

ABSTRACT

THE EVALUATION OF MIGRANT WORKER PROTECTION POLICY

By

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The migrant worker problem continues to rise annually and it made government concern that the government enacted Act number 39 in 2004 about Placement and Protection of Indonesian Oversea Workers, so that President Susilo Bambang Yodhoyono issued President Regulation No 81 about Establishment of National Agency for Placement and Protection of Indonesian Oversea Worker (or BNP2TKI) and Service Agency For Placement and Protection of Indonesian Oversea Worker (or BP3TKI) as technical operation unit in regions under BNP2TKI to conduct Act No 39 in 2004.

The objectives of this research were to find out description from implementation of migrant worker protection in West Java province, and to find out factors that might cause failures in implementing migrant worker protection policy. The results showed that the implementation of Act No 39 in 2004 about Placement and Protection of Indonesian Oversea Workers was conducted improperly, because migrant worker always got problems. The some factors leading to implementation failures were that no particular budgets allocated by BP3TKI in Bandung for migrant worker protection, and both of coordination and bilateral cooperation conducted by government and BP3TKI was incapable to overcome migrant worker problems. This was a result of policies that were supposed to regulate migrant worker protection were formed with foreign interventions with an objective to benefit only particular parties.

The researcher recommends: (1) improvement of Indonesian Law and providing competent and responsible human resources; (2) improvement of bilateral agreements, facilitating service access provided by BP3TKI to monitor migrant workers in destination countries in forms of complaining communication access; (3) bearing insurance management to the government than to private sector, so that migrant workers must not fully pay insurances because a half of insurance fee

is to be charged from migrant worker protection funds; and (4) revising Act No 39 in 2004.

Keywords : policy evaluation, migrant worker protection