – 15.30	Closing Ceremony	1 st floor Yudistira Meeting Room

PARALLEL SESSION
1st INTERNATIONAL CONFERENCE ON LAW, GOVERNANCE
AND SOCIAL JUSTICE (ICoL GaS) 2018
 2nd floor Java Heritage Hotel | Purwokerto | Indonesia

Parallel Session 1

PARALLEL SESSION AND TIME (WIB)	ROOM	TOPIC	PRESENTER
08.00 – 10.00 WIB	1	International law	1. Violation on State Sovereignty by Military and Paramilitary Activities on Nicaragua Vs. United States Case Nina Zainab, Dewa Nyoman Agung Noviardi, and Fadilla Farhan Eka Buana ZK 2. The Cultural Genocide in Australia: A Case Study of the Forced Removal of Aborigine Children From 1912-1962 Nuriyeni Kartika Bintarsari 3. Illegal, Unreported, and Unregulated Fishing as Transnational Organized Crimes Elisabeth Septin Puspoayu and Peni Jati Setyowati 4. Analysis of International Law on Human Trafficking with Child as Victims Noer Indriati 5. Construction of International Threat on UN Charter to Prevent an Unjust War Arief Rachman Hakim, Elisabeth Septin Puspoayu, and Dananggana Satriatama
	2	Criminal Justice System and Law Enforcement	1. Legal Philosophy of Pancasila As The Paradigm of The Criminal Justice System: A Philosophical Criticism for the Loss of A Sense of Humanity Rocky Marbun, Abdul Hakim, and M. Adystia Sunggara 2. Criticism of Juridical Positivism Paradigm on The Meaning of Pornography in the Judge Mindset Erni Wulandari and Rini Fidiyani 3. Optimization of The Role of State Storehouse for Seized Goods (RUPBASAN) Expansion of The Authority in The Perspective of Integrated Criminal Justice System Irma Cahyaningtyas 4. The Dominance and Influence of Positivism Paradigm on Judicial Decision Making Tri Laksmi Indreswari 5. The implementation of Criminal Sanctions toward LGBT through the Qanun in Aceh, Indonesia Muhammad Hamdan, and Eva Syahfitri Nasution 6. Cyber Bullying among Law Student: how they deal with it, understand and apply the law Antonius PS Wibowo
	3	Privat Law and Corporate Law	1. Legal Responsibilities of The Boards of Directors of Persero State-Owned Enterprises Agency Towards Losses Conducted By Directors' Loss Susanto

			<ol style="list-style-type: none"> Implementation of Personality Principle In The Termination of Village Ground Treasure Utilization No. 143/1728 between PB. Rancah Karya dan Catur Tunggal Village Government Umar Haris Sanjaya and Tedy Kuswara Fintech Indonesia User Legal Protection in Balance Borrowing Money Based on Information Tecnology Sulistiyandari Insolvency within Bankruptcy: The Case of Indonesia M Fauzi Private Port and Unlaw Full Operation in Palu Area Central Sulawesi Agus Lanini, Sulbadana and Lembang Palipadang The Development of Tax Law Application Formula in Indonesia from IRAC into IREAC Agus Suharsono and Burhanudin Harahap
	4	Constitutional Law and Decentralization	<ol style="list-style-type: none"> Constitutional Court Existence in Resolving the Internal Disputes of Political Parties in Indonesia (Case Study in Partai Persatuan Pembangunan) Suparto dan Admiral Local Regulation Cancellation Mechanism and its Legal Consequence based on Lex Superiori Deregog Legi Inferiori Principle in Economy Asri Agustiwi, Isharyanto, and Hartiwiningsih The Settlement of Boundary Disputes Through Testing of Legislation in Indonesia Suparto and Rahdiansyah Analysis of Reduction of Authority of The Constitutional Court Through The Law on General Election Budiman N.P.D Sinaga and Sahat H.M.T Sinaga Correlation Between Constitutional changes and Development Paradigm on Regional Development Planing Titut Amalia, Yos Johan Utama, and Ani Purwanti The Development of Concept Of Regional-Head Election Without Suspect Muhammad Anwar Tanjung, Retno Saraswati and Lita Tyesta ALW Legal Politics of Local Government in Democratic Context in Indonesia Anna Triningsih and Oly Viana Agustine The Position of President and Vice President of Republic of Indonesia, After 3rd Amendment Constitution 1945, Correlated with The 4th Principle of Pancasila Yoyon Mulyana Darusman
	5	Human Right	<ol style="list-style-type: none"> Migrant Workers' Village as an Effort to Strengthen The Rights of Indonesian Migrant Workers Devi Rahayu Legal Protection Of HIV Children That Affected From Mother Transmission In Perspective Human Rights (Case Study In Cianjur District) Trini Handayani and Tanti Kirana Utami Government and Esthetic Beauty Clinic's Responsibility in Fulfilling the Citizens' Constitutional Right to the Service of Esthetic Beauty Clinic in Indonesia

			<p>Siska Diana Sari, I Gusti Ayu Ketut Rachmi Handayani, and Pujiyono</p> <p>4. Rethinking Cadar Banning in Indonesia's Higher Education: Questioning Freedom of Religion and Positioning Fear of Radicalism Budi Kurniawan</p> <p>5. A Gap Between Right to Live Protection and Death Penalty in Indonesia (Judges Decision on Cases Threatened Death Penalty) Febrian, Nurhidayatulloh, Helena Primadianti, Ahmaturrahman, and Fatimatuz Zuhro</p> <p>6. The Attempt to Human Rights Protection Through Judicial Review in Indonesia Riris Ardhanariswari, Muhammad Fauzan, and Komari</p> <p>7. The Idea Of Authority Extension Of The Constitutional Court To Prosecute Dissolution of Mass Organization In Indonesia Dody Nur Andriyan</p>
	6	Restorative Justice and Rehabilitation	<p>1. The Role of Correctional Center (Bapas) Creates Restorative Justice in Juvenile Justice System in North Sumatera Marlina</p> <p>2. Victim Impact Statement Model in Criminal Justice System in Restorative Justice Perspective Hervina Puspitosari, and Bintara Sura Priambada</p> <p>3. Problem of Diversion System Application in The Case of Children as Actors Crime of Narkotics are Based Restorative Justice Frans Simangunsong</p> <p>4. Supporting and Inhibiting Factors the Application of Diversion Programs to Cases of Child Sexual Violence in the Juvenile Justice System in Indonesia Setya Wahyudi and Angkasa</p> <p>5. Rehabilitation of Juvenile Throughout Diversion Institution as an Effort of Recidive Offenses on Juvenile Offenders AM.Endah Sri Astuti, Untung Sri Harjanto and Yasrina Ziliwu</p> <p>6. Problems in Deciding the Case of Narcotics Abuse (The application of Article 127 of Law No. 35 Year 2009 on Narcotics) Ruby Hadiarti Johny, Rani Hendriana and Dwi Hapsari Retnaningrum</p>

Parallel Session 2

PARALLEL SESSION AND TIME (WIB)	ROOM	TOPIC	PRESENTER
10.30 – 12.30 WIB	1	International Law	<p>1. Intolerance Acts In the Philippines and Indonesia: A Comparative Study Clara Ignatia Tobing, and Nestor C. Nabe</p> <p>2. Paradoxical Analysis of the Existence of the Indonesian Archipelagic Sea Lane Against the Ideal of the World Maritime Axis (A Critical Review of ALKI Regime of Jokowi's Maritime Doctrine) Siti Merida Hutagalung and Ruth Hanna Simatupang</p>

			<p>3. Economic Cooperation Agreement: Indonesia and South Korea Ade Maman Suherman and Anisa Rizky Anggalia</p> <p>4. Comparative Legal Research : Consumer Legal Term In The Chapter 1 Article 2, Law No. 8, 1999 – Indonesia With Chapter 1 Article 2, Law No. 8078 – Brazil – Junita Kaseme Tan, Arni Winarsih, Dennis Darmawan Jo, Kiki Kusumawati, Yongki Sidharta Gunawan</p> <p>5. Female Genital Multilation Practices in Indonesia Between Syariah and International Law Wismaningsih, Ade Maman Suherman and Burhanuddin Harahap</p>
	2	Criminal Law and Criminal Justice System	<p>1. Sex Massage Therapy at Spa: A New Form of Prostitution I Wayan Gde Wiryawan and Dewi Bunga</p> <p>2. Corporate Criminal Liability Under the Reactive Corporate Fault to Achieve Good Corporate Governance in Indonesia Budi Suhariyanto</p> <p>3. Termination of Pretrial Process Upon Commencement of the Subject Matter in the Indonesian Criminal Justice System Perspective Tolib Effendi, and Ria Karlina Lubis</p> <p>4. Revitalization of Customary Court in The Juvenile Criminal Justice System in Indonesia Nur Rochaeti, and Rahmi Dwi Sutanti</p> <p>5. Clemency As The Way Of Peacemaking Approach Application In Criminal Justice System Umi Rozah and Jaco Barkhuizen</p> <p>7. Access to Justice For The Disability Women As A Victims in the Criminal Justice System Cahya Wulandari</p>
	3	Business and Comercial Law	<p>1. Government Policies To Improve Tobacco Farmers Business Results Hezron Sabar Rotua Tinambunan and Hananto Widodo</p> <p>2. Model of entrepreneurship for people with disabilities Sugeng Eko Putro Widoyoko, Budi Setiawan, Khabib Sholeh, and Muh. Ibnu Shina</p> <p>3. Empowerment of Small to Medium Enterprises Using Franchise Take Over Model Dewi Sulistianingsih, Pujiono Pujiono, and Rini Fidiyani</p> <p>4. Legal Protection for Cunsumers on Unlabelled Processed Food From Seaweed in Brebes Regency Dwi Edi Wibowo, and Benny Diah Madusari</p> <p>5. Legal Protection for Consumers in On Sale Purchase Agreement Dharu Triasih, B. Rini Heryanti, and Endah Pujiastuti</p> <p>6. Political Law of the Government in Responding to The Development of Online Transportation in Indonesia Ashinta Sekar Bidari</p>

	4	Administrative Law	<ol style="list-style-type: none"> 1. The Existence of Legal Protection of Citizens to Government Action in Making Decision of State Administrative Enny Agustina 2. Quo Vadis Reclamation Policy Development Bay Of Jakarta Trubus Rahardiansah 3. Design Of Social Justice In Administrative Courts Indriati Amarini 4. Preventing Maladministration on Issuing Mining License (A Case Study in Southeast Sulawesi, Indonesia) Oheo K.Haris, Rizal Muchtasar and Sahbudin 5. The Analysis of Administrative Law to the Government Policy about Tax Exemption of Waqf Land Certification Islamiyati, R. Bondan Agung Kardono, and Aditya Wirawan 6. The Role of Administrative Court in Settlement Administrative Dispute of General Election Ayu Putriyanti 7. State Administrative Court As a Means to Realize Justice Weda Kupita 8. Privatization of State Owned Enterprises in the Welfarestate Perspective Tuti Widyaningrum and Rike Yunita Budi Hutami
	5	Gender Equality and Minority Rights	<ol style="list-style-type: none"> 1. The Importance of Female Judge Representation in the Constitutional Court of Indonesia in Order to Achieve Gender Equality during Judicial Review Procedure Natasya Fila Rais 2. "Head of The Family " Review of Family Law, in Gender Perspective Wahyuni Retnowulandari 3. Gender-based Religious Democracy: A Study of Umi Azizah's Winning and Women Political Movement of Tegal Regent Election in 2018 Zaki Mubarak 4. Legal Politic of Gender Responsive Election System (A Concept) Ristina Yudhanti, Adi Sulistiyono, and Isharyanto 5. The Impact of the Law No. 6/2014 on Village to Women Participation in Public Decision-Making Process of Kelurahan Representative Forum in Salatiga Ani Purwanti, Dyah Widjaningsih 6. The Importance of Revising Minimum Age for Mariage and Dispensation Policy in Act No. 1 of 1974 On Marriage: A Philosophical, Sociological and Juridical Argumentation Siti Rofiah
	6	Victimology, and Legal Assistance	<ol style="list-style-type: none"> 1. Legal Protection for Cyber Crime Victims on Victimological Perspective Angkasa 2. Reforming the Compensation Model to Victims of Crime in Indonesia Hanafi Amran

			<p>3. Reconstruction of Integrated Legal System for Protecting the Victims of Domestic Violence in Divorce Cases Naqiyah, and Nita Triana</p> <p>4. Legal Assistance by Advocate to Defendant who Can't Afford Dessi Perdani Yuris</p> <p>5. The Disappointed of Economic Assistance in Aceh: Study Disempowerment of the Former Free Aceh Movement's Widow – Ristati M. Yahya, Khairawati M. Hanafiah, Nurlela Ima Abdullah, and Zulham Ibrahim</p> <p>6. Penal Mediation From The Perspective of Criminal Law (Study of the Settlement of Criminal Cases by Mediation) Dwi Hapsari Retnaningrum</p> <p>8. The Tipikor Trial on IT in Implementation of the Hearing The Islands as Fast, Lightweight cost and simple Sulistiyanta, Sebastianus Adi Santoso Mola, Fredyk M Haba Djingi, and Fatma Ayu Jati Putri</p>
--	--	--	---

LUNCH BREAK AND PRAY
12.30 - 13.00 WIB

Paralell Session 3

PARALLEL SESSION AND TIME (WIB)	ROOM	TOPIC	PRESENTER
13.00 – 15.00 WIB	1	Criminal Law and Crime countermeasure	<p>1. Children Under The Age as the Victim of Sexual Crimes Vience Ratna Multi Wijaya</p> <p>2. Optimazation of The Village Roles in Counter Measure to Criminal Acts of Human Trafficking Erma Rusdiana, Eny Suastuti, and Syamsul Fatoni</p> <p>3. Economic Approach To Combat Violence Against Children In Indonesia Ermania Widjajanti and Rusmilawati Windari</p> <p>4. Legal Professions As The Reporting Parties In Anti Money Laundering Regime: How Can Professions Actively Contribute? - Go Lisanawati, Njoto Benarkah and Yoan Nursari Simanjuntak</p> <p>5. Indonesia's Labor Protection in Singapore from Criminal Acts of Exploitation in the Work Environment Mety Rahmawati</p> <p>6. Access to Justice for Victims of Structural Violence in Makassar, South Sulawesi Agus Raharjo, Luthfi Kalbu Adi and Yusuf Saefudin</p>
	2	Criminal Law and Penal Policy	<p>1. Likelihood Rating of Fraud Risk in Government Procurement: Prospective Case Study Mustofa Kamal, and Andilo Tohom</p>

			<ol style="list-style-type: none"> 2. Non Penal Policy of Terrorism Mitigation in Indonesia Ali Masyhar 3. Overcoming Corporal Punishment of Children: An Evaluation Toward Indonesian Penal Policy Nowadays Rusmilawati Windari, Supanto, and Widodo Tresno Novianto 4. Investigation System Reform in Settling Smuggling Crime Deaf Wahyuni Ramadhani, Supanto, and Hartiwiningsih 5. Relevance of Criminal Law Formulation in The Law of Household Violence Elimination in Indonesia Emmilia Rusdiana and Dewi Setyowati 6. Hubbul Waton Minal Iman As Reinforcement Theorem Of State Defense In The Context Of Terrorism Prevention In Indonesia Slamet Tri Wahyudi
	3	Bussiness law and Commercial law	<ol style="list-style-type: none"> 1. Legal Protection on Indigenous Herbs Of Madura Through Geographical Indications Habib Adjie, Tanudjaja, Woro Winandi, and Moh. Saleh 2. Legal Protection of the Registered Trademark Owner in the Constitutive System (First to File) in Indonesia Raden Murjiyanto 3. The Importance of Sea Boat as a Supporting Facility Transportation of People and Goods Elfrida R Gultom 4. Implication of Article 16 Section (3) Of 28 Year 2018 Copyright as a Fidusia Guarantee Object Budi Hermono 5. The Law Reform of Solving Waqaf Dispute Based on Pancasila in The Global Era Islamiyati, Achmad Arief Budiman, Dewi Padusi Daengmuri 6. Problems in the Status of Object Ownership of Ijarah Muntahiyah Bittamlik Financing Contract in Sharia Banking Law Nurul Hikmah
	4	Environmental Law and Administrative Law	<ol style="list-style-type: none"> 1. The Dynamics of Paddy Land Legal Policy in Indonesia Sri Wahyu Handayani, Siti Kunarti, and Supriyanto 2. Harmonization of Grating Land Rights for Investment in Land –Law Perspectives Fifik Wiryani, Mokhammad Najih, Rizkahana Y Damhuri, and Asri Rezki Saputra 3. The Moral Panic of Environmental Crime in the Geothermal Exploration Project in Banyumas Arif Awaludin 4. Community Knowledge Related to Mangrove Conservation Law Products Eny Sulistyowati, and Pudji Astuti 5. The Use of Forest Areas for Infrastructure Development under Leasehold Forest Area License: A Sustainable Development Perspective Suhadi 6. Court Administration in the Framework of Good Governance Rahadi Wasi Bintoro

			<p>7. A comparative study of spatial policy in Indonesia and the Netherlands Haris Budiman, Anis Mashdurohatun and Eman Suparman</p>
	5	Health Law and Administrative law	<p>1. Effectiveness of Hospital Accreditation Implementation As a Protection Effort on Patient Information Rights Anggraeni Endah Kusumaningrum</p> <p>2. Fraud in Healthcare Service Dara Pustika Sukma, Adi Sulistiyono, and Widodo Tresno Novianto</p> <p>3. Legal Analysis of Hospital Dispute Settlement through Mediation By Provincial Hospital Supervisory Board (BPRS) Nurani Ajeng Tri Utami</p> <p>4. Transformation of Social Security Administrative Body (BPJS) within Social Security Reform in Indonesia Siti Kunarti, Tedi Sudrajat, Sri Wahyu Handayani</p> <p>5. Discretion as Freedom of Action in Administering Governance Siti Kunarti and Kartono</p> <p>6. Legal Issues In The Implementation Of National Social Security System On Labor In Indonesia Tedi Sudrajat, Siti Kunarti and Abdul Aziz Nasihuddin</p> <p>7. The Role of Village Consultative Body For the Tourism Development in Baturaden District Kadar Pamuji, Riris Ardhanariswari, and Noor Asyik</p>
	6	Prevention Crime and Local Wisdom	<p>1. Prevention of Gratification in the District Court. Hibnu Nugroho</p> <p>2. Victim Precipitation Prevention in the Criminal Acts of Fornication and Coition Against Children Rani Hendriana</p> <p>3. Local Economic Development Manifesto: Policy Analysis on The Implementation of Village-Owned State Enterprises Ulil Afwa</p> <p>4. Strengthening Indigenous Law to Make a Sustainable Development of the Coastal Area and Small Islands in Indonesia Nurul Huda, A.H. Asy'ari, Yusuf Saefudin and Muhammad Bahrus Syakirin</p> <p>5. An Analysis of the Justice Values to Legal Protection for Traditional People from Coastal Reclamation Threat in Coastal Areas Rina Yulianti, Safi, and Murni</p> <p>6. Social Work Penalty as The Alternative of Imprisonment Kuat Puji Prayitno, Dwi Hapsari Retnaningrum and Rani Hendriana</p> <p>7. Dialogue Model for Resolving Freedom of Religion Conflict Rini Fidiyani and Erni Wulandari</p>

About the journal ▶ Indexed in

About the journal

[Aims and scope](#)

[Editorial board](#)











[Indexed in](#)

[Publishing Policies & Ethics](#)

[Published by](#)

Indexed in

SHS Web of Conferences is indexed in:


- ▶ [CNKI](#)
- ▶ [Conference Proceedings Citation Index \(Web of Science\)](#)
- ▶ [DOAJ](#)
- ▶ [EBSCO \(EBSCO Discovery Service\)](#)
- ▶ [Google Scholar](#)
- ▶ [Social Science Database \(ProQuest\)](#)
- ▶ [Social Science Premium Collection \(ProQuest\)](#)
- ▶ [Sociology Collection \(ProQuest\)](#)
- ▶ [Sociology Database \(ProQuest\)](#)
- ▶ [Wanfang Data](#)

Crossref indexation

This journal is indexed in Crossref.

The Crossref system is used for linking citations across publishers. To ensure **direct linking to and from its contents**, EDP Sciences registers its scientific research journals to Crossref. Online archives have also been indexed.

Any Crossref members can create direct links from its online references to the EDP Sciences contents, using Crossref database. Reciprocally, the online references of EDP Sciences articles include direct links to the cited articles. Such links can be created *on condition that* the reference of the cited article matches a Crossref data. In particular these direct links *only* concern references whose publishers have previously indexed their own data to Crossref.

Read more about [Crossref](#) .



SHS Web of Conferences

eISSN: 2261-2424

Copyright / Published by: [EDP Sciences](#)



[Mentions légales](#)

[Contacts](#)

[Privacy policy](#)