

Tinjauan hukum pelaksanaan pemindahan narapidana antarnegara di Indonesia dalam perspektif hukum Internasional = The Legal analysis of the transfer of sentenced persons in Indonesia from the perspective of International law

Prita Mutiaulia, author

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Abstrak

Skripsi ini membahas mengenai pemindahan narapidana antarnegara atau Transfer of Sentenced Persons berdasarkan beberapa konvensi internasional terkait, seperti Convention on the Transfer of Sentenced Persons yang dikeluarkan oleh Council of Europe, serta Inter-American Convention on Serving Criminal Sentences Abroad. Selain itu, akan dibahas juga mengenai sejarah pembentukan TSP dikaitkan dengan perkembangan transnational organized crime dan peran PBB. Kemudian, akan dibahas mengenai peraturan perundang-undangan di beberapa Negara yang telah mengatur pelaksanaan TSP. Lalu akan dibahas kemungkinan pelaksanaan proses TSP berdasarkan hukum Indonesia yang ada saat ini serta bagaimana sebaiknya Indonesia mengatur TSP berdasarkan peraturan-peraturan terkait yang telah disebutkan sebelumnya.

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This thesis is focusing on the process of Transfer of Sentenced Persons (TSP) based on several international treaties, for instance: Convention on the Transfer of Sentenced Persons from Council of Europe, and also Inter-American Convention on Serving Criminal Sentences Abroad. Aside from that, this thesis also explaining about the history of the establishment of TSP in relation with the evolution of transnational organized crime with the assistance from United Nations. Furthermore, this thesis will discussing several national regulations regarding TSP to have a comparison for TSP implementation in Indonesia. Hence, it would lead to the explanation regarding the possibility for Indonesia to establish the national regulation regarding TSP.