

The Role of Dalmas of the Lampung Police in the Implementation of Rules for Handling Public Protest Cases

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Abstract

This research aims to identify how the Lampung Police contribute to the Universal Comment Submission Service Method, Security, and Action Procedures. This research uses empirical and normative research methodologies. The information obtained is collected through field research and literature surveys. The information is then analyzed qualitatively to create research conclusions. The results of this research show the position of the Lampung Police in implementing the Universal Comment Submission Service Method, Security, and Action Procedures. So far, this has not been efficient enough, resulting in efforts made by the Lampung Police in implementing the Universal Comment Submission Service Method, Security, and Action Procedures.

Keywords: Role, Dalmas, Handling Cases of Expressing Opinions, Polda Lampung.

Introduction

Everyone has the right to freedom to have and report comments without encountering any obstacle and to seek, receive, and deliver explanations and comments by any method and regardless of boundaries."(Farida, 2022) To avoid the formation of social disintegration, the realization is so that all social infrastructure and institutions, both infrastructure and superstructure, are free from deviations or violations of the law that are contrary to the intention, purpose, and direction of openness in the process of making and enforcing the law.(Novarlia, 2015) Not only that, it is mandatory to be able to ensure the creation of a sense of comfort in community life.(Arliman S, 2017)

When we have a dialogue about peace and discipline, we have a dialogue about a dynamic country.(Cloramidine & Badaruddin, 2023) In order to achieve national goals, the people of the country are the perfect prerequisites for the implementation of the national development process, which is naturally signaled by the guarantee of security, discipline, and uphold the law, and the realization of peace that has the expertise to build and strengthen the capacity of people to stop, avoid, and overcome all forms of violations of the law or obstacles that can affect them.(Saputro & Taufiequrrohman, 2021)

As is known, during the post-reform period of Indonesia's development democracy, the efforts of citizen groups to deliver comments in front of the public were almost always intertwined in various corners of the country.(Siallagan, 2016) These efforts are generally tried by demonstrative methods or by actions that aim to show a sense of justice and generally take place peacefully and orderly until there is a conflict between the pro and con parties or between the groups that deliver comments and the police officers who are in charge of distributing encouragement to the group so that their activities can run comfortably and orderly and there are no unlawful or illegal events has the potential to disrupt the daily activities of residents in totality.(Pamungkas & Zulfikar, 2021)

The Special Sub-Directorate of Citizen Development is one of the factors of the Indonesian National Police which is tasked with protecting security and discipline in the

activities of submitting universal public comments. These activities include: protests or complaints; parade; grand meetings; freedom of dialogue; oral expressions, silent actions, theatrical actions, and gestures; Delivering comments with props, photos, pamphlets, posters, brochures, leaflets, petitions, banners, petitions, and other activities that essentially aim to deliver comments in front of the universal public.

Therefore, the National Police through the ranks of Dalmas at all levels seeks to share universal commentary submission services which include the protection of rights and obligations in a balanced state, while sharing guarantees of legal protection and legal certainty in securing the implementation of universal commentary. This is also to justify the mandate of the 1945 Constitution to guarantee independence, deliver universal comments responsibly, and match the applicable conditions, which in turn both the police and the protesters must respect each other. Not only that, the National Police is expected to be able to share security, protection, and ensure that activities can be carried out until the end.

Methodology

The research case is approached using normative and empirical approaches.(Ompu Jainah et al., 2022) The normative legal approach is an empirical approach that relates the reading, citation, and analysis of theories and laws and regulations that are linked to the research case.(Akasi et al., 2021) The empirical legal approach is an effort to get clarity and description of research cases sourced from interview results, available reality, or problem research. The process of collecting information is tried with the encouragement of the library.(Hartono, 2011)

Results and Discussion

The role of the Dalmas of the Lampung Police in implementing the Regulation of the National Police Chief Number 7 of 2012 concerning Procedures for the Implementation of Services, Security and Handling of Cases of Submission of Opinions in Public.

Article 1 Paragraph 1 of Law No. 9 of 1998 concerning the Freedom of Delivering Comments in Universal Faces Every citizen has the right to deliver comments freely and responsibly in writing, orally, and through other facilities in accordance with the requirements of laws and regulations. The fourth amendment to the 1945 Constitution, Chapter 28 E Paragraph 3, affirms the right to freedom of thought and dialogue. (2) Everyone has the right to freedom of organization and assembly, as well as to make comments. Freedom of comment, freedom of comment, is a very fundamental right in the life of the state.

At this time, citizens do not react to all government policies with the same method as in the past, which was silent and passive. If residents feel disadvantaged by government policies or do not support certain actions, they do not hesitate to take actions that they believe are efficient. The misguided attempts made in front of the universal as well as in the group to express their comments continue to become universal.

When there is a protest, the police are authorized to justify the demonstration to run comfortably, orderly, and easily in accordance with its purpose. If the protest turns into a riot or anarchic, and clashes between protesters and security forces are inevitable, the action tried by the police is more about security. Coupled with the less conducive field conditions, sometimes the police use actions that are slightly different from those contained in the conditions.

The National Police already has a standard procedure in cracking down on the submission of universal comments or demonstrations in each atmosphere. Under the law in the implementation of Universal Comment Enforcement refers to the National Police Regulation No. 16 of 2006 concerning Crowd Control.(Wahid Putra Brata, 2017) This regulation controls the implementation stages, starting from the preparation session and ending with the final session.

Referring to every action attempted by the Lampung Police against the masses who carry out demonstrations or demonstrations, through various methods and procedures used to overcome mass actions or demonstrations, in this case the Lampung Police deployed a negotiation force, whose task is as a negotiator with the masses who are demonstrating, both to enforce laws that should not be violated in carrying out mass actions and also the best ways to delivering comments to the target of mass action which aims to be efficient, quick and accurate when the data is received by the intended target, and the comments or data that are informed are received more optimally so that mass actions that are of anarchy or mass mobilization that are not necessary can be avoided and the atmosphere is always comfortable and orderly, although often the mass action ends with anarchy actions and new cases or criminal actions that are habit of disturbing or very unsettling to the residents in this matter is the destruction of universal facilities, buildings, carrying out persecution, rape and even murder, this matter is very detrimental to the residents who are directly harmed by the anarchy of the masses who are demonstrating, both in terms of material and material. as well as the victim's soul which also resulted from the humanitarian aspect when the negotiations between the Dalmas of the Lampung Police and the smallest negotiating unit with the mass of action ran aground to create a convention.

As a negotiator, the Lampung Police overcame the submission of universal comments in Lampung Province. They not only expect the highest results, but also pay close attention to cases related to social and community issues and police efforts to overcome them.

It is a violation of the universal submission of comments on activities first if the actor shows a willingness to carry out a demonstration without prior notice. The protesters carried out the demonstration without exploring the instructions in the announcement message, thus disrupting the smooth implementation of security and safety discipline. They then broke through the ranks and disturbed universal discipline in accordance with the applicable legal requirements, namely anarchist behavior, accompanied by criminal acts or criminal acts.

Discussion

Therefore, the position of the Dalmas of the Lampung Police in implementing the Method of Service Delivery, Security, and Enforcement of Problems of Gratitude in Residents is based on the theory of the Legal System which says that there are 3 factors that are linked to the implementation of the program, namely:

1. Legal Substance

It lists products made by people who are located in the legal system that includes the decisions they make or the new provisions they make. The position of the Dalmas of the Lampung Police in carrying out the National Police Regulation No. 7 of 2012 concerning the Implementation of Service Methods, Security, and Enforcement of Universal Opinion Problems is not quite efficient because there are some obstacles in

carrying out its duties. These are the provisions, norms, and patterns of real human attitudes.

2. Legal Structure

Meliputi lembaga hukum, aparat hukum, serta sistem penegakan hukum. Struktur hukum menutup ikatan dengan sistem peradilan yang dilaksanakan oleh aparat penegak hukum. Penerapan sistem peradilan oleh aparat penegak hukum berkaitan erat dengan struktur Perkapolri No 7 Tahun 2012, serta ada tantangan, khususnya jumlah serta kapasitas. Belum seluruh personel Dalmas Polda Lampung menuntaskan tugasnya cocok dengan beban kerja.

3. Legal culture

In the law culture is the culture formed by law enforcement officials, there are still some obstacles that must be overcome by the Dalmas Lampung Police in order to implement Perkapol No. 7 of 2012. These obstacles include the source of human energy. The Dalmas Office of the Lampung Police is not optimal because it is not operational evenly and has not evenly mastered the requirements in Perkapol No. 7 of 2012 concerning the method of service implementation, security and problem management, submission of advance comments, and guidance that is still lacking.

In theory, the Lampung Police has carried out the Rules for the Implementation of Services, Security, and Enforcement of Universal Facial Comments Submission Cases well. However, because legal products are influenced by the legal system itself, which includes the substance of the law, legal structure, and legal culture, its position is not optimal. In theory, the Dalmas of the Lampung Police is currently less efficient in carrying out the rules for the implementation of services, security, and enforcement of universal public comment submission cases. As a result, efforts to implement the rules have not been optimal.

Conclusion

The Dalmas Police's efforts to further maximize the implementation of the methods of providing services, security, and enforcement of the submission of case complaints in residents are constrained by the reality that so far the position of the Dalmas Police in carrying out the methods of providing services, security, and enforcement of case complaints in residents is still not optimal. The discovery of the results of the check and investigation of the problem is subject to this determination.

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