

Mekanisme pengawasan yang efektif dalam sistem peradilan pidana: Upaya mendorong terwujudnya sistem peradilan pidana terpadu

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Abstrak

Law Enforcement particularly criminal law enforcement in Indonesia is highly criticized by the public. The people's respect and trust for the judiciary institutions are very low. In people view the judiciary institution and judicial power are not yet independent and impartial in executing their task (duty). The interference from other party in the judiciary process has become one of many indications which show the dependent of those institutions. The implementation of the criminal justice system have not been carried out effectively and efficiently.

Therefore, it fails in achieving its goal. The problems that exist in this issue are covering the structural and substantial problems, the law enforcement officer's culture, and the weak mechanism control. These problems are the main obstacle to achieve the criminal justice system's goals. There are some types of control mechanism in the criminal justice system, those are a) internal control (from the related institution); b) external control (from other institution or the society); c) horizontal control (within the law enforcement officers); and d) vertical control (from supervisor). Those control mechanisms have not been able to encourage the effectiveness of the implementation of the criminal justice system. With the vast growing public awareness, the public control become as one of the alternative control such as done by the civil society organizations.

This research shows that there is a correlation between the weaknesses of the control mechanism and the performance of the criminal justice system. With respect to this problem, it is necessary to establish an effective and efficient control mechanism. Those actions should be done in integrated manner in order to achieve the goal of the criminal justice system.