



JURIDICAL ANALYSIS OF THE ROLE OF POLRI IN DISCOVERING THE CIRCULATION OF NARCOTICS IN THE LEGAL AREA OF THE RIAU ISLANDS (Research Study at Barelang Police)

Alex Trio AD¹, Dahlan², Ramon Nofrial³

^{1,2,3}Faculty of Law, Universitas Batam

E-mail: alextrio@gmail.com

Abstract

The role of the Narcotics Unit in eradicating and overcoming narcotics abuse is quite large because most of their main tasks and functions have been realized and the Narcotics Unit and the Police should increase legal awareness regarding Prevention, Eradication of Drug Abuse and Illicit Trafficking (P4GN) for the community with outreach and legal counseling, talk shows, screening of films, distribution of stickers/pamphlets on legal sanctions, increasing operational costs by submitting funds to the Regional Police Chief taking into account the existing problems and the amount of funds used for the eradication and control of narcotics crimes in the jurisdiction of the Riau Archipelago so that the eradication and control of narcotics in the Archipelago region Riau can be implemented well.

Keywords: *Revealing, Narcotics, Police Role*

1. INTRODUCTION

Law enforcement against the perpetrators of narcotics distribution has been carried out by law enforcement officers and has received many decisions in court. Law enforcement is expected to act as a deterrent to the spread of narcotics trafficking. With the increasingly widespread distribution and abuse of narcotics which has a negative impact on people's lives. As it is known that one of the state institutions that handle cases related to narcotics crimes is the police.

Law Number 35 of 2009 concerning Narcotics as a revision of Law Number 22 of 1997 concerning Narcotics and also covering the classification of narcotics class I and II in Law Number 5 of 1997 concerning Psychotropics, was promulgated on October 12, 2009, and placed in the State Gazette of the Republic of Indonesia of 2009 Number 143 and the supplementary State Gazette of the Republic of Indonesia numbered 5062. This law was issued as a government action in response to the increasing abuse of illicit drug trafficking and to ensure arrangements for medical and social rehabilitation efforts for drug abusers and addicts in accordance with the purposes contained in Article 4 letter (d) of this Law on Narcotics. The impact of the objectives in Article 4 letter (d) is, the adoption of alternative punishments that can be imposed on perpetrators of narcotics abuse. In addition to punishment in the form of imprisonment and fines, the Narcotics Law also opens up opportunities for rehabilitation for addicts and victims of narcotics abuse.

To control and restore the ideal (orderly, safe, and peaceful) living conditions of society, the role of the police is required as stipulated in Article 13 of the Law of the Republic of Indonesia Number 2 of 2002 concerning the State Police of the Republic of Indonesia, which emphasizes that the main task of the police is to maintain security and order. community, uphold the law, and provide protection, protection and service to the community.

In terms of eradicating narcotics traffickers, cooperation from various parties is also needed, including the participation of the community. The form of community participation here can be in the form of providing information about criminal acts of abuse and the presence of perpetrators of narcotics distribution to Police investigators. To implement efforts to overcome a

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narcotics crime that can be carried out with a pattern of criminal justice system policies through penal efforts that focus more on repressive properties and non-penal efforts that focus more on preventive or preventive properties before the crime occurs. In addition, it can also take the form of non-governmental organizations and community organizations that focus on eradicating narcotics as a whole.

2. IMPLEMENTATION METHOD

In particular, according to the type, nature and purpose of legal research specifications, Soerjono Soekanto differentiated into normative legal research and sociological or empirical legal research. This research is normative legal research, supported by sociological/empirical research, using secondary data sources from library research in order to obtain a theoretical basis in the form of expert opinions or writings, as well as to obtain information both in the form of formal provisions and data through official texts. Secondary data is in the form of legal materials, both primary, secondary and tertiary legal materials.

3. RESULTS AND DISCUSSION

Legal Arrangements regarding the Role of the National Police in Disclosing Narcotics Circulation in the Riau Archipelago Legal Area (Research Study at the Barelang Police in Batam) are regulated in Law no. 35 of 2009 in Article 1 paragraph (1) it is explained: Narcotics are substances or drugs derived from plants or non-plants, both synthetic and semi-synthetic, which can cause a decrease or change in consciousness, loss of feeling, reduce to eliminate pain, and can cause dependency, which is differentiated into groups as attached to this Law. Prior to the issuance of Law No. 35 of 2009 concerning Narcotics that applies is Law no. 22 of 1997 concerning Narcotics.

Implementation of the Police's Role in Disclosing Narcotics Circulation in the Riau Archipelago Legal Area (Research Study at the Barelang Batam Police) that Cases of abuse and illicit trafficking of Narcotics and Narcotics Precursors, including cases that take precedence over other cases to be submitted to court for a speedy resolution. The process of examining cases of Narcotics crime and Narcotics Precursor crime at the appeal level, cassation level, judicial review, and death penalty execution, as well as the process of granting clemency, must be accelerated in accordance with statutory regulations. Narcotics cases require fast handling, namely submitted as soon as possible so that they can be resolved as soon as possible. The fast process starts from inspection to the next process.

Because overlapping authorities can cause delays in the investigation process, the mandate of the Narcotics Law that cases of narcotics abuse, and distribution must be resolved as soon as possible will not be achieved. Moreover, in the investigation of narcotics cases, as explained in the previous chapter, the disclosure of narcotics cases must be carried out by truly professionals because disclosure is very difficult. Because of this difficult disclosure, investigators are also given the authority to follow, make covert purchases, and even wiretapping people suspected of drug abuse or distribution.

Factors of Constraints/Barriers and Solutions Regarding the Role of the National Police in Disclosing Narcotics Circulation in the Riau Archipelago Legal Area (Research Study at the Barelang Police in Batam) that:

- a. Lack of Budget



The lack of a budget is one of the main factors constraining investigators in uncovering new techniques for the distribution of narcotics crimes. The budget is very important here because if you don't have a budget, the pursuit and arrest of narcotics offenders will not run optimally.

b. Inadequate Facilities and Infrastructure

The lack of facilities and infrastructure also greatly interferes with investigators in uncovering narcotics trafficking cases. Such as the lack of sophisticated tools that can detect the presence of drugs in each package or items that are express deposited. This became one of the obstacles because the investigators could not open the packages and items that were expressly entrusted one by one because apart from being able to take up a lot of time, investigators could not open the items if they were not asked by the relevant parties.

c. Lack of Narcotics Investigator Personnel

The lack of human resources for narcotics investigators is also one of the obstacles in uncovering cases of trafficking in narcotics crimes, especially with new techniques.

d. Light Court Decision

The lightness of the court's decision is also an obstacle for the Police in uncovering new techniques for the distribution of narcotics crimes. Because of this light decision, the perpetrators who are already addicted to narcotics are not deterred from repeating their mistakes to use and distribute drugs.

e. Each actor is bound to each other

The perpetrators who were bound to each other also became an obstacle for Polri investigators. Because uncovering a network is very difficult and very neatly arranged by the perpetrators. The mutual bond between each actor here means the number of parties involved in the narcotics circulation.

f. Changing Narcotics Trafficking Techniques

The changing technique of narcotics distribution often becomes one of the obstacles that investigators often experience. The perpetrators of narcotics crimes often avoid the ranks of the police by changing the ways and patterns in the distribution of narcotics.

Efforts to Overcome the Role of the National Police in Revealing Narcotics Circulation in the Riau Archipelago Legal Area (Research Study at the Bareleng Police in Batam) are:

1. Network Handling

The handling of the network is carried out by investigators to rally former narcotics offenders so they can help catch a narcotics network. In handling this network, former narcotics network actors assisted the National Police in uncovering a narcotics network.

2. Maximizing Existing Human Resources

By maximizing existing human resources, it can enable police officers to work optimally in the pursuit or arrest of perpetrators of narcotics crimes. With a large number of personnel, the number of cases of high narcotics circulation can be reduced.

a. Raids With raids

Can minimize the circulation of narcotics. Raids were carried out as needed, not haphazardly. Police can also carry out raids according to reports from the public. If there is any suspicion, the National Police will immediately act for the convenience of the common people.

b. Monitoring Former Narcotics Addicts

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Alex Trio AD, Dahlan, Ramon Nofrial

After serving time in prison, former drug offenders are monitored by investigators. It is monitored where he will go after leaving 10 prisons, what he does after leaving prison, and what work he does after leaving prison. From here the National Police will find out whether the former detainee will repeat his mistake by using and distributing narcotics or not.

c. Socialization

Socialization here is very often carried out by Drug Regiment Units in an effort to minimize the number of existing narcotics cases.

d. Community participation

The public is highly expected to report if any colleagues are involved in the distribution or use of narcotics. If the community reports, then the user will be followed up by way of rehabilitation.

4. CONCLUSION

Legal Regulations The role of the Police in Disclosing Narcotics Circulation in the Riau Archipelago Legal Area (Research Study at the Bareleng Batam Police) is basically in accordance with the Statutory Rules regulated in Law no. 35 of 2009 concerning Narcotics.

The Implementation of the Role of the National Police in Disclosing Narcotics Circulation in the Riau Archipelago Legal Area (Research Study at the Bareleng Batam Police has basically been running as it should.

Factors of Obstacles/Barriers and Solutions to the Role of the National Police in Disclosing Narcotics Circulation in the Riau Archipelago Legal Area (Research Study at the Bareleng Batam Police), among others:

1. Lack of Budget

The lack of a budget is one of the main factors constraining investigators in uncovering new techniques for the distribution of narcotics crime. Means and b) Inadequate infrastructure. The lack of facilities and infrastructure also greatly interferes with investigators in uncovering narcotics trafficking cases. Such as the lack of sophisticated tools that can detect the presence of drugs in each package or items that are express deposited.

2. Lack of Narcotics Investigator Personnel

The lack of human resources for narcotics investigators is also one of the obstacles in uncovering cases of trafficking in narcotics crimes, especially with new techniques.

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4. Each actor is bound to each other

The perpetrators who were bound to each other also became an obstacle for Polri investigators. Because uncovering a network is very difficult and very neatly arranged by the perpetrators. Changing Narcotics Trafficking Techniques.

5. The changing technique of narcotics distribution often becomes one of the obstacles that investigators often experience. The perpetrators of narcotics crimes often avoid the ranks of the police by changing the ways and patterns in the distribution of narcotics.



The solution is the Role of the National Police in Disclosing Narcotics Circulation in the Riau Archipelago Legal Area (Research Study at the Bareleng Batam Police) by carrying out work programs and activities, including:

1. Network Handling

The handling of the network is carried out by investigators to rally former narcotics offenders so they can help catch a narcotics network. In handling this network, former narcotics network actors assisted the National Police in uncovering a narcotics network.

2. Maximizing Existing Human Resources

By maximizing existing human resources, it can enable police officers to work optimally in the pursuit or arrest of perpetrators of narcotics crimes. With a large number of personnel, the number of cases of high narcotics circulation can be reduced.

3. Raids With raids

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JURIDICAL ANALYSIS OF THE ROLE OF POLRI IN DISCOVERING THE CIRCULATION OF NARCOTICS IN THE LEGAL AREA OF THE RIAU ISLANDS (Research Study at Barelang Police)

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