

ABSTRACT

A. **CHRYSTO FRANSCO SILETTY (01659210039)**

B. **IMPLEMENTATION OF PLACEMENT OF VICTIMS OF NARCOTIC ADMINISTRATORS AND ADDICTORS IN MEDICAL REHABILITATION AND SOCIAL REHABILITATION INSTITUTIONS ACCORDING TO THE PROVISIONS OF INDONESIAN CRIMINAL LAW REGULATIONS**

C. *Abstract Contents:*

The State of Indonesia is one of the countries with the concept of the Supremacy of Law, namely law is everything, law that is applied as the rule of law in a country or what can be referred to as a rule of law (Rechtsstaat). As a result, Indonesia is a country of laws where people obey the rules set out in the laws and regulations of the country. The problem faced in writing this thesis is how the provisions of Indonesian narcotics law regulate rehabilitation sanctions for narcotics abusers and how to implement the placement of drug abusers and narcotics addicts into medical rehabilitation institutions and social rehabilitation according to the provisions of Indonesian Criminal Law regulations. The results of the study show that the provisions of the Indonesian narcotics criminal law which regulate rehabilitation sanctions for narcotics addicts are contained in Article 54 of Law No. 35 of 2009 concerning Narcotics which reveals that narcotics addicts and victims of narcotics abuse must undergo medical rehabilitation and social rehabilitation, and even then must go through an assessment process. If it is proven that he is a victim of a narcotics abuser or addict, then the person concerned must undergo rehabilitation as stipulated in Article 54 jo. Article 127 paragraph (3) of the Narcotics Law, while taking into account the provisions in the Supreme Court Circular Letter No. 4 of 2010 concerning Placement of Drug Abuse, Victims of Abuse and Addicts in Medical and Social Rehabilitation Institutions. Indonesian criminal law departs from the basic idea that narcotics abusers or narcotics addicts are victims of crimes committed by themselves. This is in line with the facts from the trial and some of the witness statements presented at the trial in the Sidoarjo District Court Decision Number 56/Pid.Sus/2019/PN.Sda which revealed that the purpose of the defendant buying methamphetamine from witness Rojak was for his own consumption. Therefore, the appropriate action against the defendant Ardiansah Bin Alm. Arifuddin (narcotics addict) as a sick person is with rehabilitation for healing and recovery of addicts. It is necessary to clarify Law no. 35 of 2009 concerning Narcotics, especially Article 127 concerning prison sentences for people who abuse narcotics for themselves so that there is no confusion between one article and another. This article still provides an opportunity for judges to decide cases of addicts with imprisonment. In fact, in Article 103 there is an obligation to terminate the rehabilitation of narcotics addicts.

D. *Reference : 23 (1990-2017), 5 Regulations, 2 Journals, 2 Interviews*

E. *Keywords : Implementation, Placement of Victims of Narcotics Abuse and Addicts, Medical Rehabilitation and Social Rehabilitation.*

F. *Writer : Chrysto Fransco Siletty*