

Kewenangan komisi yudisial dalam rangka pengawasan hakim huna melaksanakan amanat UUD 1945

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Abstrak

The Judicial Commission was established to achieve professional, clean (corruption-collusion-nepotism free), and respectable judicial power which is also publicly sensible. Judges not only serve as mouthpieces of the law but also carry the law enforcement responsibility, in which their verdicts must reflect justice, fairness, expediency, and legal certainty. The impression among many Indonesians that Indonesia's judiciaries have been tarnished due to the common practices of legal distortion has sadly confirmed that judicial institution is identical to mafia law. The Constitutional Court's verdict annulling the Law No. 2 CE 2004 (UU No. 2/2004) on Judicial Commission which serves as legal basis for the commission's operation has spoiled the organization's effort in exercising its authority. This research is normative-applying legislation approach and futuristic in nature. The research materials from academic literatures are thoroughly analyzed based on existing law, its revision, and its future needs. The findings suggest (1) that Judicial Commission be given more extensive authority in monitoring incumbent judges both in provincial and in regional levels in order to achieve the law supremacy, (2) that the judges' autonomy and judicial authority be balanced with better individual religious values which are in line with the code of ethic, and (3) that the Judicial Commission implement good governance as it should. Keywords : The Authority of Judicial Commission, Monitoring, Judge.