ABSTRACT

LAW ENFORCEMENT TOWARD SMUGGLING OF GOODS IMPORTED CRIME
(Study on Customs Supervision and Service Office Madya Type Pabean B of Dumai)

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Criminal offense of smuggling is caused by several factors including geographical factors Indonesia as a island country and public mindset in consuming products are internationally minded. The problem of this research are: (1) What is the mechanism of law enforcement smuggling of imported goods? (2) What is the applicable law enforcement against the smuggling of imported goods? (3) How does the criminal liability for the occurrence of criminal smuggling of imported goods?

The approach used is a problem normative juridical and juridical empirical approach. Data collected by literature and field studies, further data is analyzed qualitatively.

Research results and discussion indicate: (1) law enforcement mechanism to import contraband goods with the delivery of results of the investigation carried out directly to the public prosecutor in accordance with the provisions of the Criminal Procedure Law. In addition, through the imposition of sanctions, in the form of administrative sanctions or criminal penalties in accordance with the Customs Law. (2) Enforcement of applicable laws against smuggling of imported goods held by Customs and Excise investigators in accordance with their authority as stipulated in the Regulation of the Director General of Customs and Excise No. P-53 / BC / 2010 or by means of extermination, auctions or donated to institutions or communities it takes. (3) criminal liability enforceable against criminals, both individuals and legal entities, both in violation, the crime of smuggling and other customs criminal acts in accordance with the Customs Law.

Suggestions in this study were: (1) Combating the crime of smuggling can be preventive and repressive as well as more severe criminal penalties. (2) It should be an attempt to review the Customs Act, in particular Article 102 in the explanation, which is adapted to the development of flexible. (3) Require the addition of infrastructure such as marine patrol boat fleet better or advanced and equipped with weapons that are more numerous and sophisticated.

Keywords: Law Enforcement, Smuggling, Import