

Tugas dan wewenang badan kehormatan Dewan Perwakilan Rakyat (BK DPR-RI)

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Abstrak

An idea to construct a code of ethics in a country is a result from an idea of ethical reformation, code of ethics and code of behaviors in numbers of parliaments in the world, ethical regime and code of ethics. The idea begins first in a private sector, also public sector for democratisation and being active in any demonstration for people trust that have been entrusted to governmental officials. One of the governmental institutions in Unitary State of Republic of Indonesia (NKRI/Negara Kesatuan Republik Indonesia) is Indonesian Legislative Assembly (DPR-RI/Dewan Perwakilan Rakyat-Republik Indonesia), regulated in VII of the 1945 Constitution where Article 19 and 22 B are. The institution makes another institution controlling its members' daily ethics, named Ethical Committee (BK/Badan Kehormatan) which is ad hoc. Then, this is permanent and has a legal power. The Ethical Committee is regulated in the Article 98 Sub (2) alphabet g, the Act No.22/2003 Susduk People's Consultative Council (MPR/Musyawarah Permusyawaratan Rakyat), Indonesian Legislative Assembly (DPR-RI), Leadership of Political Party at local level (DPD/Dewan Perwakilan Daerah), and DPR-RI about comprehensiveness and support and Decision of DPR No. 08/1/2005-2006 on DPR-RI on the Order and Code of Ethics of DPR-RI. The effectiveness is regulated in the Article 60, punishment is through complain, process, 14 days since the complain, and 14 days later, the letter of invitation is sent to a related member, at least 3-days before meeting. The meeting is different from other courts. When the decision of Ethical Committee brings punishment due to breaking the Code of Ethics, the decision is final and there is no comparison. The comparison between Code of Ethics in DPR-RI Ethical Committee and that in other countries is substantively similar, but the punishment is different. The Ethical Committee of DPR—RI has discharged one's membership of DPR-RI members because of his breaking the Ethical Committee's Code of Ethics. The mechanism is regulated in the Act of Regional Government No. 32/2004.