ABSTRAK

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Program studi : KAJIAN KETAHANAN NASIONAL

Kajian : STRATEJIK KEIMIGRASIAN

Judul :ANALISIS IMPLEMENTASI KEBIJAKAN PEMBERIAN SANKSI PELANGGARAN HUKUM KEIMIGRASIAN

Imigrasi sebagai institusi pemerintah yang bertugas dalam hal ihwal keluar masuknya orang dan pengawasan orang asing di wilayah Republik Indonesia berkewajiban untuk membendung dampak negatif dari peningkatan lalu lintas orang antar negara akibat dari arus globalisasi, Seperti munculnya *Trans Organized Crimes* (*TOC*) dan imigran ilegal. Salah satu cara yang dapat ditempuh yaitu dengan mengoptimalkan fungsi penegakan hukum.

Berdasarkan hal diatas, penulis melakukan penelitian tentang implementasi kebijakan pemberian sanksi pelanggaran hukum keimigrasian. Teori yang digunakan sebagai pisau analisis adalah teori George Edward III yang menyatakan bahwa keberhasilan implementasi kebijakan publik dipengaruhi oleh 4 (empat) faktor yaitu: Birokrasi, Sumberdaya, Disposisi, dan Struktur Birokrasi.

Metode penelitian menggunakan metode kualitatif dan kuantitatif, data kuantitatif tidak dijadikan sebagai landasan pembenar namun hanya sebagai pendukung data kualitatif saja, penelitian ini melibatkan 9 (sembilan) pejabat imigrasi (pejim) sebagai informan yang bertugas dibagian pengawasan dan penindakan Divisi Keimigrasian Kanwil Departemen Hukum Dan HAM Jateng.

Berdasarkan hasil penelitian, implementasi pemberian sanksi pelanggaran hukum keimigrasian belum optimal karena belum adanya aturan pelaksanaan yang jelas tentang jenis pelanggaran yang harus diselesaikan melalui tindakan yudisial dan tindakan keimigrasian, belum adanya keinginan yang kuat dari pejabat imigrasi untuk menerapkan sanksi melalui tindakan yudisial, dan minimnya pelatihan.

Hasil penelitian ini diharapkan dapat dijadikan masukan kepada Direktorat Jenderal Imigrasi dalam upaya penegakan hukum keimigrasian khususnya ketepatan pemberian sanksi terhadap pelanggaran keimigrasian yang dilakukan oleh orang asing.

Kata kunci: implementasi kebijakan, pelanggaran hukum keimigrasian.

ABSTRACT

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Concentration   : Strategic Studies For Immigration

Title   :Analyse The Policy Implementation Gift of Sanction of Immigration Transgression.

Immigration as commisioned governmental institution in the case of about exit entry of people and foreigner observation in region of Republic Of Indonesia is obliged to barricade the negative impact from make-up of traffic of inter-states people of effect globalization current, Like appearance of Trans Organized Crimes (TOC) and immigrant ilegal. One of way of which can be gone through by that is optimal of function is straightening of law.

Based on the condition, the writer doing the research about the implementation gift of Sanction of Immigration Transgression. The theory that is used in this research is from George Edwards III. He said that the succeed implementation of public polic is influenced by four factors, such as communication, resources, disposition, and bureaucracy structure.

The research methods that the writer uses are qualitative method and quantitative method. The writer involves nine immigration officers as an informant. All of thoose immigration officers will be on duty in controlling and implementing section of Departement of Law and Human Right the Central of Java.

Based on the research result, the implementation of immgration policy grant related to violation punishment is not optimizing yet. It happens because of there is no clear regulations abaut the kinds of violation that should be finished throught the judicial action and immigration action. There is no reaction or desire from immigration officer to apply the punishment throught the judicial action, and less training.

The writer hopes that this research result will give new point of view to the Directorate General of Immigration about the effort of immigration law enforcement, especially for punishment grant related to the immigration trespassers that is done by foreigner

Keyword: Policy Implementation, Immigration Transgression.