

ABSTRACT

ANALYSIS LAW ENFORCEMENT ABOUT ACTORS PARTICIPATE THE CRIME ABUSE OF NARCOTICS

**(Studi Study High Court Decision Tanjung Karang
Number 74/Pid.B/2014/PT.Tjk)**

By

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Drug abuse is a extremely complex issue in Indonesia, because drug users can be regarded as criminals at once as victims, that explicitly set forth in provisions Article 127 Law Number 35 Year 2009 on Narcotics. It is inevitable that the occurrence of the crime of drug abuse is often done by some people who participated in the execution of the crime, among some people that have their respective roles and is an integral part to cause the crime of drug abuse. The problem in this research is how the law enforcement against offenders participate in drug abuse a criminal offense? and what is the legal basis for consideration by the judge in imposing punishment on the perpetrators of the crime of participating in drug abuse ?.

This study used juridical normative and empirical uses primary data and secondary data. The primary data obtained through field studies and secondary data obtained through library. Data obtained by means of interviews using written guidance on sources that has been determined. The research was conducted in the jurisdiction of the District Court Tanjung Karang in 2015

Results of research and discussion concluded that law enforcement against offenders participated narcotic crime carried out through several stages, including the stage of formulation of the formulation of the articles were violated by the accused, the application phase which law enforcement officials conducting an investigation, prosecution, until the examination at the trial, the execution stage namely the imposition of criminal and enforcement of criminal prosecution. Legal consideration by the judge in the criminal punishment of the perpetrators participated the crime of drug abuse in outline is done in a way, considering the level of error has been made, the influence of criminal acts that have been carried out, the threat to article indicted, mitigating and aggravating factors, the facts revealed in court, in addition to convict the accused, the judge suggested the legal considerations which aims to provide legal certainty, fairness and expediency.

Keywords: law enforcement, Participate, Abuse of narcotics