

ABSTRACT

LAND DISPUTE SETTLEMENT THROUGH OF COMPLETED DISPUTE OPERATION PROGRAM (OPSTASTA) IN BANDAR LAMPUNG LAND OFFICE

By

RIRIN AFRIA SUSANTI

Land as the economic rights of each person, prone to create conflict or dispute. Settlement of land disputes can be divided into 2, that is through non-judicial / non-litigation and judicial path / litigation. Options for dispute resolution through negotiation/mediation has advantages when compared to the litigants before the court in terms of time, cost, and mind/energy. Therefore, the National Land Agency (BPN) organized a program called Operation Completed Dispute (OPSTASTA) which is a program to resolve disputes over land with emphasis on the mediation process in a systematic, consistent and coordinated within the specified period ie within 1 (one) year is divided into several periods with each period only a few months. Based on the evaluation at the end of 2008, the number of land disputes are resolved through a program OPSTASTA of 1.180 cases from 1.666 cases have been determined. From the results of these evaluations, the program OPSTASTA inconsistently implemented as many as 486 cases unresolved and from 33 provinces in Indonesia, as many as 25 provinces that are not completed on target in terms of number of cases and time of completion.

Issues to be discussed in this research is how the settlement of land disputes through the Dispute Completed Operations (OPSTASTA) in Bandar Lampung city Land Office, what are the factors supporting and inhibiting the settlement of land disputes through the Dispute Completed Operations (OPSTASTA) in the Land Office of Bandar Lampung City? While the purpose of this study was to determine and analysis the settlement of land disputes through the Dispute Completed Operations (OPSTASTA) in Bandar Lampung Land Office and the supporting and inhibiting factors in the settlement of land disputes through the Dispute Completed Operations (OPSTASTA) in Bandar Lampung Land Office.

Method approach to problems that are used in this research is a normative and empirical approaches. The source data of this study are primary and secondary data. Data collection techniques through quitionary and interviews. Data analysis was qualitative.

Based on research results indicate that the settlement of land disputes through OPSTASTA in Bandar Lampung Land Office conducted within a period of only 1 month 12 days in accordance with the PO OPSTASTA stages of 2008, technical gidelines and the other regulations of the settlement of land problems to implement the principle of mediation, where Tim City of Bandar Lampung

OPSTASTA act as authoritative mediators, with the pattern of calling and bring the two parties to the dispute in one room and the same time with the agreement that the land parcels that overlap will be divided proportionally and the parties will not be questioned again both outside and in front of the court. Settlement of the dispute any legal consequences for both sides, Bandar Lampung Land Office, and the other parties outside the two parties. Tim City of Bandar Lampung OPSTASTA monitor this case as a form *freies ermessen* for 1 year, during which no more complaints/objections so that the land dispute was declared finished completely. Supporting factors in the settlement of land disputes through OPSTASTA in Bandar Lampung Land Office that public enthusiasm for the program Operation Completed Dispute (OPSTASTA) so that this dispute can be resolved through mediation with family-oriented principle of mutual benefit both parties. While the inhibiting factors in the settlement of land disputes through OPSTASTA in Bandar Lampung Land Office that the limited facilities and infrastructure, such as means of transportation in this case motorcycles and cars as well as the number of computers and printers, monitoring cases of both the authority and the timing is not regulated in the legislations. Thus, it can be said the settlement of land dispute through OPSTASTA in Bandar Lampung Land Office conducted a systematic, consistent and coordinated within the period specified.