

TINJAUAN YURIDIS TERHADAP TINDAK PIDANA PERDAGANGAN JUAL BELI MIE KUNING BASAH DENGAN MENGGUNAKAN BAHAN FORMALIN

(PUTUSAN NOMOR 2796 / PID.SUS / 2018 / PN MDN)

ABSTRAK

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Perdagangan bahan makanan mie kuning basah sering dilakukan oleh para pedagang yang tidak bertanggung jawab, karena bahan pengawet yang digunakan merupakan bahan kimia yang sangat berbahaya, yaitu formalin. Formalin sangat berbahaya karena dapat menyebabkan iritasi lambung, alergi, kanker, muntah bercampur darah hingga kematian karena kegagalan peredaran darah. Walaupun sudah dilarang, formalin sering digunakan oleh para pedagang supaya dagangannya tahan lama dan tetap terlihat segar serta harganya murah. Produsen ataupun pedagang dalam lebih mengutamakan keuntungan daripada kesehatan maupun keselamatan para konsumen. Dengan menggunakan metode penelitian yuridis normatif, penelitian ini bertujuan untuk mengetahui peranan BPOM dalam pengawasan bahan makanan yang mengandung bahan kimia berbahaya, khususnya mie kuning basah dan perlindungan hukum terhadap konsumen sebagai korban. Pelaku tindak pidana ini dapat diminta pertanggungjawabannya karena melanggar ketentuan yang telah diatur dalam Undang-Undang Perlindungan Konsumen.

Kata Kunci: Formalin, Perdagangan, Mie Kuning Basah

***JUDICIAL REVIEW ON CRIMINAL ACT OF TRADING FORMALIN-PRESERVED
YELLOW NOODLES***

(REVIEW OF CASE NUMBER 2796 / PID.SUS / 2018 / PN MDN)

ABSTRACT

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The practice of trading yellow noodles is often done by numerous irresponsible sellers because one of the chemicals they use as preservative is a very harmful substance, which is formalin. If consumed, formalin may cause stomach irritation, allergy, cancer, blood vomiting, and also death that occurs as the result of blood circulation failure. Despite the fact that formalin is forbidden to be added in any kind of food products, it is still commonly found and being used by producers to ensure their goods last longer, stay fresh and can be sold with cheap prices. In this case, sellers or producers are more profit oriented and set aside customer's health or safety. By using normative juridical research method, the writers intend to find out National Agency of Drug and Food Control's role in watching over and supervising food products that contain harmful chemicals, especially yellow noodles and the legal protection to the victims who consumed formalin-preserved yellow noodles. Criminal offenders will be given sanction as they have violated Consumer Protection Law.

Keywords: Formalin, Trading, Yellow Noodles