

ABSTRAK

ANALISIS PENEGAKAN HUKUM PIDANA TERHADAP TINDAK PIDANA MODIFIKASI KNALPOT SEPEDA MOTOR

(Studi di Polresta Bandar Lampung)

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Melakukan modifikasi knalpot sepeda motor melanggar ketentuan dalam Undang-Undang Lalu Lintas dan Angkutan Jalan. Permasalahan dalam penelitian ini adalah bagaimanakah penegakan hukum pidana terhadap tindak pidana modifikasi knalpot sepeda motor di Bandar Lampung dan apakah faktor-faktor yang mempengaruhi penegakan hukum pidana terhadap tindak pidana modifikasi knalpot sepeda motor di Bandar Lampung. Pendekatan yang digunakan adalah yuridis normatif dan yuridis empiris dengan sumber data primer dan sumber data sekunder. Data dikumpulkan melalui studi pustaka dan studi lapangan.

Berdasarkan penelitian, proses penegakan hukum pidana terhadap tindak pidana modifikasi knalpot sepeda motor saat ini dilakukan secara terus menerus baik dilakukan secara aktif maupun secara pasif. Penegakan hukum pidana secara aktif dilakukan melalui proses razia dan patroli rutin oleh Satlantas. Penegakan hukum pidana secara pasif dilakukan dengan menggunakan media tilang elektronik. Faktor dominan yang mempengaruhi penegakan hukum pidana terhadap tindak pidana modifikasi knalpot adalah faktor penegak hukum dan faktor masyarakat. Faktor penegak hukum karena kurangnya disiplin yang dimiliki oleh Satlantas dalam melakukan patroli rutin dan proses penegakan hukum yang dilakukan tidak merata. Faktor masyarakat karena kurangnya kesadaran hukum masyarakat.

Saran dalam penelitian ini adalah agar Satlantas Polresta Bandar Lampung memaksimalkan penegakan hukum secara aktif dan secara pasif. Penegakan hukum secara aktif misalnya melakukan patroli yang rutin dan penegakan hukum secara pasif misalnya dengan memanfaatkan media tilang elektronik. Selain itu, supaya aparatur penegak hukum meningkatkan kualitas kerja dan pengetahuan hukum masyarakat agar dapat ditingkatkan untuk menghindari tindak pidana lalu lintas.

Kata Kunci : Penegakan Hukum Pidana, Modifikasi Knalpot.

ABSTRACT

ANALISYSIS OF CRIMINAL LAW ENFORCEMENT ON CRIME OF MOTORCYCLE EXHAUST MODIFICATION

(Bandar Lampung City Resort Police Research)

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Modifying a motorcycle exhaust violates the provisions of the Traffic and Road Transport Act. The problem in this research is how is the enforcement of criminal law against the modification of motorcycle exhaust in Bandar Lampung and what are the factors that influence the enforcement of criminal law against the modification of motorcycle exhaust in Bandar Lampung. The approach used is normative juridical and empirical juridical with primary data sources and secondary data sources. Data were collected through library research and field studies. The resource persons in this study were two Traffic Police Officers, one Criminologist and one Academician of the Criminal Law Department.

Based on the research, the criminal law enforcement process against the criminal act of bicycle exhaust modification is currently being carried out continuously, both actively and passively. Criminal law enforcement is actively carried out through a process of routine raids and patrols by Traffic Police. Passive criminal law enforcement is carried out using electronic ticket. The dominant factors that influence the enforcement of criminal law against the criminal act of modification of the muffler are law enforcement and community factors. The law enforcement factor is due to the lack of discipline possessed by the Traffic Unit in carrying out routine patrols and the law enforcement process is carried out unevenly. Community factors due to lack of public legal awareness.

The suggestion in this study is that the Bandar Lampung Police Traffic Unit maximizes active and passive law enforcement. Active law enforcement, for example by conducting routine patrols and passive law enforcement, for example by using electronic ticketing media. In addition, so that law enforcement officials improve the quality of work and legal knowledge of the community so that they can be improved to avoid traffic crimes.

Keywords: Enforcement of Criminal Law, Modification of Exhaust.