

ABSTRACT

PATIENT PROTECTION LAW PRACTICE OF TRADITIONAL TREATMENT OPERATOR

By

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Regulation of traditional medicine as the health law. Devices health law intended to provide legal certainty and the protection of society as a patient. The problem of this research is to use what kind of agreement between patients and providers of traditional medicine, what are the rights and obligations of both parties and whether the regulation of traditional medicine has been to protect patients and providers of traditional medicine.

This research was carried out normative juridical approach. This study was conducted to analyze the type of traditional treatment agreements, rights and obligations and regulations that protect the patient and the provider of traditional medicine. Research on the legal protection of patients by reviewing Minister of Health Number 1076/MENKES/SK/VII/2003 on Traditional Medicine Organizer (Number Kepmenkes. 1076/MENKES/SK/VII/2003), Law Number 36 of 2009 on Health (Law Number 36 of 2009) and Law Number 8 of 1999 on Consumer Protection (Law Number 8 of 1999). The data used are secondary data. Data was collected through literature and regulatory legislation. The data were analyzed qualitatively.

Agreements are qualified traditional medicine in the relief agreements / contracts for specific services as provided for in Article 1601 of the Civil Code. Rights and obligations as well as rights of patients as consumers of traditional medicine provider not listed on Kepmenkes Number 1076/MENKES/SK/VII/2003 and Law 36 of 2009 but can be constructed as defined Section 4, 5 and 6 of Law Number 8 of 1999. Regulations to protect traditional medicine by providing administrative measures and criminal sanctions in the form of supervision. To the traditional healers in order to adhere to Kepmenkes Number 1076/MENKES/SK/VII/2003 and Law 36 of 2009 as a guide to action treatment under the law. The patient should be aware of traditional medicine has been flown to license and registration of traditional medicine.

Keywords: *Traditional medicine, patient protection laws and treaties*