

ABSTRACT

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CRIMINAL ACTS OF DEFAMATION THROUGH ELECTRONIC MEDIA IN INDONESIA (Case Study of Case Number 127/Pid.Sus/2017/PN.Lsm, Case Number 03/Pid.Sus/2018/PN.Bnt and Case Number 2/Pid.B/2020/PN.Bkj)

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With the development of internet-based technology, of course, it has a huge impact on every aspect of life. Community development is basically a good thing. However, if the development of society continues without being balanced with the spirit of humanity, it will cause negative access. One of the negative access to progress in the realm of technology, especially information in electronic media, is the misuse of information, namely the Criminal Act of Humiliation through social media. Therefore, in this article the author will try to explain the arrangements and forms of legal protection for someone's good name on social media. As in this thesis the author uses normative juridical. As for the results of this study, namely the Arrangements for Criminal Acts of Insult committed through electronic media are regulated in several rules, namely Law Number 19 of 2016 concerning Amendments to Law Number 11 of 2008 concerning Information and Electronic Transactions. In addition, legal protection for someone's good name on social media based on the Information and Electronic Transactions Law is still not effective, which in practice the form of legal protection provided is only in the nature of punishment (sanction) and also prevention (prohibited) in the form of a deterrent effect. However, it has not yet accommodated the restoration of the rights of victims whose names have been defamed. This is due to the lack of role of law enforcers, lack of facilities or supporting facilities, lack of knowledge and further understanding from the public regarding the Electronic Information and Transaction Law.

Keywords: Regulation of Information and Electronic Transactions, defamation, criminal defamation

Reference: 43 (1983 - 2014)