

NGAWI RESORT POLICE EFFORTS IN OVERCOMING WILD RACING CRIME THAT DISTURBING TRAFFIC IN NGAWI DISTRICT

Septian Bayu Triatmojo¹, Herwin Sulistyowati², Supriyono³
^{1,2,3}Faculty of Law, Universitas Surakarta, Surakarta, Indonesia
bayuseptian889@gmail.com¹, herwinsulistyowati30@gmail.com²,
supriyonorajendra@gmail.com³

Submitted: 2023-07-12
Accepted: 2023-07-30

Published: 2023-09-11
DOI: xxxxxxxxxxxx

Abstract

This study raises two issues, namely the legal aspects of illegal racing within the jurisdiction of the Ngawi resort police according to Law Number 22 of 2009 concerning Road Traffic and Transportation and to find out the efforts of the Ngawi resort police in controlling illegal racing in Ngawi district. The legal aspects of illegal racing within the jurisdiction of the Ngawi resort police according to Law Number 22 of 2009 concerning Road Traffic and Transportation are regulated in several articles including Article 21 concerning vehicle speed, Article 115 concerning the prohibition of speeding, Article 229 concerning traffic accidents, Article 235 and Article 310 concerning traffic crimes. The existence of Law Number 22 of 2009 concerning road transport traffic has a crucial and strategic role in supporting the joint commitment to tackling illegal racing among the community because there have been several cases of illegal racing in Ngawi regency. Controlling wild racing in the district Ngawi was attempted by the police Ngawi in humanist ways. The first is Friday chat. Polres Ngawi in a proactive manner carry out Friday Chat which is provided container Polres Ngawi for listening and accommodating various societal complaints, mainly in a matter of wild racing information. Another effort is to carry out a patrol. Polres Ngawi also gives penalty ticket and withhold the wild racing participants' vehicle. Polres Ngawi made the arrested participants do sports activities as punishment and also contacted their families to pick them up at a time according to the given instructions. The perpetrator of racing needs to more strictly supervise their children.

Keywords: *legal aspect, wild racing, polres ngawi*

Introduction

The State of Indonesia is a constitutional state, as stated in Article 1 Paragraph (3) of the 1945 Constitution of the Republic of Indonesia which means a rule of law country is a state that enforces the rule of law to enforce truth and justice and no There is power that is not can be accountable (accountable).

Maintenance must be under the umbrella with base clear law. Law then became based on various aspects life Indonesian society. The existence of such a vital law of course must be supported with institutional and device good law to law can walk as should. One

phenomenon law in society is the enforcement of laws in deep wild racing environments society.

As for the base law from action wild races are being carried out about violation order general arranged in Article 503 of the Criminal Code, endangers the safety soul of someone who is set in Articles 359 and 360 of the Criminal Code (KUHP). And arranged outside the book of the Criminal Code (KUHP), namely Constitution Number 22 of 2009 concerning Road Traffic and Transportation.

In carrying out work and seriousness party police overcome policing wild racing and deliver penalty in a manner firmly following Constitution Number 2 of 2009 concerning Traffic and Transportation paths there is a provision prohibition wild race in Article I15 letter b and Article 297 mentions that in criminal with affirming punishment convicted with criminal maximum imprisonment of 1 (one) year or a maximum fine of IDR 3,000,000.00 (Three million rupiahs). However not following the should law apply when implemented in the field, in other words, the law does not walk or is not relevant to the provision of applicable law. When the perpetrator of wild Racing is caught in a raid their motorbike race only imposes penalty construction. After listening to the "lecture" from the police, allowed to go home, then continued again to the motorbike race without fear.

Several example cases of illegal racing that took place in Ngawi among other things happened on the moon in August 2022. A young man whose no known his identity, died after the motorbike he was driving crashed behind trucks in Ngawi, East Java. An incident was suspected happen when the youth was involved in wild racing with his friend on the trail Ringroad Ngawi. Based on information from witnesses, events started when the victim of the race with his friends. However, because not careful enough, the victim crashes the running truck straight ahead. Victims experienced wounds badly and died on the spot incident (Tvonenews, 2023).

The problem that arises from this introduction can be formulated as follows: (1) How aspect the law to illegal racing within the jurisdiction of Police Resort Ngawi according to Constitution Number 22 of 2009 concerning Road Traffic and Transportation? And (2) What effort did Police Resort Ngawi in police wild races in the district Ngawi?

Research Methods

Method research used that is study empirical that is something method study functioning law. To see the law in meaning real and research and how it works in environmental law society. Empirical research can also be used to observe an event or facts that occur in the application of applicable laws (Soerdjono Soekanto and Sri Mamudji, 2010).

DISCUSSION

Legal Aspects of Illegal Racing in the Police Legal Area Resort Ngawi According to Constitution Number 22 of 2009 concerning Road Traffic and Transportation

The data of netted wild races raid by the Police Ngawi and collected by the author are as follows:

Monday, January 24, 2023, 19.00-22.00 WIB Polres Ngawi raided wild motorbike racing and succeeded in securing as many as 29 motorbikes.

Monday-Tuesday, 7-8 February 2023 Polres Ngawi do raid on overpass toll Ngawi - Solo which is one circuit favourite for perpetrator wild racing. The Ngawi police traffic

unit held a wild racing raid on the Ngawi-Solo Toll Road Overpass and managed to secure 15 motorbikes (Otosia, 2023).

Sunday, February 11, 2023, wild racing takes place on the road highway North Ring Road, Village Beran, district Ngawi. The wild race killed a hiker Hariyadi, a citizen ward Margomulyo Ngawi (Tvonenews, 2023).

Saturday, May 13, 2023, Saturday, Polres Ngawi succeeded in securing 70 motors not following standard or suspected spectrum and will be used For wild racing (JatimTimes, 2023).

The rise in illegal racing that took place in Ngawi requires Polres Ngawi more active in sweeps and raids in frequent locations used for action wild racing. This is where the law comes into being as a guideline for anyone related to illegal racing, from perpetrators, and victims, to law enforcers in dealing with the phenomenon of illegal racing. Illegal racing can be categorized as a criminal act (violation). An act that violates the law is an act that can be categorized as a criminal act so that the act violates the criminal law. Criminal law is a law that contains regulations that contain imperatives and prohibitions against offenders who are subject to corporal punishment.

Acts that violate the law committed in society can disrupt public order so countermeasures are needed by existing legal institutions. In this case, the legal institution referred to is the police. Countermeasures are efforts made to prevent, deal with, or overcome a situation (Barda Nawawi Arief, 2014).

Regulations according to Article 3 of Law Number 22 of 2009 concerning Road Traffic and Transportation were made Because exists objective namely, the realization of traffic and road transportation services that are safe, secure, orderly, smooth and integrated with modes other transport to push the economy national, advance well-being general, confirmed union and oneness nation, as well capable uphold tall dignity nation; realization ethics passed across and cultural nation; and realization of enforcement law and certainty law for society.

In the framework to realize the objective, according to Article 2 of Law Number 22 of 2009, Traffic and Road Transportation organized with pay attention :

- principle transparent
- principle accountable
- principle sustainable
- principle participatory
- principle beneficial
- principle efficient and effective
- principle balanced
- principle integrated
- principle independent.

Arrangement in Constitution Number 22 of 2009 on Article 229, accidents Then cross (e.g. Because of wild racing) divided become three classes, first is accident then cross light that is is resulting accident damages vehicles and/ or goods. Second is accident Then cross-medium, which results in accidents wounding light and damaging vehicles and/ or goods. Third, is accident Then cross weight, is an accident resulting in death or wound heavy. Case The Traffic Accident processed with court proceedings criminal under provision regulation legislation, in known criminal procedural law inquisition system in examination, which is slowly switch become adversary system. Furthermore regulated

in Article 235 (1) If the victim dies as a result accident then cross as meant in category accident then cross heavy, the driver must give help to expert victims' heirs cost treatment and/ or cost burial with no abort demands case criminal. Case criminal grab then regulated in Article 310 (4), i.e. in matter everyone driving vehicle motor which is due negligence causing the death of another person, shall be punished with criminal maximum imprisonment of 6 (six) years and/ or a maximum fine of Rp. 12,000,000.00 (two mercy million rupiahs). However, the provisions above do not apply if circumstances are forcing those who don't can do or have outside ability drive; caused by the victim's behaviour or party third; and/ or caused movement of people and/ or animals although has taken action prevention.

Existence Law No. 22 of 2009 concerning cross transport roads own role crucial and strategic in supporting commitment together countermeasures wild racing among society. Road Traffic and Transport as part of the system of transportation must develop potential and role for realising security, safety, order and smoothness passed traffic and road transport in framework support development and regional development.

Police action in Ngawi doesn't as well as immediately bring perpetrators wild racing to court but with warning and training, especially formerly form practice principle expediency law. That objective law not only solely punishes, but also approach humanist. Objective law can seen in function as function protection interests, people, law have desired target achieved in related with objective law benefit, then adherents in matter This position expediency as purpose.

Effort Police Resort Ngawi In Controlling Wild Racing in the District Ngawi

Your Brigadier is good Hardiyanto gave information that there are several effort countermeasures for wild racing in the district Ngawi:

Hold Friday Share

Polres Ngawi in a manner carry out Friday Chat which is provided container Polres Ngawi For listening and accommodating various complaints sigh society, mainly in matter This is information wild racing. Polres in a manner periodically visit the area stay or can be in places of worship for more near the public so that can hear in a manner directly the problems faced by related communities with security in the jurisdiction of Police Resort Ngawi. Polres Ngawi together with the public cooperates in countermeasures wild racing. With existing complaints from the community, Police Ngawi can Identify common and vulnerable areas made event wild racing. So that symbiosis mutualism can materialise with good coordination with the inhabitant public. Friday Share is an actualization principle participatory society that has been mandated by Article 2 of Law Number 22 of 2009 concerning Road Traffic and Transportation.

Carry out Patrol Routine

Traffic Patrol is something form activity moving from something place specified by members unit then cross to prevent crime, evasion congestion, prevent happening accidents so as that provide a sense of security, protection and shelter to society. Polres Ngawi is not passive and only waits for reports from society, but in a manner periodically does raids in the jurisdiction of Police Resort Ngawi.

Giving Penalty

Based on the Criminal Procedure Code (Criminal Procedure) Chapter 5 concerning arrest, detention, body search, entry house, confiscation and examination letter article 17, reads: " Order arrest done to someone suspected hard do follow criminal based on

proof quite a start". Arresting perpetrators of wild races is carried out using several methods that as complaints or reporting from the community, activities party patrols police and CCTV monitoring that leads directly to vulnerable areas will activity wild racing. The coaching is done after happen arrest, with an action physique like doing activity sports, also contact party family do pickup at a time will instruct each parent perpetrator wild racing more strictly supervise their respective children.

Various efforts made by Polres Ngawi are the realization from mandate Article 59 paragraph (3) Regulations Head Republican National Police Indonesia Number 23 of 2010 concerning Arrangement Organization and Working Procedures at the Resort Police and police levels polres organize function, namely: first in matter coaching then cross police, the second is coaching participation public through work the same cross-sectoral, Dikmaslantas, and assessment problem in the field then cross, and third is implementation operation police field. Then cross in framework enforcement law and security, safety, order, and smoothness then cross (Kamseltibcarlantas), fourth is service administration registration and identification vehicle motorized as well as driver, fifth is implementation patrol road highway and enforcement violation as well as handling accident. Then cross in framework enforcement law, as well as ensure Kamseltibcarlantas on the way highway, sixth is protection and rescue public user way, and finally is care and maintenance equipment and vehicles.

Based on sanctions received by the offender illegal racing, contained in the law Republic of Indonesia Number 22 of 2009 concerning Road Traffic and Transportation Article 287 paragraph 5 which reads: Everyone who drives Vehicle Motorized on Violating Roads rule limit highest speed or the lowest as meant in Article 106 paragraph (4) letter g or Article 115 letter a shall be punished with criminal maximum imprisonment of 2 (two) months or a maximum fine of Rp. 500,000.00 (five hundred thousand rupiah). Chapter others regulate about penalty wild racing is Article 297 which reads: Everyone who drives Vehicle Motorized racing on the Road as meant in Article 115 letter b shall be punished with criminal maximum imprisonment of 1 (one) year or a maximum fine of Rp. 3,000,000.00 (three million rupiahs).

Socialization

Activity Friday Share become event Polres Ngawi For give socialization to the public For following role in prevention action wild racing. Parents urged to watch and giving understanding to their children to not do wild racing because it is very dangerous. Polres Ngawi also socialised with teenagers in schools. Wild racing as one mischievous teenager is one reason police resort to Ngawi and come over to school to give socialization and direction. Like early socialization in 2023 by the Police Ngawi who visited SMA Negeri 1 Ngawi. Socialization can prevent mischief among youth in the District Ngawi. Efforts dissemination of information in the prevention of accidents then cross, safety driving campaign, building awareness orderly passed cross will more hit if campaign and outreach by accident victims then cross consequence wild racing, by the psychological public, will accept something socialization when seeing direct impact, empirical experience, the suffering of accident victims then cross will more speak compared with party campaign Police.

Provision Circuit Wild Race

Problem-solving or solving that problem offered by the government of Ngawi Regency is the development of circuit racing as a receptacle or accommodating frequent wild races happening in the District Ngawi. The plan to begin the development of circuit

racing will be built in the Regency Temple Park Ngawi, however, because land the submitted to the Ministry of Land other options are Kali Mati area, Village, Mojomanis, and Karangson with a total area of 20-30 hectares. The region is considered ideal because the location is spacious and not nearby with settlement of citizens. Circuit building in 2023 is still in the visibility and socialization stage. Discourse and start realization development circuit racing that said expected can become proper container so that can reduce wild racing in the District Ngawi (RRI, 2023).

Polres Ngawi keeps continuously improvising with still practice Constitution Republic of Indonesia Number 22 of 2009 concerning Road Traffic and Transportation Article 200, that for create and maintain Road Traffic and Transportation Security is implemented activity: preparation of national programs Security So Road Traffic and Transportation; supply and maintenance facilities and equipment Security So Road Traffic and Transportation; implementation education, training, guidance, counselling, and information passed cross in framework increase awareness law and ethics public in passed cross; assessment problem Security So Road Traffic and Transportation; management Traffic security; setting, guarding, escorting, and/ or patrol; registration and identification Vehicle Motor and Driver; and enforcement Traffic law.

Function police in enforcement law no wild racing A little Lots misinterpreted as only Act in realm law criminal or realm repressive. Enforcement Word law here covers Good repressive or preventive. So It means not enough more the same as the term in the Dutch, namely Rechtssshahave. Different from draft prosecution of adult crime. This own meaning is repressive, preventive form gift information, punishment and teaching called obedience to the law, meaning compliance and design law. So it is more appropriate to use the word treatment law or control law (Andi Hamza, 2005).

CONCLUSION

Aspect law to illegal racing within the jurisdiction of Police Resort Ngawi according to Constitution Number 22 of 2009 concerning Road Traffic and Transportation is regulated in several chapters including Article 21 regarding speed vehicles, Article 115 concerning prohibition of Racing, Article 229 concerning Traffic Accidents, Article 235 and Article 310 concerning Criminal. Existence Law No. 22 of 2009 concerning cross transport roads own role crucial and strategic in supporting commitment together countermeasures wild racing among society.

Efforts controlling illegal racing in the Regency Ngawi by the Police Ngawi are done with ways humanist. First is Friday Confide, carrying out patrols, imposing fines and detaining illegal racing vehicles. The Ngawi Police conducted coaching after an arrest took place, by carrying out physical actions such as carrying out sports activities, contacting the family to pick them up and at the same time they would be giving instructions to each parent of illegal racers to supervise their children more strictly.

SUGGESTION

Need the existence of law (Law Number 22 of 2009) which was implemented in law enforcement when somebody No with volunteer stick to it, through prosecution in a manner strictly enforced by the police then somebody wants to obey the law.

Need good supervision and cooperation between the Police, Government, and citizens public Ngawi. Police as maintenance security, order community, law enforcement law protection, and protection, of service public need to cooperate with society potency

exist wild racing and make complaints to the police so that wild racing can be prevented. The police can also coordinate with the Government Regency Ngawi about Accelerating the development circuit friendly and safe wild racing used by teenagers to distribute their hobby.

BIBLIOGRAPHY

- Amalia Rosanti and Fokky Fuad. (2015). Amalia Rosanti and Fokky Fuad, Legal Culture of Wild Racing in the Capital, Lex Journalica Volume 12 Number 1, April 2015, p . 72. Lex Journalica, 12 (1).
- Andi Hamza. (2005). Andi Hamzah, 2005, Principles principle Important in Criminal Procedure Law, Issuer Rineka Copyright, Surabaya, p . 2 . Rineka Cipta.
- Barda Nawawi Arief. (2014). Barda Nawawi Arief , 2014, Problems Law Enforcement and Policy Countermeasures Kejajatan , Citra Aditya Bakti , Bandung, p . 45 . Citra Aditya Bakti , .
- Ismu Gunadi and Jonaedi Efendi. (2011). Ismu Gunadi and Jonaedi Efendi, 2011, Quick & Easy Understanding Criminal Law, Library Achievements, Jakarta, p . 9 . Library Achievement.
- Jatim Times. (2023). Involved Police Wild Race Ngawi Secure 70 Motorbikes, <https://www.jatimtimes.com/baca/289197/20230514/012100/terlibat-balapan-liar-polres-ngawi-amankan-70-motor>, accessed on 02 May 2023 .
<https://www.jatimtimes.com/baca/289197/20230514/012100/terlibat-balapan-liar-polres-ngawi-amankan-70-motor>
- Autosia. (2023). Autosia , Dozens Students Arresting on the Ngawi -Solo Overpass Toll Road Arrested by Police, <https://www.otosia.com/berita/read/5002667/belasan-remaja-yang-balap-liar-di-jalan-overpass-tol-ngawi- solo-arrested-police>, accessed 03 May 2023 . <https://www.otosia.com/berita/read/5002667/belasan-remaja-yang-balap-liar-di-jalan-overpass-tol-ngawi-solo-diciduk-polisi>
- Explanation Article 1 Paragraph (3) of the 1945 Constitution of the Republic of Indonesia. (tt).
- RRI. (2023). RRI, Ngawi Will Wake Up Circuit Balap, [rri.co.id](https://www.rri.co.id), accessed on 07 June 2023. [rri.co.id](https://www.rri.co.id)
- Soerdjono Soekanto and Sri Mamudji . (2010). Soerdjono Soekanto and Sri Mamudji , 2010, Normative Legal Research Something Overview In short , King of Grafindo Persada , Jakarta, pp. 13-14. Grafindo King Persada .
- tvonenews . (2023). Unsettling Inhabitant Action Wild Race in Ngawi Kills A Pedestrians. <https://www.tvonenews.com/area/jatim/101700-meresahkan-warga-aksi-balap-liar-di-ngawi-menewakan-seorang-pejalan-kaki?page=2>