

ABSTRACT

RELEASE OF RIGHTS TO THE LAND IN ORDER TO FLOOD CHANNEL DEVELOPMENT IN EAST JAKARTA SPECIAL CAPITAL REGION

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Land is the glue of the Republic of Indonesia, and therefore should be regulated and managed national system for maintaining the sustainability of national and state life. Settings and land management is not only intended to create order law, but also to resolve problems, disputes and conflicts arising from land. One of the duties of National Land Agency of the Republic of Indonesia is organizing the release of land rights for the development in the public interest. Article 18 of Law No. 5 years old in 1960 mentions the purchase of land in the public interest can be done by way of deprivation of land rights. Revocation of land rights is not merely take over the land rights of the rights possessed by the individual State rights, but there was no requirement to give the State the consequences in the form of compensation.

The problem faced in the release of land rights in the construction of the East Flood Canal is a) how the implementation of the disposal of land rights for construction of the East Flood Canal; 2) Does the supporting factors and obstacles in the implementation of the disposal of land rights for construction of the East Flood Canal; 3) How is the process of settlement of the blocks that arise in development projects of East Flood Canal. Construction of the East Flood Canal has a purpose, namely 1) Serving an area of 207 km² and protects an area of 270 km² in eastern part of North Jakarta which is the industrial estate, trade, warehousing, and settlements; 2) Being a charging infrastructure for water conservation of ground water and sources of raw water, the water traffic.

Then the required data in this study is consisted of primary and secondary data. Primary data are data obtained directly from the source through an interview with the head of the Procurement Committee and the head of the Land Subdivision and the Spatial Environment. While secondary data are data obtained from the library materials in the form of legislation, literature, documents and other library materials

Waiver Implementation of Land in the East Canal Flood Development through several stages in accordance with the Presidential Regulation No. 36 of 2005

amended by Presidential Regulation Number 65 Year 2006 concerning Land Acquisition for Implementation of Development For Public interest is a first step by forming the Committee for Land Acquisition (P2T) is register and records of land ownership so that citizens can be assured residents affected by the disposal of land rights to indemnification, through the socialization of providing information to the owners of the land rights of the government's plan to implement development activities that require land from public land. Deliberations to determine the form and amount of indemnification against the land and buildings which are adjusted based on the NJOP. P2T works with the Office of Public Construction to make payment of compensation and Rights Waiver Letter made in every village, witnessed by the village chief and sub-district and the Land Office officials.

In the construction of the East Flood Canal there are supporting factors and inhibiting factors in the field, but rather dominated by inhibiting factors that can make such BKT development was slow, but the inhibiting factors that arise in the field can be solved by the government.

Keywords: Disposal of land rights, the East Flood Canal