

ABSTRACT

LAW ENFORCEMENT TOWARD CHILDREN WHO VIOLATE THE ACT OF TRAFFIC

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Traffic criminal cases generally occur without deliberate or no element of negligence or the negligence of the offender, however, remains to be the culprit responsible for the case. The research problem is formulated: (1) How does law enforcement against child who violates the Act Traffic? (2) What are the factors that hinder enforcement of a child in violation of the Act Traffic?

Approach the problem using normative juridical and empirical jurisdiction. Data were analyzed qualitatively for the conclusion of the study.

The results showed that: (1) The enforcement of the law against child who violates Traffic Act implemented by the City Police Bandar Lampung through the diversion process as mandated by Article 1 Paragraph (7) of Law No. 11 of 2012 on the Criminal Justice System Child is outside the criminal justice process through peace, as mandated by Law child Criminal Justice System which aims to achieve peace between the victim and the child, the child settle the case outside the judicial process, prevent children from deprivation of liberty, encouraging people to participate and instill a sense of responsibility accountable to the child. (2) Factors that hinder enforcement of a child in violation of the Traffic Act are: Factors legislation, namely the regulation of discretionary authority under the Police Act potentially misinterpreted; Factors law enforcement, which is the quantity of the limited number of members of Traffic in handling cases of traffic in the city of Bandar Lampung and the quality is still a lack of knowledge and skills of investigators in implementing peace in the completion of a criminal traffic cases; Community factors, namely the lack of completeness of data and information submitted by the offender and the victim were involved in a criminal case traffic; Cultural factors, namely the personal character of the offender and the victim and his family that does not support the resolution of the case outside the justice or peace.

Suggestions in this research are: (1) Police as law enforcement officers advised continue to improve the professionalism and capacity as executor of the peace process between the parties involved in a criminal case traffic. (2) Police in the mediation process is recommended to be proportional to place itself as a neutral party, so as to avoid the appearance of partiality toward one party.

Keywords: Law Enforcement, Child, Traffic