

ABSTRACT
COMBINING OF PROSECUTION CORRUPTION AND MONEY LAUNDERING

Article 75 of the TPPU Act regulates the merging of cases of money laundering and original crime if the investigator finds sufficient initial evidence. One type of original crime in money laundering as stipulated in Article 2 paragraph (1) of the TPPU Act is a criminal act of corruption so that the merging of cases of money laundering and corruption can be justified based on the provisions of Article 75 of the TPPU Act. Corruption due to prioritizing the principle of presumption of innocence, the public prosecutor has legal obligations to prove the wrongdoing of the perpetrators while the crime of money laundering puts the principle of presumption of guilt so that perpetrators who have the obligation to prove the property do not originate from criminal offenses.

The nature of merging cases of criminal acts of corruption and money laundering is the implementation of the principle of quick, simple and low cost justice and overrides the application of Article 69 of the TPPU Act in the examination of combining cases of criminal acts of corruption and money laundering. The system of reversing the burden of proof in a criminal act of corruption is only limited to the assets of the defendant, so in combining cases of a criminal act of corruption and money laundering the same principle applies as for the crime of corruption and the crime of money laundering must prioritize the principle of presumption of guilt.

Keywords: Corruption, Money Laundering, Combining