

Tanggung jawab Polri dalam pelanggaran HAM yang berat di Timor-Timur pasca jajak pendapat

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Abstrak

Serious Human Rights violation in East Timor alleged by HAM Adhoc Jakarta court Attorney where conducted by Police Member (as Defendant) insufficient of evidence, so that the Judge ceremony break free. Serious HAM Collision case that happened before this code of law is invited, formed a HAM Ad hoc Justice after proposed by DPR through President Decision. Crystal clear, Timor Timur case is wight to political aspect compared to legal aspect and competent in consequence terminated.

To terminate various case East Timor, Indonesia Government offer a solution through choice for two options, refuse or accept the autonomy. At May 5^h 1999 in New York, this option is written into an agreement between Indonesia" and Portugal under wings of UN Secretary General. In this agreement, agreed that Indonesia Government hold responsible to keep peace and security in East Timor, to ascertain enforceable opinion determination by fair and peaceful, which free from intimidation, hardness or interference from various parties.

But the effect of determination of this opinion emerging riot as a result of dissatisfy group of pro-autonomy which fail in determination of this opinion. Effect of the riots and incidence, hence Police as law enforcer and protector of society which that moment undertake in East Timor, is blamed and assumed to conduct serious Human Rights violation. To prove that Police have conducted matter alleged, this thesis tried to prove that police have run its duty by answering three following question:

1. What will be Police role in handling riot after polling opinion at the date of 4^h of September 1999 causing killing of a number of people?
2. Operation and security action like what conducted by Police?
3. What is the negative impacts that emerge as effect of action of the operation and security that included in serious Human Rights violation?