

***Prevention and Eradication of Corruption:
Optimization of Through Legal Research in College***

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Abstract

Current world progress has brought sophisticated influence in the development of the level of corruption crimes. Today, law enforcement corruption eradication is highly anticipated for the direction of change that much better. The role of the College and in creating the next generation of the nation has a very big role for such changes. In the social field, including legal research, is a material that can create change towards a direction of improvement in law enforcement. Legal research can give meaning and contribution in the spirit of law enforcement that aligns scientifically. The problem is how to create optimization studies law in College can be an innovation in the prevention and eradication of criminal acts of corruption. With regards to the rampant growth of corruption in every sector, certainly brought a bad impact to the achievement of national development as a whole. The role of academics through thought-provoking research can give donations for research as strategic measures to be able to prevent and provide recommendations in the eradication of criminal acts of corruption. Legal research study results may provide direction toward improvement. Therefore, the need for optimizing the results of legal research for better law enforcement in the future, particularly in the prevention and eradication of criminal acts of corruption.

Keywords: Corruption Prevention, The Eradication of Corruption, Optimization, Legal Research, College.

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Introduction

Corruption is contrary to the general norms applicable in the community. Corruption has a composite effect spreading throughout the total life of society. In encyclopedia of Indonesia "corruption" (from the Latin: i.e. corruption bribery and corruptore which means damaging) a symptom where officials, State agencies misusing authority with forgeries and the occurrence of bribery, other irregularities.¹

According to Fockema Andreae, says corruption is derived from Latin corruptus or corruptio. Next was originally mentioned comes from corrumpere. French form of corrupt, the language of the Netherlands and the United Kingdom corruptie.²

According to Black's Law Dictionary:³

1. Depravity, perversion or taint; an impairment of integrity, virtue, or moral principle, the impairment of a public official's duties by bribery.
2. A fiduciary's or official's use of a station or office to procure sure benefit either personally or for someone else, contrary to the rights of others; an act carried out with the intent of giving some advantage inconsistent with official duty or the rights of others.

In other definition, the meaning of corruptin is depravity or an impairment of a public official's duties by bribery, or the act of doing something with an intent to give some advantage inconsistent with official duty and the rights of others.⁴ According to the common usage of the term of 'corruption' officials, we call corrupt a public servant who accepts gifts bestowed by a private person with the object of inducing him to give special consideration to the interests of the donor.⁵

Literally, corruption means evil, rotten or cheating, therefore the criminal acts of corruption can be interpreted as a consequence of which was the delict deeds of evil, rotten, corrupt or bribes.⁶ Corruption is damaging in terms of moral facet as to the nature and circumstances of the foul, damaging the Office in agencies or Government apparatus, abuses of power in the Office because the granting of economic and political factors, as well as the placement of the family or group into limited under the authority of his Office.⁷ Economically and politically, said corruption contain meaning and connotation. According to Shleifer and Vishny, as quoted by Arwana Isang, in the context of the economy, corruption in public office use sense contains for personal gain.⁸

The problem of corruption up to the present moment is not only a matter of one nation, but it has become a matter of transnational or cross-border territory, based on the United Nations Convention Againsts the National anti-corruption (UNCAC) in

2003. Current world progress has brought sophisticated influence in the development of the level of corruption crimes. Today, law enforcement corruption eradication is highly anticipated for the direction of change that much better.

The level of progress of today's world have given the influence in the development of corruption crimes. Criminal acts of corruption not only happens in certain sectors, but it is already widespread in various sectors. The world through the UN give criticism for corruption and attempt to let other countries in the world are also eradication as a common enemy. Indonesia, as part of Asian countries and one developing country, also gained the maximum role in corruption eradication.

The Fenomenon of corruption consist of bribery, extortion, nepotism. The issue of corruption became extraordinary things caused by three things:⁹

1. The corruption concerns the people's money or property of the State which must be used according to the will of the people or the legislation that created the State;
2. Corruption is a disease that destroys a society when not immediately dammed;
3. Corruption involving the people who are supposed to be role models for the community.

Current world progress has brought sophisticated influence in the development of the level of corruption crimes. Today, law enforcement corruption eradication is highly anticipated for the direction of change that much better. The role of the College and in creating the next generation of the nation has a very big role for such changes.

In the social field, including legal research, is a material that can create change towards a direction of improvement in law enforcement. Legal research can give meaning and contribution in the spirit of law enforcement that aligns scientifically. The problem is how to create optimization studies law in College can be an innovation in the prevention and eradication of criminal acts of corruption. With regards to the rampant growth of corruption in every sector, certainly brought a bad impact to the achievement of national development as a whole.

The role of academics through thought-provoking research can give donations for research as strategic measures to be able to prevent and provide recommendations in the eradication of criminal acts of corruption. Legal research study results may provide direction toward improvement. Therefore, the need for optimizing the results of legal research for better law enforcement in the future, particularly in the prevention and eradication of criminal acts of corruption.

The Role of Higher Education In The Prevention of The Crime of Corruption

In Indonesia, in the higher education Act Number 12 year 2012, higher education is part of a national education system that has a strategic role. This role participate in the intellectual life of the nation and the advance of science and technology by observing and implementing the value of Humanities as well as the pembudayaan and the empowerment of the nation of Indonesia.

The College is an educational unit organized higher education. College as a leader in the intellectual life of the nation by developing science and technology to advance the General wellbeing and social justice for all the people of Indonesia. The College also called Tridharma Tridharma, is the duty of the College to conduct education, research, and service to the community. In this regard, the study is one part of the obligations of the Tri Dharma. Research is an activity that is conducted according to the rules of the scientific method and systematically to obtain the information, data, and information related to understanding and/or testing a branch of science and technology.¹⁰

College as a higher education institution which organizes research and devotion to society, must have autonomy in managing their own institution. It is required in order for the development of science and technology in college academic freedom and applies the academic pulpit, as well as scientific autonomy. Thus the College can develop a culture of academic excellence for not only Academic who serves as the authoritative and scientific community capable of performing interactions that raised the dignity of the nation of Indonesia in international relations.

National development in the field of education is an effort to educate the nation and improve the quality of life of human beings much better Indonesia and dignified. The College has a central role in science as the highest level academic pathway. One of the layout of the success in creating a generation of successful education and dignity was in the hands of educators. Lecturer as educators have the functions, roles, and a very strategic position in national development in education. Duties and obligations of lecturers as an educator is subject to the Tri Dharma Universities, i.e. do the teaching, research and public service. Research is a scientific study can give you ideas and thoughts that support in teaching and devotion.

With regards to the rampant growth of corruption in every sector, certainly brought a bad impact obstructed the achievement of national development as a whole. The role of academics through thought-provoking research can give donations for research as strategic measures to be able to prevent and provide recommendations in the eradication of criminal acts of corruption. Academia is the party that is in line with independent scientific thinking as one form of moral responsibility as educators. Therefore, the need for optimizing the results of legal research for law enforcement studies contributing to a better future. Starting from the academic world, will be able to give birth to ideas of eradication of corruption should not be faded and outages in Indonesia.

The College has an important role in the agenda for the eradication of corruption. By sticking to the ' doctrine ' Tri Dharma Universities, there are three important roles for the College, including:

1. In carrying out the activities of the tri dharma universities in the form of education, research and community service, then College is supposed to make room for the expansion of the agenda for the eradication of corruption.

2. The College has a large agenda as central to the eradication of corruption. It also opens up the opportunity of cooperation with non-governmental organizations (NGOs). During this time many NGOs took an important role in luarg circles as a college. Whereas, in the renewal of corruption eradication agenda, most NGOs also involves energy and the thinking of College. Therefore, colleges should be able to do the role, especially to renew the law rules won't help the agenda of eradicating corruption.
3. The College is attempting to perform a dual role at once, that is, on the one hand doing emphasis in as a form of capacity building in institutions that are directly related to the agenda of eradicating corruption. On the other hand, doing emphasis from outside to do a ' control ' are strictly against the agenda of eradicating corruption.

Legal Research As Part of The Eradication of Corruption

When we talk about the rule of law in the eradication of corruption, then it must first be clear what are the characteristics of corruption. It's important to be able to give you a map so that in academia, in legal research can also right on target in prevention. The characteristics of corruption can be grouped into 9 (nine) parts, i.e.:¹¹

Number	Characterictics
1	Corruption always involves more than one person
2	Corruption on the whole involves secrecy
3	Corruption involves an element of mutual obligation and mutual benefit
4	Corrupt methods usually attempt to camouflage their activities by resorting to some form of lawful justification
5	Those who are involved in corruption are those who want definite decisions and those who are able to influence those decisions
6	Any act of corruption involves deception, usually of the public body or society at large
7	Any form of corruption is a betrayal of trust
8	Any form of corruption involves a contradictory dual function of those who are committing the act
9	A corrupt act violates the norms of duty and responsibility within the civic order

In the academic world, to foster a spirit of anti corruption, must be implanted anti-corruption values. This is useful for supporting the strategy for the eradication and prevention of corruption with the understanding of the values and principles of anti-corruption. Anti-corruption values that will support anti-corruption principles to be able to run well, consisting of:¹²

1. Honesty;
2. Hard work;
3. the Concern;
4. Simple;

5. Independence;
6. Courage;
7. Discipline;
8. Justice;
9. Responsibility.

In addition to the anti-corruption values, there are also anti-corruption principles, namely:¹³

- a. Accountability;
- b. Policy;
- c. Transparency;
- d. Control policy;
- e. control of Naturalness.

Forms/types of criminal acts of corruption and criminal acts related to corruption by law the crime of corruption the number 31 of 1999 *jo* 20 2001, can be grouped:

1. Against the law to enrich themselves and can be detrimental to the finances of the State;
2. Abuse of authority for the benefit of yourself and can harm the country's finances;
3. Bribing civil servants;
4. Give gifts to public servants because of his post;
5. Civil servants receive bribes;
6. Civil servants accept gifts relating to his position;
7. The Bribing of judges;
8. Bribing advocate;
9. Judges and advocates taking bribes;
10. Civil servants embezzled money or let embezzlement;
11. Civil servants fabricated books for examination administration;
12. Civil servants to harm evidence;
13. Civil Service let others destroy evidence;
14. Civil servants helping others destroy evidence;
15. Civil servants to squeeze;
16. Civil servants to squeeze other employees;
17. Contractors cheat;
18. The Comptroller the project let the fraudulent deeds;
19. The TNI/Polri Partner is cheating;
20. TNI/Polri counterparty Supervisors let the fraudulent deeds;
21. The recipient goods TNI/Polri let the fraudulent deeds;
22. Civil servants respectively State land to the detriment of others;
23. Civil servants participate in the procurement diurusnya;
24. Civil servants receive gratuities and not report KPK;
25. To interrupt the review process;
26. The suspect did not give information about his wealth;
27. The Bank did not provide a description of the suspect accounts;
28. A witness or expert who gives no information or give false information;
29. A person who holds the secret of the Office does not provide information or give false information;
30. Witnesses who opened the identity of the complainant.

Legal Research In College: Related Into Corruption

Legal research is primarily a scientific activity that is based on methods, certain thoughts and systematics, aiming to learn one or more symptoms of a particular law with the way analyse it, except that, then also held in-depth examination against the law to the facts and then lobbies for a solution of the above problems arising in the symptom in question.¹⁴

Corruption eradication effort is not easy. The problems are how to create optimization studies law in college can be an innovation in the prevention and eradication of criminal acts of corruption. It can be related about prevention *versus* eradication in corruption. It can give meaning and contribution in the spirit of law enforcement that aligns scientifically. In prevention, new paradigm as prevention is start from education. The role of the College and in creating the next generation of the nation has a very big role for such changes. In the social field, including legal research, is a material that can create change towards a direction of improvement in law enforcement.

In academic perspectives, there are two aspects about prevention of corruption. The first one is role of the college, and the second one is role of academic as general. The role of the college, consist are in creating the next generation of the nation has a very big role for such changes, the material of social field can create change towards a direction of improvement in law enforcement, with regards to the rampant growth of corruption in every sector, certainly brought a bad impact to the achievement of national development as a whole. In academic role, thought-provoking research can give donations for research as strategic measures to be able to prevent and provide recommendations in the eradication of criminal acts of corruption.

Conclusion

Academia is the party that is in line with the thought of independent legal research studies can provide direction toward improvement. Starting from the academic world, will be able to give birth to ideas of eradication of corruption should not be faded and outages in Indonesia. scientific as one form of moral responsibility as educators. Therefore, the need for optimizing the results of legal research for law enforcement studies contributing to a better future.

Research study results may provide direction toward improvement. The need for optimizing the results of legal research for better law enforcement in the future. The eradication of corruption should begin from the existence of the political will of the Government. The handling of the criminal offence of corruption also should be emphasized at the stage of prevention. This can be done by involving all sectors and support public participation and awareness of law is widely started from an early age. Prevention will be able to suppress corruption figures compared to eradication. Particularly in the prevention and eradication of criminal acts of corruption.

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