

Abstract

The 1945 Constitution formulates four state goals which are reflected in the Preamble to the 1945 Constitution, one of which is to educate the nation's life. The implementation of these state goals is contained in the implementation of education. To organize a quality education, educators have a very important function, role and position. In carrying out their duties, educators must always refer to the principles of professionalism and commitment. However, in practice in the field, it seems increasingly difficult to maintain commitment as an education provider when an educator holds a position as high as the chancellor, who incidentally is getting closer to power. The shaky commitment that should be maintained by an educator or academic is reflected in the phenomenon of concurrent positions in one of the Legal Entity State University which was then followed by the issuance of a related Legal Entity State University's Statute, as stated in Government Regulation Number 75 of 2021 on the UI (Universitas Indonesia) Statute. Issuance of Government Regulation Number 75 of 2021 on the UI Statute then caused various reactions, especially from Indonesian publication media and also invited opinions from legal experts, Legal Entity State University community members, and also alumni from related Legal Entity State University. Controversy over the publication and substance contained in Government Regulation Number 75 of 2021 on the UI Statute is not only related to the concurrent position of the Chancellor, but there are several arrangements which then contradict the law with a higher position. On this issue, the author questions about the urgency behind the issuance and the validity of the enactment of Government Regulation Number 75 of 2021 on the UI Statute. By conducting research and writing on this problem, it is hoped that it can answer the formulation of the problem in this thesis. To achieve this goal, the author uses this type of empirical research. Based on the results of the study, the authors found that the urgency behind the issuance of Government Regulation Number 75 of 2021 concerning the UI Statute as expressed by the UI Board of Trustees and the Ministry of Education, Culture, Research and Technology (represented by the Inspector General of the Ministry of Education, Culture, Research and Technology)) invalid. In addition, although Government Regulation Number 75 of 2021 concerning the UI Statute is valid and has binding force because it has been promulgated by the Minister of Law and Human Rights and stipulated by the President, it has formal and material defects which then conflict with the law with a higher position. . This conflict is contrary to the principle of the hierarchy of laws and regulations that apply in general and in Indonesia so that it will lead to violations, weak law enforcement, and lack of legal certainty.

References: 95 (1945-2021)

Keywords : UI Statute, Chancellor, Concurrent position