

Implikasi putusan mahkamah konstitusi Nomor 92/PUU-X/2012 terhadap fungsi legislasi DPD = Implications of constitutional court decision No 92/PUU/X/2012 against legislation function DPD

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Abstrak

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Perubahan Undang-Undang Dasar 1945 telah melahirkan beberapa lembaga negara baru, yang antara lain Dewan Perwakilan Daerah Republik Indonesia. Realitas pembentukan legislasi dalam kerangka hubungan kelembagaan antara Dewan Perwakilan Rakyat dan Dewan Perwakilan Daerah belum begitu mendapatkan tempat yang semestinya seperti yang diamanatkan dalam Undang-Undang Dasar 1945. Tetapi setelah adanya putusan Mahkamah Konstitusi Nomor 92/PUU-X/2012 telah mengembalikan kewenangan Dewan Perwakilan Daerah yang sebelumnya direduksi oleh UU No. 27 Tahun 2009 tentang MPR, DPR, DPD, dan DPRD dan UU No. 12 Tahun 2011 tentang Pembentukan Peraturan Perundang-undangan. Hal ini membawa angin segar bagi Dewan Perwakilan Daerah, yang mana selama ini Dewan Perwakilan Daerah hanya menjadi bayangbayang dominasi Dewan Perwakilan Rakyat. Dominasi berlebihan yang dilakoni Dewan Perwakilan Rakyat ini mencederai sistem bicameral yang terbentuk untuk tujuan mulia yaitu terciptanya sistem check and balances yang baik.

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ABSTRACT

Amendments Act of 1945 has given rise to some new state institutions, which include the Regional Representative Council of the Republic of Indonesia. Reality creation of legislation within the framework of the institutional relationship between the House of Representatives and the Regional Representative Council not quite get the appropriate places as indicated in the Constitution of 1945., But after the decision of the Constitutional Court No. 92/PUU-X/2012 has restored the authority of the Board of Representatives areas that were previously reduced by the Law no. 27 of 2009 on the MPR, DPR, DPD and DPRD and Law. 12 Year 2011 on the Establishment of legislation. It brings fresh air for the Regional Representatives Council, during which the DPD is only a shadow of the dominance of the House of Representatives. Excessive dominance of the House of Representatives acted this bicameral system formed injured for a good cause, namely the creation of a system of checks and balances is good.;Amendments Act of 1945 has given rise to some new state institutions, which include the Regional Representative Council of the Republic of Indonesia. Reality creation of legislation within the framework of the institutional relationship

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