

ABSTRACT

Law enforcement process in Indonesia has now been tested, due to the new Act No. 42 Year 2014 changes to Law No. 17 of 2014 on the MPR, DPR, DPD and DPRD that where there are articles that are considered impede law enforcement process in Indonesia, because it is considered beneficial members of Parliament. Under the Act the role of the Ethics Council is replaced by the Court of Honor Council . Problematic after the establishment of the Court of Honor this Council is the authority in the judicial process, especially in granting permission for bringing his colleagues Parliament who allegedly committed a crime, giving rise to new polemic, permits issued Court of Honor Council mandatory in because the article that reinforces the permit issued by Court of Honor Council.

On the Rights of immunity in article 224 paragraph (5) (6) (7) described Dialing and requests for information from members of Parliament who is suspected of committing criminal offenses in connection with the implementation of the tasks referred to in paragraph (1), paragraph (2), paragraph (3) and (4) must obtain written approval from the Supreme Court's Honorary Council Honorary Council must p rocess and deliver the verdict on the petition letter within a period of 30 (thirty) days after receipt of a request for approval of the statement call. In the event that the Court of Honor Council decided not to approve the calling of the members of the Legislative, summons referred to in subsection (5) does not have the force of law / void. This proves that the Parliament did not pros, especially towards the eradication of corruption

In principle in the constitution already set out in article 27 paragraph (1) where any Indonesian citizens are equal before the law without exception, in the presence of such article there will be a differentiator in the legal position between ordinary citizens and the government, the right of immunity is itself a form of appreciation given state against state officials to support the functions and duties, and did not rule out this privilege can be abused to protect themselves from the law which dragged members of the House let alone ditambahnya verses as has been mentioned. For that as a form of anticipation or as a guardian of the passage of law enforcement in accordance with applicable law, the necessary process of supervision by law enforcement officers in anticipation of the worst possibilities of a change in the law.

Keyword :Problematic, Court of Honor Council