

ABSTRACT

Indonesia is a welfare State Country, as a welfare state, the position of the government is not only as the one who have the authority but also as the public services, so must take an active role in order to serve due to embody of people. The government has two obligation, which are as an organ to enforce the law and the organ to give the law protection for the people and government itself. People is protect to the act of the government which is caused the damaget, while government protection conduct to the act of the goverment which is justified by law. The purpose of legal protection to the people is due to the conduct of it authority must be go along well the law and the guarantee for people in order to ask for the responsibility to the government for the act that caused the damage, whether in *privaatrechtelijk* or *publiekrechtelijk*, and restore it. The form of legal protection for people of the goverment act in public law would be like legal protection in non judicial and judicial protection. In essence, the judicial legal protection enforcement through the court as the ultimum remedium under the State administrative Court system. Normatively, people who have cause damaged due to the government act may apply a claim in court and also through the administrative effort before apply to the court. The effort to procedural justice for people, demanding the system which is obliged to have the administrative effort first before apply in the in the court as an Integrated Administrative Justice System. The Dissertation is try to analysis about the essential of the public law by the government, *ratio legis* of the non judicial legal protection to the public law by the goverment also the law enforcement due to the government act that caused the damage for the people.

KeyWords: Damaged for People, Government Act, Legal Protection