



**REGENT SUKOHARJO  
PROVINCE OF CENTRAL JAVA  
REGIONAL REGULATIONS OF SUKOHARJO DISTRICT  
NUMBER 19 OF 2017**

**ABOUT**

**CHANGES TO THE REGIONAL REGULATIONS OF SUKOHARJO DISTRICT  
NUMBER 6 OF 2011 CONCERNING IMPLEMENTATION  
PROTECTION AGAINST VICTIMS OF VIOLENCE  
BASED ON GENDER AND CHILDREN**

**BY THE GRACE OF GOD ALMIGHTY**

**REGENT SUKOHARJO,**

**Considering: a. that based on the letter of the Governor of Central Java Number 180/003269 dated 30 March 2015 concerning the Results of Clarification of Regional Regulations of Sukoharjo Regency and the Letter of the Governor of Central Java Number 180/0017656 dated 17 October 2016 concerning the Results of Facilitation of Draft Regional Regulations of Sukoharjo Regency, then the Regional Regulation of Sukoharjo Regency Number 6 2011 concerning the Implementation of Protection for Victims of Gender-Based Violence and Children needs to be changed;**

**b. that in order to increase protection for victims of gender-based violence and children, it is necessary to make adjustments to Sukoharjo Regency Regional Regulation Number 6 of 2011 concerning the Implementation of Protection for Victims of ~~Gender~~ Gender-Based Violence and**

**c. that based on the considerations as intended in letters a and b, it is necessary to stipulate a Regional Regulation concerning Amendments to the Sukoharjo Regency Regional Regulation Number 6 of 2011 concerning the Implementation of Protection for Victims of Gender-Based Violence and Children;**

**Bearing in mind: 1. Article 18 paragraph (6) of the 1945 Constitution of the Republic of Indonesia;**

**2. Law Number 13 of 1950 concerning the Establishment of Regency Regions within the Province of Central Java;**

3. **Law Number 39 of 1999 concerning Human Rights (State Gazette of the Republic of Indonesia of 1999 Number 165, Supplement to State Gazette of the Republic of Indonesia Number 3886);**
4. **Law Number 23 of 2002 concerning Child Protection (State Gazette of the Republic of Indonesia of 2002 Number 109, Supplement to State Gazette of the Republic of Indonesia Number 4235) as amended several times, most recently by Law Number 17 of 2016 concerning Determination of Government Regulations in Lieu of Laws -Law Number 1 of 2016 concerning the Second Amendment to Law Number 23 of 2002 concerning Child Protection into Law (State Gazette of the Republic of Indonesia of 2016 Number 237, Supplement to the State Gazette of the Republic of Indonesia Number 5946);**
5. **Law Number 23 of 2004 concerning the Elimination of Domestic Violence (State Gazette of the Republic of Indonesia of 2004 Number 95, Supplement to State Gazette of the Republic of Indonesia Number 4419);**
6. **Law Number 13 of 2006 concerning Protection of Witnesses and Victims (State Gazette of the Republic of Indonesia of 2006 Number 64, Supplement to State Gazette of the Republic of Indonesia Number 4635);**
7. **Law Number 21 of 2007 concerning Eradication of the Criminal Act of Human Trafficking (State Gazette of the Republic of Indonesia of 2007 Number 58, Supplement to the State Gazette of the Republic of Indonesia number 4720);**
8. **Law Number 11 of 2009 concerning Social Welfare (State Gazette of the Republic of Indonesia of 2009 Number 12, Supplement to State Gazette of the Republic of Indonesia Number 4976);**
9. **Law Number 12 of 2011 concerning the Formation of Legislation (State Gazette of the Republic of Indonesia of 2011 Number 82, Supplement to Gazette of the Republic of Indonesia Number 5234);**
10. **Law Number 11 of 2012 concerning the Juvenile Criminal Justice System (State Gazette of the Republic of Indonesia of 2012 Number 153, Supplement to the State Gazette of the Republic of Indonesia Number 5332);**

11. Law Number 23 of 2014 concerning Regional Government (State Gazette of the Republic of Indonesia of 2014 Number 244, Supplement to the State Gazette of the Republic of Indonesia Number 5587) as amended several times, most recently by Law Number 9 of 2015 concerning the Second Amendment to the Law Law Number 23 of 2014 concerning Regional Government (State Gazette of the Republic of Indonesia of 2015 Number 58, Supplement to State Gazette of the Republic of Indonesia Number 5679);
12. Government Regulation Number 4 of 2006 concerning the Implementation and Cooperation in the Recovery of Victims of Domestic Violence (State Gazette of the Republic of Indonesia of 2006 Number 15, Supplement to the State Gazette of the Republic of Indonesia Number 64);
13. Presidential Regulation Number 87 of 2014 concerning Implementing Regulations of Law Number 12 of 2011 concerning the Formation of Legislative Regulations (State Gazette of the Republic of Indonesia of 2014 Number 199);
14. Central Java Province Regional Regulation Number 3 of 2009 Implementing Regulation for Victims of Gender-Violence and Children (2009 Provincial Gazette Number 3, Supplement to Central Java Province Regional Gazette Number 20);
15. Sukoharjo Regency Regional Regulation Number 6 of 2011 concerning the Implementation of Protection for Victims of Gender-Based Violence and Children (Sukoharjo Regency Regional Gazette of 2011 Number 6, Supplement to Sukoharjo Regency Regional Gazette Number 186);
16. Sukoharjo Regency Regional Regulation Number 3 of 2015 Implementing Child Protection (Sukoharjo Regional Gazette of 2015 Number 3, Supplement to Sukoharjo Regency Regional Gazette Number 219) as amended by Sukoharjo Regency Regional Regulation Number 16 of 2016 concerning Amendments to Regency Regional Regulations Sukoharjo Number 3 of 2015 concerning the Implementation of Child Protection (Sukoharjo Regency Regional Gazette of 2016 Number 16, Supplement to Sukoharjo Regency Regional Gazette Number 240);

**With Mutual Consent**  
**REGIONAL PEOPLE'S REPRESENTATIVE COUNCIL OF SUKOHARJO DISTRICT**  
**And**  
**REGENT SUKOHARJO**

**DECIDE :**

**To enact: REGIONAL REGULATIONS CONCERNING AMENDMENTS TO THE REGIONAL REGULATION OF SUKOHARJO DISTRICT NUMBER 6 CONCERNING THE IMPLEMENTATION OF PROTECTION AGAINST VICTIMS OF GENDER-BASED VIOLENCE AND CHILDREN.**

**Article I**

**Several provisions in the Regency Regional Regulations Sukoharjo Number 6 of 2011 concerning Implementation Protection for Victims of Based Violence Gender and Children (Regency Regional Gazette Sukoharjo Year 2011 Number 6, Additional Gazette Sukoharjo District Number 186), amended as follows:**

- 1. The provisions of Article 1 number 2, number 4, number 10 are changed, and between number 9 and number 10, 2 (two) numbers are inserted, namely number 9a, number 9b, between number 19 and number 20, 1 (one) number is inserted, namely number 19a and adding the number 26 so that Article 1 reads as follows:**

**article 1**

**In this Regional Regulation what is meant by:**

- 1. The region is Sukoharjo Regency.**
- 2. Regional Government is the regional head as the organizing element of Regional Government who leads the implementation of government affairs which fall under the authority of the autonomous region.**
- 3. The Regent is the Regent of Sukoharjo.**
- 4. Regional Apparatus is the supporting element of the Regent and the Regional People's Representative Council in the implementation of Government Affairs which fall under the authority of the Region.**
- 5. A child is someone who is not yet 18 (eighteen) years old, including children who are still in the womb.**
- 6. Implementation is a form of implementing the protection of women, men and children who are victims of violence.**

- 7. Gender is a concept that refers to the roles and responsibilities of men and women which occur as a result of and can change by the social and cultural conditions of society.**
- 8. Protection is all efforts aimed at providing a sense of security and fulfilling the victim's rights carried out by the family, integrated services, advocates, social institutions, police, prosecutor's office, court, or other parties either temporarily or based on a court decision.**
- 9. Child Protection is all activities to guarantee and protect children and their rights so that they can live, grow, develop and participate, optimally in accordance with human dignity, and receive protection from violence and discrimination.**
- 9a. Prevention is an activity carried out to prevent acts of violence against women and children.**
- 9b. Vulnerability risk reduction is a service that is directly aimed at communities and families identified as vulnerable to violence, exploitation, abuse and neglect.**
- 10. Implementation of protection is a series of activities aimed at preventing violence, providing protection and social recovery and reintegration services, coordinating and collaborating, and increasing community participation carried out by the Regional Apparatus in charge.**
- 11. Violence is any act that can result in misery or suffering, whether physical, sexual, economic, social or psychological, to the victim.**
- 12. Gender-Based Violence is any form of restriction, exclusion, differentiation and all forms of treatment carried out on the basis of sex and aims to reduce, eliminate the recognition, enjoyment or use of human rights, the consequences of which are and are not limited to physical, sexual, psychological and economic.**

- 13. Violence against children is every form of restriction, differentiation, exclusion and all forms of treatment carried out against children, the consequences of which include and are not limited to physical, sexual, psychological and economic violence.**
- 14. Physical Violence is any act that results in pain, injury, injury or disability to a person's body, abortion, fainting and/or causes death.**
- 15. Psychological Violence is any act that results in fear, loss of self-confidence, loss of ability to act, a feeling of helplessness and/or severe psychological suffering in a person.**
- 16. Sexual Violence is any act in the form of sexual harassment, forced sexual relations, forced sexual relations in an unreasonable or undesirable manner, forced sexual relations with another person for commercial purposes and/or certain purposes.**
- 17. Economic violence is any act that neglects family members in the form of not providing them with proper care or maintenance.**
- 18. Victims of Gender-Based Violence are people who, because of their gender, experience physical, psychological, economic, social, sexual and other losses resulting from state policies, acts of violence and/or threats of violence within the household and community.**
- 19. Child Victims of Violence are children who receive harsh treatment, whether physical, psychological, economic, social, sexual and other losses resulting from state policies, acts of violence and/or threats of violence within the household and community.**
- 119a. Children who are perpetrators of violence are children who commit violent acts both physically, psychologically, economically and sexually.**

20. **Victim recovery is all efforts to strengthen victims of gender-based violence and violence against children so that they are more empowered, physically, psychologically, socially, economically and sexually.**
21. **Assistance is all actions in the form of counseling, psychological therapy, advocacy and spiritual guidance, in order to strengthen themselves as victims of gender-based violence and violence against children to resolve the problems they face.**
22. **Integrated Services are a series of activities to provide protection for victims of gender-based violence and children which are carried out jointly by relevant agencies or institutions as a single unit of implementation, prevention efforts, health services, psychosocial rehabilitation, repatriation, social reintegration and legal aid for victims of gender-based violence and children.**
23. **Reintegration is a ~~process~~ <sup>Social</sup> process of preparing the community and victims to support the reintegration of victims into the family environment, a substitute family that can provide protection and fulfill the victims' needs.**
24. **A safe house (*shelter*) is a temporary residence used to provide protection for victims in accordance with specified operational standards.**
25. **Communities are individuals, families, groups, social organizations, and/or community organizations.**
26. **The Commission for the Protection of Victims of Gender-Based Violence and Children, hereinafter referred to as KPK2BGA, is the Commission for the Protection of Victims of Gender-Based Violence and Children in Sukoharjo Regency which was formed by the Regent and is a non-structural commission.**
2. **The title of CHAPTER II is changed to read as following:**

CHAPTER II  
PRINCIPLES, OBJECTIVES AND FORM

3. Between Article 3 and Article 4, 1 (one) article, namely Article 3A, is inserted so that it reads as follows:

**Article 3A**

**Forms of violence include:**

- a. **physique;**
- b. **psychic;**
- c. **sexual;**
- d. **household neglect;**
- e. **economic violence; and/or**
- f. **other violence.**

4. The provisions of Article 6 are amended to read as follows following:

**Article 6**

**(1) In providing protection for victims of gender-based violence and children, the regent established Integrated Services and KPK2BGA.**

**(2) Integrated Services as referred to in**

**paragraph (1) is in the form of:**

- a. **District Integrated Services;**
- b. **sub-district Integrated Services; And**
- c. **Integrated sub-district or village services.**

**(3) The establishment of Integrated Services and KPK2BGA as intended in paragraph (1) is regulated by a Regent's Regulation.**

5. The provisions of Article 14 letter i, letter j, letter k are deleted so that Article 14 reads as follows:

**Article 14**

**Community participation as referred to in Article 8 letter e is carried out through:**

- a. **provide protection for victims;**
- b. **provide emergency assistance;**
- c. **provide advocacy to victims and/or the community regarding handling cases of gender and child-based violence;**
- d. **assist in the process of submitting applications for protection determination;**
- e. **convey information to the competent authorities regarding cases of gender and child-based violence;**



- f. foster local wisdom in handling gender and child-based violence;**
- g. organize strengthening of community groups in handling gender and child-based violence; and h. disseminate information about laws and regulations relating to gender-based violence and children.**

- i. Deleted.**
- j. Deleted.**
- k. Deleted.**

- 6. The provisions of Article 16 are amended to read as follows following:**

**Article 16**

**The implementation of integrated services is coordinated by the Regional Apparatus in charge.**

- 7. Between CHAPTER V, Part Nine and CHAPTER VI, 1 (one) part, namely Part Nine A, is inserted so that it reads as follows:**

**Part Nine A  
KPK2BGA  
Article 16A**

**The formation of the KPK2BGA as referred to in Article 6, its membership consists of the following**

- elements:**
- a. public figure;**
  - b. religious leaders;**
  - c. non-governmental organization activists;**
  - d. academics; And**
  - e. practitioner.**

**Article 16B**

**The duties of KPK2BGA as intended in Article 16A include:**

- a. mediating**

**disputes between institutions providing integrated services for gender-based violence and children;**

- b. advocating for policies and programs to protect victims of gender-based violence and children;**

c. supervising the ongoing case handling process; and D. monitor and supervise the implementation of integrated services for victims of gender-based violence and children.

#### Article 16C

To carry out the tasks as intended in Article 16B, KPK2BGA has the following functions: a. prepare materials for

formulating policies and programs for the protection of victims of gender-based violence and children;

b. coordinating disputes between institutions providing integrated services to victims of gender-based violence and children; c. development of a

protection system for victims of gender-based violence and children; d. monitoring, supervising and

reporting on the protection of victims of gender-based violence and children; and e. facilitator for developing and strengthening

networks at local, regional and national levels for the purposes of preventing, increasing capacity to handle victims of gender-based violence and children.

#### Article 16D

The implementation of KPK2BGA is facilitated by Regional Apparatus which carries out government affairs in the fields of women's empowerment and child protection.

8. Between CHAPTER VI and CHAPTER VII, 1 (one) chapter is inserted, namely CHAPTER VIA, so that it reads as follows:

##### CHAPTER VIA

#### PREVENTION AND RISK REDUCTION EFFORTS

##### VULNERABILITIES

##### Part One

##### Prevention

#### Article 17A

Efforts to prevent acts of gender-based violence and children include:

a. formulate policies in the field of preventing gender and child-based violence in the household, in the field of employment, in emergency situations and special conditions as well as the crime of trafficking in persons;

- b. organize communication, information and education about forms of gender and child-based violence;**
- c. organize outreach and advocacy on gender and child-based violence; d. organizing education and training on gender and child-based violence issues;**
- e. increasing awareness of parents, husbands, wives, children, communities, educational institutions, service providing institutions, child participation institutions and professional groups regarding forms of gender and child-based violence;**
- f. increasing understanding of gender and child-based human rights in the family, community and education environment;**
- g. increasing legal awareness for the community regarding forms of gender and child-based violence;**
- h. integrating gender and child-based violence prevention programs into family empowerment programs;**
- i. strengthening anti-violence education from an early age at the family level;**
- j. building community participation and awareness regarding the prevention and protection of acts of gender-based violence and children;**
- k. building networks and collaboration with law enforcement officials, government officials, educational institutions, and various non-governmental organizations that operate and/or care about gender mainstreaming;**
- l. developing sustainable movements that involve the community in violence prevention actions; And**
- m. instilling character values, manners and family resilience.**

**The second part  
Vulnerability Risk Reduction**

**Article 17B**

- (1) Reductions in the <sup>risk</sup> protection of <sup>vulnerability</sup> victims of gender-based violence and children include:**
- a. facilitating the implementation of vulnerability risk reduction;**
  - b. facilitating the implementation of restorative justice;  
And**
  - c. facilitating strengthening of community capacity.**

- (2) Facilitation of the implementation of vulnerability risk reduction as referred to in paragraph (1) letter a, includes:**
- a. identification and early detection of acts of violence, exploitation, neglect and abuse, as well as immediate action that must be taken;**
  - b. providing assistance to husband and wife and/or family members who are experiencing problems;**
  - c. providing counseling for parents, husbands, wives and children experiencing family problems;**
  - d. restore psychological and social conditions for children, parents and families;**
  - e. providing temporary care; f. provide social security for families prone to.**
- (3) Facilitation for the administration of restorative justice as referred to in paragraph (1) letter b, is carried out by the community in resolving the problems of children suspected of violating the law.**
- (4) Facilitation of strengthening community capacity as intended in paragraph (1) letter c, is carried out by involving law enforcement officers in handling children in conflict with the law.**

**9. The provisions of Article 19 are amended to read as follows:**

**Article 19**

- (1) Control, guidance and supervision of the implementation of protection for victims of gender-based violence and violence against children is carried out by the Regent.**
- (2) The daily implementation of control, guidance and supervision as intended in paragraph (1) is carried out by the Regional Apparatus in charge before the formation of KPK2BGA as intended in Article 16A.**

**Article II**

**This local regulation are applied at the date stated.**

**So that everyone is aware, this Regional Regulation is ordered to be promulgated by placing it in the Sukoharjo Regency Regional Gazette.**

**Stipulated in Sukoharjo on  
December 29 2017**

**REGENT SUKOHARJO,**

signed

**Promulgated in Sukoharjo  
on December 29, 2017**

**WARDOYO WIJAYA**

**REGIONAL SECRETARY  
SUKOHARJO DISTRICT,**

signed

**AGUS SANTOSA**

**SUKOHARJO DISTRICT REGIONAL GAZETTE  
YEAR 2017 NUMBER 19**

**NOREG REGIONAL REGULATIONS OF SUKOHARJO DISTRICT, PROVINCE  
CENTRAL JAVA : (19/2017)**

**EXPLANATION**  
**ON**  
**REGIONAL REGULATIONS OF SUKOHARJO DISTRICT**  
**NUMBER 19 OF 2017**  
**ABOUT**  
**CHANGES TO THE REGIONAL REGULATIONS OF SUKOHARJO DISTRICT**  
**NUMBER 6 OF 2011 CONCERNING IMPLEMENTATION**  
**PROTECTION AGAINST VICTIMS OF VIOLENCE**  
**BASED ON GENDER AND CHILDREN**

**I. GENERAL**

The state has an obligation to provide a sense of security to its citizens from threats and actions that could disrupt and damage mental, physical, sexual or economic security. This was stated philosophically in the preamble to the 1945 Constitution, that the aim was to establish a Unitary State

The Republic of Indonesia is to protect the entire Nation and the Bloodshed of Indonesia. Apart from that, Article 28 G paragraph (2) of the 1945 Constitution states that everyone has the right to be free from torture or treatment that degrades human dignity. Thus the right to obtain protection from acts of violence is guaranteed by the constitution. Article 28 B paragraph (2)

The 1945 Constitution of the Republic of Indonesia mandates that "every child has the right to survival, growth and development and the right to protection from violence and discrimination". Therefore, parents, families, communities, government and the state must provide space for children's optimal growth and development and are obliged to protect them from violence.

Whereas based on the letter from the Governor of Central Java Number 180/003269 dated 30 March 2015 regarding the Results of Clarification of Sukoharjo Regency Regional Regulations, Regional Regulation Number 6 of 2011 concerning the Implementation of Protection for Victims of Gender-Based Violence and Children needs to be amended, especially in relation to the Prevention of acts of violence against children, The Integrated Service Center for Victims of Gender-Based Violence and Children is not only district level but also accommodates sub-district level PPTs and is adapted to existing laws and regulations.

Based on the considerations above, Regional Regulation Number 6 of 2011 concerning the Implementation of Protection for Victims of Gender-Based Violence and Children needs to be amended in the Article and its explanation.

## II. ARTICLE BY ARTICLE

### Article I

#### Number 1

##### article 1

Quite clear.

#### Number 2

Quite clear.

#### Number 3

##### Article 3A

##### Letter a

Quite clear.

##### Letter b

Quite clear.

##### Letter c

Quite clear.

##### Letter d

What is meant by "household neglect" is any person who abandons a person within the scope of his household, even though according to the law that applies to him or because of an agreement or agreement he is obliged to provide life, care or maintenance to that person.

##### Letter e

Quite clear.

##### Letter f

What is meant by "other violence" is: a. cruel

treatment, namely unjust, cruel, ruthless or merciless actions;

b. abuse or other wrongful treatment, namely harassment and indecent acts;

c. injustice, namely partiality between one child and another;

d. threat of violence is any unlawful act in the form of speech, writing, images of symbols or body movements either with or without means that cause fear or restrain a child's essential freedom;

e. Coercion is a situation where a child is told to do something in such a way that the child does something against his or her own will.

**Number 4**

**Article 6**

Quite clear.

**Number 5**

**Article 14**

Quite clear.

**Number 6**

**Article 16**

Quite clear.

**Number 7**

**Article 16A**

Quite clear.

**Article 16B**

Quite clear.

**Article 16C**

Quite clear.

**Article 16D**

Quite clear.

**Number 8**

**Article 17A**

**Letter a**

Quite clear.

**Letter b**

Quite clear.

**Letter c**

Quite clear.

**Letter d**

Quite clear.

**Letter e**

Quite clear.

**Letter f**

Quite clear.

**Letter g**

Quite clear.

**Letter h**

Quite clear.



**Letter i**

**Quite clear.**

**Letter j**

**Quite clear.**

**Letter k**

**Quite clear.**

**Letter l**

**What is meant by "massive and continuous movement" is movement that is active, complete, structured and continuous.**

**Letter m**

**What is meant by "family resilience" is the strength of an intact and prosperous family.**

**Article 17B**

**Paragraph (1)**

**Letter a**

**Quite clear.**

**Letter b**

**What is meant by "restorative justice" is a process of all parties involved in a particular criminal act sitting together to solve problems and think about how to deal with the consequences in the future.**

**Paragraph (2)**

**Quite clear.**

**Paragraph (3)**

**Quite clear.**

**Paragraph (4)**

**Quite clear.**

**Number 9**

**Article 19**

**Quite clear.**

**Article II**

**Quite clear.**

**SUPPLEMENTARY REGIONAL GAZETTE OF SUKOHARJO DISTRICT NUMBER 259**