

ABSTRACT

The authority of High Military Court to examine and settle the military administration conflicts is a specific power provided by article 4 (1) b of Law Number 31 Year 1997 on Military Court [hereinafter “Military Court Law”].

The presence of military administration court is aimed to protect the rights of Indonesia Armed Forces soldiers against unlawful and improper conducts of Institution or Officer of Military Administration Body by issuing the Settlement Letter.

The major barrier for implementing such Military Administration Court is the absence of government regulation on military administration procedure. Meanwhile, the presence of law procedure for such court is mandated by article 353 Military Court Law.

The presence of Military Administrative Court for Indonesia Armed Forces Institution which reflects the specific need and character should be preserved and revising to the substance of Military Court Law should be conducted directly.

Key words:

authority - protect the rights of Indonesia Armed Forces soldiers - barrier for implementing Military Administration Court – revision of Military Court Law.

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