

ABSTRACT

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IMPLEMENTATION OF PRISON CRIMINAL SANCTIONS AGAINSTS CHILDREN WHO COMMIT MURDER CRIMES

(xi + 107 pages + 1 tables)

This study discusses the application of prison sanctions to children who commit crimes, in this case, namely the crime of murder. A perpetrator of a crime can be categorized as a child if he is over 12 (twelve) years old and under 18 (eighteen) years old. In the case of a child as a perpetrator of a crime, the child will also be given a criminal sanction either action or imprisonment. However, unlike adults, child offenders must have their rights protected and must not be treated discriminatively by law enforcement officials. The sanctions given must pay attention to the best interests of the child's future. The type of research used in this research is normative juridical research which is centered on library materials or secondary materials, where the processing of legal materials is carried out through literature/document studies. This study aims to examine efforts to protect the law against the rights of children sentenced to imprisonment. Furthermore, based on the juvenile justice system, the application of sanctions must refer to the principles of restorative justice, one of which is a diversion. Where diversion efforts can only be carried out if the crime committed is punishable by imprisonment for under 7 (seven) years and is not a repeat offense.

Keywords: child offender, prison, juvenile criminal justice system, diversion

Reference: 33 (2005-2022)