

Mekanisme bantuan timbal balik dalam masalah pidana (manual legal assistance) dalam perampasan aset hasil tindak pidana korupsi berdasarkan undang-undang nomor 1 tahun 2006 tentang bantuan timbal balik dalam masalah pidana = Mutual legal assistance in criminal matters mechanism in asset recovery process of corruption based on law no. 1 year 2006 regarding mutual legal assistance in criminal matters

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Abstrak

Tesis ini membahas mekanisme Bantuan Timbal Balik Dalam Masalah Pidana (Mutual Legal Assistance) dalam perampasan aset hasil tindak pidana korupsi di Indonesia berdasarkan Undang-Undang Nomor 1 Tahun 2006, Pelaksanaan serta Hambatan Dalam Pelaksanaan Bantuan Timbal Balik tersebut. Penelitian menggunakan metode yuridis normatif. Hasil penelitian menyimpulkan bahwa perampasan aset hasil tindak pidana korupsi melalui Bantuan Timbal Balik Dalam Masalah Pidana memiliki mekanisme yang sama dengan jenis Bantuan Timbal Balik lainnya. Pelaksanaan Bantuan belum maksimal karena ada hambatan baik internal maupun eksternal. Penelitian menyarankan agar pemerintah semakin aktif mengadakan perjanjian antar negara dan melakukan perbaikan Central Authority.

.....This thesis discusses the mechanism of Mutual Assistance in Criminal Matters (Mutual Legal Assistance) in the recovery of assets as results of corruption in Indonesia based on Law No. 1 of 2006, Implementation and Obstacles in the Implementation of the Mutual Assistance. Research using normative juridical methods. The study concluded that the assets obtained through corruption Mutual Assistance in Criminal Matters has a mechanism similar to other types of Mutual Assistance. Implementation Assistance is not maximized because there are both internal and external barriers. Research suggests that more active government entered into agreement and the Central Authority to make improvements.