

## SINABANG DISTRICT COURT LAW ENFORCEMENT EFFORTS AGAINST FOUR-WHEEL VEHICLE EMBEZZLEMENT IN SIMEULUE REGENCY

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### Abstract

*Embezzlement in the Criminal Code is classified as a crime. The embezzlement is contained in Article 372 of the Criminal Code. The focus of this research is on law enforcement in dealing with criminal acts of embezzlement as well as inhibiting factors in law enforcement in handling criminal acts of embezzlement. Based on the results of research and discussion, it shows that law enforcement in handling criminal acts of embezzlement is carried out by means of crime prevention and prevention methods. The prevention approach is carried out through counseling and socialization in order to foster social responsibility for the residents of Simeulue Regency against the crime of embezzling four-wheeled vehicles. Legal counseling is especially carried out in areas prone to crime. The criminal approach is carried out through efforts to enforce the law of the Simeulue district in order to ensure that the perpetrators of the crime of embezzlement are legally processed in order to obtain criminal sanctions and guarantee legal certainty. Factors causing embezzlement of four-wheeled vehicles against law enforcement in handling criminal acts of embezzlement include: criminal sanctions in Article 372 of the Criminal Code that have not provided a deterrent effect, limited law enforcement agencies, limited state special budgets for law enforcement, lack of public awareness of the importance of understanding crime, society becomes a crime.*

Keywords: Law Enforcement, Crime, Four Wheel Embezzlement

### 1. INTRODUCTION

In general, the residents of Simeulue Regency desire to own a four-wheeled vehicle, but only a small portion of the community can afford to do so due to inadequate economic factors. Furthermore, the price of a car is extremely high, preventing everyone from owning a four-wheeled vehicle. This is what fosters evil thoughts and the desire to own or embezzle other people's four-wheeled vehicles in order to own a vehicle and pawn it to others, and the money from the embezzled car mortgage is used to purchase private cars so that the perpetrators have their own four-wheeled vehicle.

This automobile embezzlement was committed in a variety of ways, but the majority of instances involved pawning the vehicle. This is keenly felt and has resulted in a significant amount of tensions throughout the community, particularly in the Simeulue Regency. After conducting research utilizing data from the Sinabang District Court, Simeulue Regency, it was determined that there were a number of criminal cases involving the theft of four-wheeled motor vehicles. In 2021, the police reported 18 cases, and in 2022, they reported 8 cases. From 2021 to 2022, it is evident that car embezzlement cases continue to increase. The Sinabang District Court has ruled on thirteen instances of embezzlement from 2021 to 2022.

The crime of embezzlement is governed by the provisions of Article 372 of the Criminal Code, which states: "Anyone who intentionally and against the law claims to be his own property that is wholly or partially belongs to another person but which is under his control is threatened with embezzlement with a maximum sentence of imprisonment of four years or a maximum fine of nine hundred rupiah.

The fact that Indonesia is a nation based on the rule of law necessitates that every citizen's actions and behavior must be in accordance with the state's stipulations and regulations (Tegnan & Isra, 2016). When discussing legal issues, someone will encounter issues pertaining to the social activities of human life in society, which are manifested as a process of interaction and interrelationship between one human and another in social life. The law aims to regulate the relationships between individuals and between individuals and the state so that everything runs smoothly. The purpose of law is to establish peace by establishing legal certainty and justice in society, particularly in the Simeulue Regency. Legal certainty necessitates the formulation of rules in the law that must be strictly adhered to. Therefore, all Indonesians, and particularly the residents of Simeulue Regency, should hope that the law is enforced and take no sides.

The Unitary State of the Republic of Indonesia is a law-based (*rechtstaat*) and not a power-based (*gewaltstaat*) state (*machtstaat*). The concept of the rule of law is derived from the experience of constitutional democracy in Europe during the nineteenth and twentieth centuries. Consequently, the characteristics of a rule of law are the rule of law, the protection of human rights, and the legality of law (Setiono, 2004). In a state of law, the laws and regulations that culminate in the constitution (the constitution) are an integral part of the legal system and serve as the basis for every power administrator.

A criminal offense is a violation of a predetermined law. Where the determined law is contained within the Criminal Code (hereinafter referred to as KUHP). In the Criminal Code, embezzlement is classified as a crime. Article 372 of the Criminal Code defines embezzlement as follows: "Whoever intentionally and unlawfully owns something that wholly or partially belongs to another person, but is in his control not because of a crime, is liable for embezzlement, with a maximum sentence of four years in prison or a maximum fine of nine hundred rupiah.

According to Yusuf (2014) it is not unanimous among experts that violation of the law is an element of criminal offense. Based on the opinion above, that if in the formulation of an offense there are elements against the law, those elements must be proven, and if they are not formulated, they do not need to be proven. This is the opinion of professionals who adhere to formalized comprehension.

Society-concerned crimes committed by individuals or groups that result in victims to establish legal certainty in a society, all crimes must be prosecuted legally (Hoefnagels, 2013). Every crime or violation can be viewed not only from the perpetrator's perspective, but also from the victim's perspective, as the person who was harmed by the crime.

Based on the background described above, the purpose of the problem in this paper is to find out what efforts are being made to tackle the crime of embezzlement of four-wheeled motorized vehicles in Simeulue Regency and the factors causing the occurrence of car embezzlement crimes in Simeulue Regency.

## 2. RESEARCH METHOD

This study uses a juridical empirical research method. The research location is at the Sinabang District Court, Simeulue Regency. This method explains about seeing and studying the workings of law in the Simeulue Labuan community as a real meaning, because this is related to the life of the Simeulue Regency community, often referred to as sociological law. The types of data used are secondary and primary data. Data is obtained directly while secondary data is obtained from documents that can be published and are not confidential. This study analyzes the law enforcement by the Sinebang District Court that tried the case, against the perpetrators of four-wheel embezzlement in Simeulue Regency, Aceh Province. The author's intention is to use empirical juridical research methods, namely to understand more deeply about law enforcement against four-wheel embezzlement in Simeulue Regency.

This research was conducted to obtain primary data by conducting interviews with respondents and research informants related to the authority of the duties and functions (Sonata, 2014). Several approaches are used in this research, namely the statute approach, which is carried out by examining all laws and regulations related to the legal issues being handled. Furthermore, the conceptual approach departs from the views and doctrines that develop in the science of law.

## 3. RESULT AND DISCUSSION

### 3.1. Law Enforcement Efforts in Handling the Crime of Embezzlement of Four Wheels

The enforcement of the law against the perpetrators of the crime of embezzlement of four-wheeled vehicles can be accomplished through the application of criminal law (*ultimum remidium*). This research done due to the fact that it takes into account the intensity of embezzlement crimes involving vehicles with four wheels. The crime of embezzlement of four-wheeled vehicles almost occurs in all regions of Indonesia, especially in the community of Simeulue Regency; however, this crime occurs more frequently in the community with greater opportunities.

The strict enforcement of the criminal law against the crime of embezzlement of four wheels will make those who commit the crime of embezzlement of other four wheels hesitant to act. Feelings of dread in perpetrators, so that potential perpetrators are dissuaded from committing the crime of embezzlement of four wheels. In the context of law enforcement's evidentiary process, the crime of embezzlement of four wheels is committed against the victim with the intent to control and steal something belonging to the victim.

The perpetrators of the crime of embezzlement of four-wheeled vehicles typically approached the victim directly for a crime, but the evidence of the crime of embezzlement of four-wheeled vehicles was observed from the effect it had. resulting from the commission of the crime of four-wheel theft. Proof of the crime of embezzlement involving four wheels is not centered on the mode, but rather on the elements of the article that must be demonstrated to apprehend the criminals. As outlined in Article 184 of the Criminal Procedure Code, the evidentiary process begins with the examination of witnesses, evidence, expert statements, letters, and instructions as admissible evidence. In the case of embezzlement of four wheels, law enforcement is more concerned with the consequences caused by the perpetrator than with the manner in which he or she commits the crime.

Criminal policy encompasses efforts to enforce laws or policies to prevent and combat the crime of embezzlement of four wheels. This criminal policy is also inseparable from broader policies, namely social policies consisting of policies or efforts for law enforcement and policies or efforts for community protection, particularly the protection of the citizens of Simeulue Regency. Consequently, if the policy of overcoming hypnotic crime (criminal politics) is implemented through the use of penal facilities (criminal law), then the criminal law policy (police action), particularly at the judicial/applicative policy stage (criminal law enforcement), must pay attention to and contribute to the achievement of social policy objectives.

The effect of the crime of embezzling four wheels, which has not been clearly outlined in the Criminal Code but has been felt by the community, particularly the Simeulue community, is the financial loss it causes. In order to uphold justice, the judge must act with courage and self-assurance when deciding how to try him based on the instructions or other evidence presented in the Sinabang District Court.

Regarding criminal law enforcement, the embezzlement of four-wheeled vehicles case is not only about how the law is made, but also about what law enforcement officials do to anticipate and overcome problems in law enforcement (Wiratika, 2020). In order to address problems in the enforcement of criminal law that occur in society, particularly in the Simeulue community, the crime of embezzlement of four wheels is dealt with by applying criminal law or by using preventive and punitive measures. Combating crime is a method or effort to overcome an act that, although it is not specified in the law as a criminal act, is nonetheless defined as an *onrecht*, or illegal act (Adhi & Soponyono, 2021). The purpose of law enforcement should be to harmonize the values or standards of society.

The researcher analyzes that law enforcement is an application of countermeasures in a special sense when addressing embezzlement crimes. As mentioned in point 1 of law enforcement and crime prevention, the penal approach employs the means of criminal law, namely the application of criminal law.

Efforts to enforce the law through the application of formal criminal penalties and criminal penalties imposed by the criminal justice system. To achieve the expected goals, the short-term objective is to resocialize the perpetrators of criminal acts, the medium-term objective is to prevent crime, and the long-term objective is to achieve social welfare, while the article imposed is Article 372 of the Criminal Code, where the perpetrator of the crime of embezzlement of four wheels with a certain mode is punished by imprisonment for a term of four years. For the purpose of enforcing the law in relation to the offense of embezzlement of four wheels, a punitive approach with legal remedies is utilized. The perpetrators of the crime of embezzlement of four wheels are brought before the court and punished in accordance with the applicable legal provisions.

In order to enforce the criminal law against the crime of embezzlement of four wheels, law enforcement efforts can be undertaken. The criminal law, namely criminal sanctions that pose a threat to the perpetrators, is used to enforce crimes. According to the Criminal Code, the application of criminal sanctions is a countermeasure for the enforcement of the law against four-wheel embezzlement. This is the implementation of the Act through a punitive approach, which is carried out by means of legal remedies, beginning with the theft of four wheels.

Regarding legal remedies for the crime of embezzlement of four wheels, law enforcement against perpetrators of criminal acts involving embezzlement of four wheels is primarily based on the Criminal Code. The application of sanctions against criminals is carried out with strictness. Theoretically, the researcher analyzes that law enforcement officers engage in legal efforts against the crime of embezzlement of four wheels, including the field of criminal policy. This criminal policy is also inextricable from broader policies, specifically social policies consisting of policies or efforts for law enforcement and policies or efforts to protect the community, particularly the Simeulue community. Consequently, if the policy of legal action against the crime of embezzlement of four wheels is carried out using the means of criminal law as the implementation of the Criminal Code, then the policy of criminal law, particularly at the stage of judicial/applicative policy enforcement of criminal law, must pay attention to and lead to the achievement of the objectives of the social policy. The explanation of how law enforcement handles embezzlement on a non-punitive and punitive basis is as follows:

1) Effort

The efforts made by the Simeulue Police Precinct to deal with the crime of embezzling rental four-wheeled vehicles can be divided into four, namely looking for the perpetrator, looking for the vehicle that is the object of embezzlement, coordinating with the regional police around Simeulue Regency and assisting the victim in returning the embezzled vehicle.

2) Conducting Investigations

Investigation according to Article 1 paragraph 5 of the Criminal Procedure Code is a series of investigative actions to seek and find an event that is suspected of being a criminal act in order to determine whether or not an investigation can be carried out according to the method regulated in this law to seek and collect evidence, which with that evidence makes clear about the crime that occurred in order to find the suspect. After the police conduct an investigation at the crime scene, then proceed with the investigation process. After arresting the perpetrator and the evidence, the investigator conducts an examination to obtain information from the perpetrator of the crime. If the information and valid evidence can be collected, the suspect can be detained. After the examination is completed, the investigator submits the results of the examination to the prosecutor, if the file is complete, the suspect is ready to be tried and sentenced by the Sinabang District Court.

3) Follow-up (surveillance)

Surveillance is to follow someone suspected of being a criminal or other person who can lead to the perpetrator of a crime, find out the activities, habits, environment, or network of criminals.

- a) Tracking, namely searching by following the whereabouts of criminals using information technology, collaborating with Interpol, related ministries/institutions/agencies/agencies.
- b) Collecting evidence in connection with the investigation of the case and even trying to recover stolen goods, making arrests and then handing them over to the prosecutor's office who will later forward it to the Sinabang District Court.

4) Investigating Cases

In investigation cases, the Sinabang District Court in Simeulue Regency has the following powers:

- a. Handling cases of criminal acts of embezzlement seriously, quickly and carefully.
- b. Providing severe penalties/demands in order to have a deterrent effect on perpetrators of criminal acts of embezzlement
- c. Examine, hear and decide cases submitted by the Prosecutor
- d. Public Prosecutor. Decide in accordance with the evidence and witnesses at the trial, pay attention to mitigating and aggravating reasons and give the fairest decision in order to provide a deterrent effect on the perpetrators of the crime of embezzlement.
- e. Restore the rights of victims.

The community plays an active role in assisting law enforcement officers with four-wheel embezzlement crimes, in addition to law enforcement officers themselves. Consequently, based on global criminal politics or crime prevention policies, preventive efforts are prevention efforts prior to the commission of a crime. This is due to the limitations of preventive efforts, so preventive efforts are vital to preventive efforts.

Significant steps have been taken by law enforcement to combat the crime of embezzlement of four wheels, including being more proactive towards the community in preventing and combating this crime. In order to combat four-wheel embezzlement crimes, law enforcement officials have taken significant measures, including:

- a) determine law enforcement policy measures such as legal socialization by the Simeulue District Police against the crime of embezzling four-wheeled vehicles.
- b) review and determine settlement steps with the main tasks and functions of the Resort Police and the Simeulue District Police in law enforcement in handling the crime of embezzlement of four-wheeled vehicles.
- c) coordinating in the socialization and understanding of law enforcement in handling the crime of embezzlement of four wheels, establishing and progressively increasing cooperation with community leaders in Simeulue Regency.

By socializing law enforcement policies and coordinating with a number of community leaders in Simeulue, law enforcement implements countermeasures to combat the crime of embezzlement involving four wheels. Resort Police (Polres) and Sector Police (Polsek) activities in coordination with Simeulue's community leaders constitute a preventive effort (prevention/deterrence/control). The crime of embezzlement of four wheels is inextricably linked to the difficulty of monitoring the activities of social groups.

The meaning of supervision is expansive and carries a positive connotation. In addition, supervision refers to the process of observing all activities conducted in accordance with applicable rules, instructions, and policies. In this instance, law enforcement is conducted proactively and as quickly as possible to ensure that no violations of the applicable legal provisions occur. Considering the facts of four-wheel embezzlement crimes, the monitoring system for community activities that lead to four-wheel embezzlement crimes is still not operating optimally.

The researcher concludes that law enforcement in addressing the crime of embezzlement of four wheels with preventive measures monitors group activities that lead to criminal acts,

but that this is not yet operating optimally due to a number of factors. In the enforcement of criminal law against community activities that lead to the crime of vandalizing vehicles in a preventive manner, there is a strengthening of coordination and operation mechanisms between the relevant agencies. In the context of monitoring the activities of unscrupulous community groups that lead to the crime of embezzlement of four wheels, these agencies will carry out their respective duties and authorities in accordance with the applicable law.

Authoritarian Enforcement Efforts made to combat embezzlement Countermeasures are one of the efforts that can be made to prevent the theft of four-wheeled vehicles. Efforts to circumvent law enforcement in the investigation and prosecution of four-wheel embezzlement crimes are conducted using criminal law, specifically criminal sanctions that pose a threat to the perpetrators. The penal route focuses on repressive actions, such as eradication and crackdown measures, to combat social problems. In Simeulue Regency, social policies include legal policies in response efforts, as well as policies or rational efforts to achieve community welfare.

The imposition of criminal sanctions in the form of imprisonment, such as for the crime of embezzlement of four wheels, is carried out through a judicial process, whereas administrative sanctions can be imposed without a judicial process, although they must adhere to the principles of good governance. On the basis of this description, it is possible to conclude that instances of embezzlement of four wheels are evidence of the importance of government and law enforcement, and that comprehensive law enforcement is required. After the occurrence or existence of a crime, repressive law enforcement action is taken to address the crime of embezzlement involving four wheels. This action can be juridical based on the provisions in Article 372 of the Criminal Code.

Law enforcement of criminal cases of embezzlement is an application by means of countermeasures. The countermeasures approach is an approach using the means of criminal law as mentioned in point 1 of law enforcement and crime mitigation above, namely the application of criminal law. The countermeasures approach is an approach using criminal law means. Penal efforts by applying formal criminal penalties as well as criminal implementation penalties carried out through the criminal justice system. To achieve the expected goal, the goal in the short term is to resocialize (re-popularize) the perpetrator of the criminal act, the medium term is to prevent the occurrence of crime and the long term is the ultimate goal is to achieve social welfare, while the article imposed is Article 372 of the Criminal Code.

Criminal law enforcement efforts against perpetrators of four-wheeled embezzlement crimes are carried out through a countermeasure approach, namely by means of legal remedies. Legal remedies with the penal route focus on repressive actions, namely eradication and crackdown measures to overcome the problem of the criminal act of embezzlement of four-wheeled embezzlement. Legal policies in an effort to enforce criminal laws against the criminal act of embezzlement of four wheels are included in social policies, namely policies or rational efforts in order to achieve community welfare. The imposition of criminal sanctions in the form of imprisonment and fines against perpetrators of embezzlement crimes must be carried out through the judicial trial process, while the imposition of administrative sanctions can be carried out without a judicial trial process although it must pay attention to the principles of proper governance.

In the broadest sense, the whole policy is carried out through legislation and official bodies aimed at upholding the central norms of society. Contrary to the description of the theory above, the role of conventional and transnational crime is highly expected by society. Criminal law enforcement, especially in the countermeasures of embezzlement crimes, is an effort to penalize using criminal law means.

Legal remedies against criminal embezzlement are the duty and authority of law enforcement. The duties and authorities of the police are in accordance with the provisions of Law Number 2 of 2002 concerning the National Police of the Republic of Indonesia Article 13 as follows:

- a) Maintain the security and order of society.
- b) Enforcing the law.
- c) Protecting, nurturing, and serving the community.

The law enforcement that the people of Simeulue district expect is law enforcement who has the quality to solve a case in accordance with the crime committed by the perpetrators of the crime. Quality law enforcement means being able to apply and enforce the laws in the Criminal Code and laws and regulations to ensnare criminals in accordance with the evidentiary process that has been carried out by law enforcement. Law enforcement must have a responsive and fast attitude in handling complaints and reports from the public for the occurrence of criminal acts, hence it will enforce the law properly and perfectly. On the other hand, if law enforcement does not have a professional attitude in terms of a responsive and prompt attitude, hence the rule of law cannot be enforced as it should be.

Unprofessional law enforcement, especially in terms of a less responsive and fast attitude, is one of the factors inhibiting law enforcement in handling the criminal act of embezzlement of four wheels so that there is still a criminal act of embezzlement of four wheels and cannot be handled optimally. Researchers analyzed that unprofessional law enforcement factors can result in law enforcement obstruction in handling the criminal act of embezzlement of four wheels. Law enforcement that is not professional is definitely not able to conduct investigations correctly in accordance with applicable laws, so the law enforcement actually applies articles that are not in accordance with applicable legal rules. Professional law enforcement is always expected by the people of Simeulue district so that they can guarantee legal certainty and provide a sense of comfort to the Simeulue community by applying laws that are in accordance with their criminal acts.

Theoretically, the special function of criminal law in order to provide guarantees of certainty and legal protection is a secondary function of criminal law, namely to keep the ruler in tackling the crime carrying out his duties in accordance with the rules outlined in the criminal law. The researcher analyzed that the lack of implementation of law enforcement in handling embezzlement crimes is caused by the limited number of investigative personnel within the scope of duties that handle the field of crime and violence in terms of law enforcement, investigations, investigations and forced efforts, besides that law enforcement officials are still limited in handling various cases of four-wheeled embezzlement crimes. Furthermore, from the results of the study, it was analyzed that the inhibition of law enforcement in handling the criminal act of embezzlement of four-wheeled was due to the limited personnel of law enforcement who were serious in law enforcement handling the criminal act of embezzlement of four-wheeled embezzlement.

### **3.2. Factors Causing the Occurrence of the Four-wheeled Embezzlement Crime in Simeulue County**

#### **a. Economic Factors**

The economy is the main factor that causes the perpetrator to commit a criminal act of fattening a four-wheeled motor vehicle (Adi, 2021). The high need for clothing and food, having a lot of debt, social competition and lifestyle are one of the triggers for the emergence of malicious intentions from perpetrators to commit criminal acts. Almost every year the price of basic necessities continues to increase, while the income of each individual is not necessarily able to meet the increase. So that resulted in an excuse for someone to commit a criminal act of embezzlement of a car.

As did the defendant, JK (31 years old), based on a Copy of the District Court's Judgment. Embezzlement of a car committed by the perpetrator is usually not to be owned or used personally, but the car is sold or mortgaged in order to get money in a fast way without thinking about the cause and effect of his actions. One of the perpetrators of the criminal act of car embezzlement, namely AN based on a copy of the District Court's Decision, explained that the reason he committed the crime was because he needed fast money in October 2021. Then the car he took was mortgaged to a person named Rosmaladi in Lubuk Pakam for Rp. 70.500.000, - (going to tens of millions five hundred thousand rupiah).

#### **b. The Factor of Not Knowing the Legal Consequences.**

There is still a lack of legal awareness so that there is a high probability of criminal acts (Littlejohn, 2020), especially criminal acts of embezzlement of rental cars. Rental car owners are less vigilant about the threat of embezzlement, and the lack of fear of embezzlement perpetrators of legal threats makes them dare to commit criminal acts of embezzlement. The perpetrators did this because they felt it was reasonable because they had already thickened the car so that way they considered the temporary ownership they had made them entitled to do anything about the leased object.

#### **c. Factors of Utilization of Opportunity**

The intended opportunity factor is the opportunity that arises from a gap and also the situations (Clarke, 2012) that allow a person (perpetrator) to commit a criminal act of embezzlement. A simple example of this opportunity utilization factor can be seen in the case of embezzlement of a four-wheeled vehicle carried out by the suspect. Based on a Copy of the Judgment obtained from the District Court in the case the perpetrator was found to have borrowed several times the same vehicle and had not been returned. Although at the time of going to borrow the vehicle for the umpteenth time there was suspicion from the car owner, the perpetrator had managed to embezzle the vehicle and was not returned.

#### **d. Factor Not using driver or off-key system**

Basically, the car uses a key-off system. The release of the key referred to here is when the car is remitted not along with the driver provided by the rental party so that it becomes a great opportunity for criminals to embezzle the car. However, seeing the frequent cases of embezzlement of cars, some people have begun to implement a security system

#### **e. Factors of Weak Security System**

Although car owners have made preventive efforts by installing a vehicle tracking system on the vehicles they rent out so that they can easily track the whereabouts of the

vehicles rented, not all cars in Simeulue district use it considering the cost required to install the system on all fleets of vehicles they have will cost a lot of money. The above factors were stated by the perpetrator from the results of the investigation carried out by the Simeulue police. According to the police, usually the perpetrators do give such a reason, this is done to lighten their status in the eyes of the law. However, this right does not help because the elements of the criminal act of embezzlement committed by these perpetrators are in accordance with the elements contained in Article 372 of the Criminal Code.

f. Statutory Factors (Legal Substance)

Conceptually, law enforcement in law enforcement of the criminal act of embezzlement is based on the judicial basis of Article 372 of the Criminal Code. The criminal sanctions aim to ensure that the certainty of law, order and legal protection in the current modernization and globalization can be carried out, but these criminal sanctions are still considered very low (Ramadhani, 2021). The very low criminal sanctions have not had a deterrent effect on the perpetrators of the criminal act of embezzlement. One of the factors inhibiting law enforcement in handling the criminal act of embezzlement can be seen from the law that regulates the criminal act of embezzlement, the sanctions are not enough to provide a deterrent effect, namely with the threat of imprisonment for a maximum of four years or a maximum fine of nine hundred rupiah.

The state provides a juridical basis for Article 372 of the Criminal Code for the criminal act of embezzlement, however, the facts that occur on the ground show that the criminal sanctions in the Criminal Code are not sufficient to provide a deterrent effect on law enforcement actors in handling the criminal act of embezzlement, this can be seen from the still occurrence of law enforcement obstacles in handling the criminal act of embezzlement. Obstacles in law enforcement in handling the criminal act of embezzlement can be suppressed if the sanctions given to the perpetrators have a deterrent effect both on the perpetrators and on the wider community indirectly. If the law governing the criminal act of embezzlement itself is not enough to provide a deterrent effect and also the absence of implementing regulations that are urgently needed to implement the law, this will certainly affect the perpetrators of continuously committing criminal acts of embezzlement.

g. Supporting Facilities or Facilities Factor

Law enforcement will take place properly if it is supported by sufficient facilities and facilities used to achieve the goal. Such facilities and facilities include educated and skilled human labor, adequate equipment, sufficient funds and so on. If these things are not met, then law enforcement will find it difficult to achieve its goals perfectly. Some of the obstacles that affect the performance of law enforcement in carrying out their duties in handling cases of four-wheeled embezzlement crimes include:

- 1) The limited number of law enforcement officers in the field to monitor and anticipate the criminal act of embezzlement of four wheels.
- 2) Limited operational costs that sometimes have to use personal operating costs.
- 3) The lack of means that resulted in law enforcement in the handling of the criminal act of embezzlement was carried out not in full and totally.

Law enforcement in handling the criminal act of embezzlement of four-wheeled is less than optimal or can be said to be less able to run due to the absence of adequate facilities or infrastructure (Kaban, 2022), then the limited special operational budget from the state for law enforcement in handling the crime of embezzlement of four-wheeled and the lack of a

special team of supervision and monitoring of law enforcement in handling criminal acts in coordination with related parties who specifically supervise the activities of the perpetrators of the criminal act of embezzlement of four-wheelers (Manullang, 2022). Theoretically, the implementation of the function of criminal law in the context of law enforcement in handling the criminal act of embezzlement of four wheels can be interpreted as a means of overcoming crimes, but the facts on the ground in an effort to realize law enforcement in handling the crime of embezzlement of four wheels experience various obstacles, especially related to factors of facilities or facilities and infrastructure from the government that do not pay much attention to how important the consequences of the criminal act of embezzlement of wheels four.

#### h. Community Factors

The issue of law enforcement in handling the criminal act of embezzlement of four wheels is a problem that is sometimes ignored (Hutabarat et al., 2022). The public in general does not know the importance of law enforcement in handling the criminal act of embezzlement of four-wheeled, it can be seen that there are still many people in the community who are the perpetrators of the four-wheeled embezzlement crime. Other communities who are reluctant to report to the authorities and are concerned with their family factors that are prioritized, make it difficult for law enforcement to eradicate the perpetrators of these crimes. The low legal awareness of the community makes law enforcement in handling the criminal act of embezzlement.

The basis for all of that is the professionalism of law enforcement officers. Law enforcement is essentially committed to law enforcement in handling the criminal act of embezzlement. In addition to the quality of law enforcement, the substance of the law has not escaped improvement. The substance of the law is a regulation used by legal actors at the time of committing acts and legal relations or in other words includes everything that is the output of a legal system, including in this case legal norms in the form of regulations, decisions, doctrines to the extent that all of them are used in the process concerned.

Obstacles in law enforcement in handling the criminal act of embezzlement of four-wheelers can be partially minimized. Hence, here is a need for an active role, honesty, and accuracy from law enforcement officers. Otherwise, it will only cause legal games or corruption. Success in law enforcement in handling the criminal act of embezzlement of four wheels will certainly bring great progress to the Simeulue community. Based on the weaknesses and problems that exist, in principle, an important aspect to take is to try to realize integrated law enforcement starting from government and law enforcement elements and also involve several related agencies, in law enforcement in handling the criminal act of embezzlement of four wheels.

#### 4. CONCLUSION

Based on the findings and discussion, it can be concluded that law enforcement in handling the criminal act of embezzlement of four-wheeled vehicles is carried out using criminal countermeasures. The countermeasure approach is carried out with counseling, socialization in order to develop the social responsibility of Simeulue community residents aware of the criminal act of embezzlement of four-wheeled vehicles, legal counseling is especially carried out in the Indonesian environment, especially in Simeulue districts which

are prone to crime, handling objects of criminality. The countermeasures approach is carried out by means of legal remedies, namely perpetrators of criminal acts of embezzlement of four-wheeled vehicles are processed by law based on the provisions of laws and regulations up to the court and execution levels in order to obtain criminal sanctions and ensure legal certainty. Meanwhile, the factors causing the criminal act of embezzlement of four-wheeled vehicles are as follows:

- 1) Efforts to overcome the occurrence of embezzlement of four-wheeled vehicles that are carried out regularly on wheeled vehicles and their papers to ensure that these vehicles are not vehicles obtained from the results of criminal acts, especially theft and embezzlement and conducting continuous legal counseling both to the people in Simeulue district and the Indonesian people as well as to every Indonesian community to be more careful and vigilant in order to reduce the level of embezzlement crimes against four-wheeled vehicles committed by the police, and repressive efforts by conducting investigations and investigations by the police, providing severe penalties/charges in order to cause a deterrent effect on the perpetrators of the criminal act of embezzlement of four-wheeled vehicles by the Sibang state court and examining, adjudicating and deciding cases filed by the district court.
- 2) Factors causing the occurrence of criminal acts of embezzlement of four-wheeled vehicles are other economic factors, factors of public legal awareness, factors of utilization of opportunities, factors of not using a driver or off-key system, as well as factors of weak security systems, community factors, statutory factors.

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VEHICLE EMBEZZLEMENT IN SIMEULUE REGENCY**

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