

ABSTRACT

JURIDICAL REVIEW CRIMINAL SYSTEM FOR NARCOTICS USERS BASED ON LAW NUMBER 35 YEAR 2009

**by :
Pratiwi Sarastika Azwar**

Users of narcotics and psychotropic substances is one of the victims of the crime of drug that should be protected as victims' rights. To that end, the criminal sanctions imposed against drug users should be in accordance also with the purpose of punishment. The problem in this study is how the law system for narcotics users in accordance with Law Number 35 year 2009 what criteria a user narcotics classified as narcotics addicts.

The approach used is the problem of normative juridical approach and supported empirically juridical approach. The data used are primary and secondary data. The data is then presented in the form of stylized descriptions, and then pulled through application to a conclusion.

Criminal system for drug users based on the concept of a double track system. Double track system is a criminal law policy governing the sanctions given to the abuse of drugs, in the form of criminal sanctions and the sanctions measures. Criteria classified as a narcotic users narcotics addict if the time period of 12 months using narcotics continuously. Individuals who abuse narcotics will not necessarily be reliance when a person is certainly abusing narcotic dependence.

The judge in rendering a verdict based on appropriate considerations of conscience and uphold human rights, so that the punishment imposed on drug abuse achieve legal. And judges who handle narcotics cases to be more accurate in classifying offenders with drug abuse dealers, because the position of drug users as victims have rights that must be protected.

Keywords : Criminal System, User, Narcotics.