

ABSTRACT

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OVERVIEW OF THE LEGAL CONSEQUENCES OF THE ELECTION OF A REGIONAL HEAD WITH DUAL CITIZENSHIP (CASE STUDY OF DECISION NO. 133, 134, 135/PHP.BUP-XIX/2021)

(xvi + 151 pages)

The authority of the Constitutional Court is a separate study in this article. According to criteria Article 24 C Paragraphs (1) and (2) are for adjudicating at the first and final level for testing Laws against the Constitution, decide disputes over the authority of state institutions whose authority is granted The Constitution, decides on the dissolution of political parties, and resolves disputes regarding election results general. The Constitutional Court annulled General Election Commissions Sabu Raijua's decision No.153/HK.03.1-Kpt/5320/KPU-Kab/IX/2020 concerning determination of serial numbers and list of pairs of prospective participants The 2020 Sabu Raijua Regent election is dated September 24 2020, as long as the candidate pairs Serial number 2 (Otient Patriot Riwu Kore and Thobias Uly). The Constitutional Court overturned the General Election Commissions decision Sabu Raijua Regency No 25/HK/03.1-Kpt/5420/KPU-Kab/2021 concerning the determination of candidate pairs Regent and Deputy Regent elected in the 2020 Sabu Raijua Regent election dated 23 January 2021. The Constitutional Court also ordered the respondent to carry out a re-vote for the Regent election and Deputy Regent of Sabu Raijua Regency in 2020, followed by two candidate pairs with serial numbers 3 Taken Radja Pono and Herman Hegi Radja Haba. The Constitutional Court also ordered a repeat vote This is done within a grace period of 60 working days after the decision is pronounced. In consideration of the Constitutional Court, found the legal fact that Orient Patriot Riwu Kore have two passports. The two passports are Republic of Indonesia passport number X746666 valid April 1 in accordance with information from the Directorate General of Immigration, Ministry of Law and Human Rights and United States Passports Number 574900485 which is valid from 10 July 2017 to 9 July 2027.

Keywords: dual citizenship, regional elections

References: 67 (1998-2023)