

ABSTRACT

Novi Asih Muharam; "**Legal Protection of Wives as Victims of Domestic Violence Psychologically or Verbally**", this dissertation was under the guidance of Prof. Dr. H. Faisal Santiago, SH, MM as Promoter and Dr. H. Azis Budianto, SH, MS as Ko. Promoter.

The crime of domestic violence against a wife psychologically or verbally committed by her husband requires legal protection that can eliminate fear, anxiety and security. Law Number 23 of 2004 concerning the Elimination of Domestic Violence, in fact has not provided fair legal protection for wives as victims. The problem is, 1. Why do victims of Domestic Violence (KDRT) that are psychological or verbal have the right to obtain legal protection? 2. How is law enforcement preventing domestic violence based on Law Number 23 of 2004 concerning the Elimination of Domestic Violence? psychological or verbal? 3. What is the ideal legal protection policy to reduce the crime of domestic violence of a psychological or verbal nature? The theoretical framework used is Rule of Law Theory, Legal Protection Theory, Justice Theory and Legal System Theory. The research methods used are Normative Research and Empirical Research. Research result; Victims of Domestic Violence (KDRT) that are psychological or verbal in nature have the right to obtain legal protection, which is a legal right that must be granted by the state and/or society to avoid and be free from violence or threats of violence, torture, or degrading treatment and human dignity and can lead a social life in accordance with the philosophy of Pancasila and the 1945 Constitution of the Republic of Indonesia.

Law enforcement in preventing domestic violence based on Law Number 23 of 2004 concerning the Elimination of Psychological or Verbal Domestic Violence, in order to create a sense of justice for victims has not been fully implemented optimally. Based on the applicable provisions of material law, domestic violence that is psychological or verbal in nature is punishable by a maximum penalty of 3 years in prison or imprisonment, but the position of the criminal act is a complaint offense.

An ideal legal protection policy to reduce the crime of Domestic Violence that is Psychological or Verbal in nature, based on a juridical aspect, legal protection is regulated by Law Number 23 of 2004 concerning the Elimination of Domestic Violence, because the status of a crime of domestic violence is complaint offenses, then within the framework of realizing legal protection for victims of Domestic Violence that are Psychological or Verbal in nature, efforts to protect law enforcement can combine the Penal Mediation model with the law enforcement model based on the provisions of Law Number 23 of 2004 concerning the Elimination of Domestic Violence, the Criminal Code and the Criminal Procedure Code, as well as empowering the assistance of NGOs and Commissioners who have the legal legitimacy of assisting victims.

Keywords: Legal Protection, Verbal Domestic Violence.