THE LEGAL VIEW ON RAPING CRIME TOWARDS UNDER AGE WOMEN CONNECTED TO ARTICLE 285* KITAB UNDANG-UNDANG HUKUM PIDANA (KUHP) *JUNCTO* UU *NO 23 / 2002 ABOUT CHILDPROTECTION

ABSTRACT

MegiAmbasari

31607008

This thesis is about the legal view on raping crime towards under age women connected to article 285 KUHP*junct*oUU *no 23 / 2002 about child protection. A child usually gets bad-threat mainly about sexual crime, child often becomes a sexual crime victim especially raping that is conducted by adult and the victim is under age child. The problem is how to implement of law about child protection towards raping crime for under age child according to article 285* KUHP*junct*oUU *no 23 / 2002 about child protection, the obstacles in law enforcement related to raping crime towards under age child, and the efforts to prevent raping crime towards under age child.*

This study is descriptive analytic with juridical normative approach. The gained data is analyzed in juridical qualitative therefore the hierarchy of constitution rules can be noticed and legal certainty guaranteed.

According to study result, it is known that a person who conduct raping crime towards child can be punished refers to article 285 KUHP*junct*oUU *no 23 / 2002 about child protection, then they can be sentenced with article 82 about crime and sentence to jail in 15 years and at least 3 years and fine 300.000.000 (three hundred millions) or at least 60.000.000 (Sixty millions). the obstacles faced in law enforcement is the difficult to get information from victim or family, the less effective implementation* UU *no 23 / 2002 about child protection, and the limited of volunteer and advocates to help victim in the legal process. The overcoming efforts to prevent raping crime are the implementation of firmly law.*