

ABSTRACT

ANALYSIS OF CRIMINAL LIABILITY PLAYERS OF THE CRIME OF FORGERY CERTIFICATE

(Study of Judges Decision 945 / Pid.B / 2010 / PN.TK)

by

Harina Hayati Harfa

Criminal act of forgery certificate is a form of assault of a public trust in the mail or an authentic deed in education and used for the purposes that benefit themselves caused by the demands of the times that bring the community towards life easy and practical. The problem in this research is how the criminal responsibility of the perpetrators of the crime of forgery certificate which terminated the criminal trial and whether the underlying criminal punishment of the perpetrators of the crime of attempted forgery diploma.

The approach used in this paper is a normative juridical approach and empirical jurisdiction. Data collected by literature and interviews with judges, prosecutors, academics and legal observers. The data were then analyzed qualitatively to obtain a conclusion in accordance with the issues discussed.

The results showed that criminal liability criminal counterfeiting studies diploma in the judge's decision No. 945 / PID / B.2010 / PN.TK sentenced to have fulfilled the elements of criminal acts and criminal liability. Consideration of the criminal trial judge in the imposition of criminal offense of forgery certificate seen things juridical and non-juridical. In this case the judge decided that the defendant is found to have violated Article 69 Paragraph (1) of Law No. 20 of 2003 on National Education System.

In the end it is suggested that the imposition of appropriate penalties for perpetrators of forgery diploma so as to make the necessary deterrent effect as well as the perpetrators of seriousness and thoroughness judge in deciding a case and make a determination of law that reflect fairness and impartiality.

Keywords: accountability, criminal.