

**THE ENFORCEMENT OF CRIMINAL PROVISIONS IN THE LAW
NUMBER 32 YEAR 2009 AGAINST THE CASE OF COAL MINE WASTE
DISPOSAL IN THE DISTRICT COURT OF TENGGARONG NO.
526/PID.SUS-LH/2017/PN.TRG**

UNDERGRADUATE THESIS



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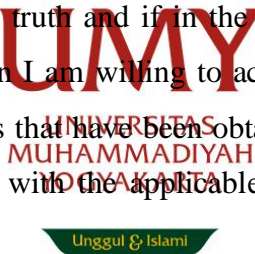
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DECLARATION PAGE

I undersigned below:

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I hereby declare that the undergraduate thesis is based on the results of my research, thoughts and original explanations. To my knowledge, there are no works or opinions that have been written and published by other people, except as references or quotations by following  al scientific writing system.

I made this statement in truth and if in the future there are deviations and untruths of this statement, then I am willing to accept academic sanctions in the form of revocation of the titles that have been obtained because of this paper and other sanctions in accordance with the applicable regulations at the Universitas Muhammadiyah Yogyakarta. 

Therefore I made this statement in a conscious state without coercion from any party.

Yogyakarta, August 10, 2020

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MOTTO PAGE

وَلَنَبْلُوَنَّكُمْ بِشَيْءٍ مِّنَ الْخَوْفِ وَالْجُوعِ وَنَقْصٍ مِّنَ الْأَمْوَالِ وَالْأَنْفُسِ وَالثَّمَرَاتِ وَبَشِّرِ الصَّابِرِينَ

“And We will surely test you with something of fear and hunger and a loss of wealth and live and fruits, but give good tidings to the patient”

(QS. Al-Baqarah: 155)



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DEDICATION PAGE

This Undergraduate Thesis is dedicated to

My Lord, Allah SWT

Prophet Muhammad SAW

My Father, Ngaliman W. Purwanto

My, Mother, Ngatinah

My Brother, Heru Setiawan

My Sister, Windarsih



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FOREWORD

Assalamualaikum Wr. Wb.

Praise and gratitude for the presence of Allah SWT who always giving us His grace and love so that the author can complete this undergraduate thesis under title “THE ENFORCEMENT OF CRIMINAL PROVISIONS IN THE LAW NUMBER 32 YEAR 2009 AGAINST THE CASE OF COAL MINE WASTE DISPOSAL IN THE DISTRICT COURT OF TENGGARONG NO. 526/PID.SUS-LH/2017/PN.TRG”. Legal writing is structured to complement the requirements for Bachelor of Laws degree at the faculty of Law, Universitas Muhammadiyah Yogyakarta. Hopefully prayers and greetings will always be abundant to the Prophet Muhammad SAW, to his family, to his *sahabat*, to his *ummat* until the end of time.

The author is very aware that this thesis still has many shortcomings, therefore the author really hopes for input and suggestions for the perfection of this thesis. At this opportunity the author would like to thank those who have helped and guided in completing this thesis. Acknowledgments are given to:

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Yogyakarta,

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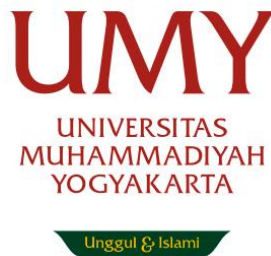
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LIST OF ABBREVIATIONS

APTEK	Aplikasi Teknologi
ASTM	American Society for Testing and Materials
B3	Bahan Berbahaya dan Beracun (Hazardous Materials and Toxics)
CV	Commanditaire Vennootschap (Limited Partnership)
DIY	Daerah Istimewa Yogyakarta
EIA	Environmental Impact Assessment
EPA	U.S. Environmental Protection Agency
FMIPA	Fakultas Matematika dan Ilmu Pengetahuan Alam (Faculty of Mathematics and Natural Sciences)
ITB	Institut Teknik Bandung
JPU	Jaksa Penuntut Umum (Prosecutor)
KSCE	Korean Society of Civil Engineers
KUHP	Kitab Undang-undang Hukum Pidana (Criminal Code)
LH	Lingkungan Hidup (Environmental Management)
LHK	Lingkungan Hidup dan Kehutanan (Environment and Forestry)
PLTU	Pembangkit Listrik Tenaga Uap (Power Plants)
PN	Pengadilan Negeri (District Court)
PPLH	Environmental Protection and Management (Perlindungan dan Pengelolaan Lingkungan Hidup)
PT	Perseroan Terbatas (Limited Company)
RI	Republik Indonesia
RMCR	Recycled Material Resource Center
RPPLH	Rencana Perlindungan dan Pengelolaan Lingkungan Hidup (Preparation of Plans for the Protection and Management of The Environmental)

TPS	Tempat Penyimpanan Sementara (Temporary Storage Place)
TRG	Tenggaong
U.S.	United State
USA	United State of America
UI	Universitas Indonesia
UNR	Ungaran
UNY	Universitas Negeri Yogyakarta



LIST OF LEGISLATIONS

- a. The Criminal Code;
- b. The Law No. 32/2009 about The Environmental Protection and Management;
- c. The Law No. 40/2007 about The Limited Liability Companies;
- d. The Law No. 23/1997 about The Environmental Management
- e. The Regional Regulation DIY Provincial No. 02/2012 about The Hazardous Materials and Toxic (B3) Management:
- f. The Government Regulation of Republic Indonesia No. 101/2014 about The Hazardous Materials and Toxic (B3) Waste Manegement;
- g. The Decree of the State Minister for Integrated Environment Number 11/MENLH/07/2011, Number B/20/VII/2011, Number KEP/156/A/JA/07/2011 and The Integrated Environmental Law Enforcement;
- h. The Verdict No. 526/Pid.Sus-LH/2017/PNTrg.



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