

ABSTRAK

Pekerja Migran Indonesia diluar negeri memiliki peran penting dalam meningkatkan devisa negara, namun keberadaan mereka di negara penerima tidak seaman yang dibayangkan. Banyak oknum-oknum tidak bertanggung jawab ikut serta campur tangan dalam perekrutan calon pekerja migran Indonesia secara *illegal*, besar kemungkinan mereka akan mendapatkan perlakuan yang tidak manusiawi bahkan dapat menjadi korban eksploitasi dinegara penerima. Penulis menggunakan metode Normatif-Empiris untuk penelitian kasus ini, dengan berdasarkan bahan dan data hukum, serta wawancara. Faktor yang mempengaruhi penegakan hukum terhadap penyalahgunaan penempatan pekerja migran indonesia secara tidak resmi, dikarenakan adanya faktor internal dan eksternal baik dari pihak yang merekrut maupun pekerja migran itu sendiri. Upaya untuk meminimalisir kejahatan penyalahgunaan penempatan pekerja migran tesebut dilakukan dengan memberlakukan berbagai penerapan. Berdasarkan Tinjauan Putusan Nomor 1047/Pid.B/2018/PN-Mdn Terdakwa telah terbukti secara sah melakukan tindak pidana Melaksanakan Penempatan Pekerja Migran Indonesia.

Kata Kunci: Penegakan Hukum, Pekerja Migran, Penempatan.

ABSTRACT

Indonesian migrant workers abroad have an important role in increasing the country's foreign exchange, but their presence in the recipient country is not as safe as imagined. Many persons are not responsible for interfering in the illegal recruitment of prospective Indonesian migrant workers, it is likely that they will get inhumane treatment and may even become victims of exploitation in the recipient country. The author uses the Normative-Empirical method for this case research, based on material and legal data, as well as interviews. Factors influencing law enforcement against the misuse of placement of Indonesian migrant workers unofficially, due to internal and external factors both from the recruiting party and migrant workers themselves. Efforts to minimize the crime of misuse of placement of migrant workers are carried out by applying various applications. Based on Review of Decision Number 1047/Pid.B/2018/PN-Mdn the Defendant has been legally proven to have committed a criminal offense in carrying out the Placement of Indonesian Migrant Workers.

Keywords: Law Enforcement, Migrant Workers, Placement.