ABSTRACT

ANALYZING THE SYNCHRONIZATION OF WIRETAPPING LEGALITY BY INVESTIGATING PROSECUTOR IN HANDLING THE CORRUPTION CASE

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Corruption is one of the extraordinary crimes because it is usually done by those who have the position and authority which by the authority they sought to enrich themselves. Wiretapping is a powerful tool to ensnare the corruption perpetrators in Indonesia. However, in the implementation of wiretapping should be done under the laws provisions in order to it is not contradictory to human rights in view of the function of criminal procedural law is to restrict the state authority in action and implement the substantive criminal law. The problems and the aim of this research was to find out the vertical and horizontal synchronization legality of wiretapping by prosecutors investigating in handling the corruption crimes against the institution of 1945, the Criminal Procedure Code, Corruption eradication constitution and Corruption Eradication Commission constitution. This study is prescriptive normative law, reviewing the synchronization of wiretapping legality law by investigating prosecutors in handling the corruption cases. The result showed that the synchronization conducted vertically, there were inconsistencies setting between Procedure Criminal Code against 1945 institution, the Criminal Procedure Code there was no regulation regarding wiretapping. While the synchronization was done horizontally, inconsistencies contained in the synchronization settings conducted between the Corruption Eradication institution against the Code of Criminal Procedure and corruption eradication Commission institution against Criminal Procedure Code.

Keywords: synchronization, legality, wiretapping, corruption