LEGAL PROTECTION FOR LABOUR TOWARDS THE WORK INJURY RISK SUFFERED WHILE WORKING AND THE INCIDENCE OF DISEASE CAUSED BY WORKING REVISED FROM LAW NO. 3 YEAR 1992 ABOUT SOCIAL SECURITY FOR LABOUR (JAMSOSTEK) JUNCTO LAW NO. 13 YEAR 2003 ABOUT EMPLOYMENT

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Abstract

One of the mid-term national development plan program that will be implemented by the government is in the field of labour development. This focusses on improvement of people's welfare, especially labour, through efforts to overcome the high-rates of unemployment, the increasing number of poor, the weakening of employment opportunities provision, the uneven distribution of the population and the development gap between regions. In this regard, the legal protection for labor to have the rights of safety and health that have been arranged in Law No. 3 Year 1992 about social security for labour (Jamsostek) is vital. This law has given more security to make the rights of labour fulfilled. Therefore, the writer tries to analyze the protection for labour towards the work injury risk suffered while working and the incidence of disease caused by working revised from Law No.3 Year 1992 about social security for labour Juncto Law No. 13 Year 2003 about employment.

This study uses an analysis descriptive method by describing facts of primary and secondary data with a juridical normative approach. The writer analyzes the resulted data in juridical qualitative, so the hierarchy of legislation can be considered as well as to ensure the legal certainty.

To overcome the losses received by the workers who are victims of accidents or the heirs, it is necessary to apply an active oversight from the organizer agency of social security. Many employers and workers are still not aware of the need to employment security both for themselves and their families, although this has been stipulated in the provision of Law No. 3 Year 1992 about social security for labour and Law No. 13 Year 2003 about employment.