

ABSTRACT

Article 184 paragraph 1 of the Code of Criminal Procedure adoption of the instrument of evidence limitative consists of witnesses, expert information, letters, instruction and a description of the defendant.

After the enactment of Law Number 11 of 2008 about electronic information and/or electronic documents (hereinafter referred to as the ACT ITE), the electronic information evidence and/or electronic document received recognition as a standalone instrument of evidence outside of the provision of article 184 paragraph 1 of the Code of Criminal Procedure , where evidence of such electronic parts have their own distinct characteristics compared with other evidence in article 184 paragraph 1 of the Code of Criminal Procedure.

Article 1 paragraph 1 of ACT ITE mention:

Electronic information is a one or a set of electronic data, including but not limited to text, sound, pictures, maps, plans, photographs, electronic data interchange (EDI), electronic mail, telegram, telex, telecopy or the like, letters, marks, numbers, access codes, symbols, or perforation has been prepared which has meaning or can be understood by people who are able to understand it. Further in paragraph 2 referred to electronic transactions is a legal act which is done by using a computer, a computer network and/or other electronic media.

Article 1 paragraph 4 of ACT ITE mention:

Electronic document is any electronic information that is created, transmitted, received, transmitted or stored in the form of an analog, digital, optical or electromagnetic interference, like can be seen, displayed and/or heard through computer and electronic systems, including but not limited to text, sound, pictures, maps, draft, photos or the like, letter, marks, number, access codes, symbol or perforations which have meaning or can be understood by people who are able to understand it.

Has done research on the characteristic of an information instrument of evidence and/or electronic document in a criminal case and whether such evidence has independent evidentiary force or must be supported with evidence as in article 184 paragraph 1 of the Code Of Criminal Procedure.

Key words: Electronic information, Document electronic