

## ABSTRACT

Shinta Rukmi Budiastuti, Legal Reform Child Protection System Against Crime Through Engaging imposition of sanctions measures, Doctoral Program of Legal Studies, University of Borobudur Jakarta, dissertation supervised by Prof. Dr Zainuddin Ali SH.MA as a promoter and Prof. Dr. Teguh Prasetyo, SH.Msi, as Ko Promoter

Treatment of law for children who did criminal acts is proper serious attention with the purpose provides protection for children to avoid violence, abandonment, abuse, some pressure, mistreatment and anxiety because after all these children are the future of a nation. So that in the decision making, the judge must be was certain that the decision will be a strong foundation to returns and organize the child towards a better future.

This study is interesting for the writer to know how far the author child protection system committed the crime in law reform with the imposition of sanctions in Indonesia. The problems examined in this dissertation are: (1) How does the imposition of criminal sanctions from the judges to the child who committed the crime? (2) How does the child protection system which commits an offense under the criminal law reform?

This research using law approaches (statute approach), before conduct this step the authors approach the theory and concept, the next step is to conduct an inventory of legislation which relates to children which committed the crime.

In this study used primary and secondary data. Determination secondary data in the form of decisions of the judges was conducted from January to April 2014. This determination is based on the application of sanctions for the child which committed the crime by judges. Until now the sanctions imposed by the judge is imprisonment. The data obtained were analyzed qualitatively by deductive reasoning and legal interpretation. Qualitative analysis method is expected to deliver writer on the child protection system in criminal law reform with the imposition of action sanctions.

The conclusion of this study are (1) The imposition of criminal sanctions to the child which committed the crime is still a repressive / retributive or can be seen from the table on the client data of Bimkesmas Bapas per kanwil. Regarding this statement the judge give sanction of imprisonment to children which conduct criminal acts. (2) The system of child protection in criminal law reform is using diversion completion path for children who committed the crime through restorative justice approach with imposing sanctions for integrative action to be returned to their parents and involve Bapas and society resulting in the recovery of such prior criminal acts happened

Keyword : legal reform, punishment, sanctions