

ABSTRACTION

In this thesis, the general principles of the implementation of the notary occupation is the principles which is taken from some of the sections in Undang – Undang Jabatan Notaris (the Regulation of the Notary Occupation) and Ethical Code which have relation with the actions and the attitude as a Notary in running its the occupation's duty generally, which includes the principles such as the independent, the similarity, the professionalism, the law conclusiveness, the prohibition of the authority abusing, the prohibition for the arbitrarily 's action. Based on the principles of the Notary Occupation, it can be hoped to build the Notary's personality is being as the public official which is idealist, loyal to the law in mental and spiritual, and is able to give the service to the society well. The research methodology which is used in this thesis is normative research with the *statute approach* and *conceptual approach*.

Although, the Notary occupation has been arranged in Undang – Undang Jabatan Notaris (the Regulation of the Notary Occupation) and Ethical Code of Notary specially, but it is hard to be implemented. The principles in that law can be used as guidance for the Notaries when they are running their job. It can be hoped to build the Notary's personality as the idealist's public official, faithful on the principles of the occupation ethics, independent, reliable and professional on mentally and spiritually. And finally, it will be formed in the Notary's inner self to be dutiful and obedient to the law based on the self awareness as one of the preventive attempt and/or to minimize the action of the law violating by Notary.

ABSTRAKSI

Prinsip-prinsip umum pelaksanaan Jabatan Notaris dalam tesis ini merupakan prinsip-prinsip yang diambil dari beberapa pasal dalam Undang-undang Jabatan Notaris dan Kode Etik Notaris yang secara umum terkait sikap dan tindakan seorang Notaris dalam menjalankan tugas jabatannya meliputi prinsip kemandirian, persamaan, profesionalitas, kepastian hukum, larangan penyalahgunaan wewenang, larangan bertindak sewenang-wenang. Dengan berpegang pada prinsip-prinsip jabatan Notaris tersebut diharapkan dapat membentuk pribadi Notaris sebagai pejabat umum yang idealis, taat terhadap hukum baik mental dan spiritual serta mampu memberikan pelayanan terhadap masyarakat secara baik. Metode penelitian yang digunakan dalam tesis ini tipe penelitian normatif, dengan metode pendekatan masalah *statute approach* dan *conceptual approach*.

Meskipun jabatan Notaris telah diatur secara khusus dalam Undang-Undang Jabatan Notaris dan Kode Etik Notaris namun sulit diimplementasikan. Dengan prinsip-prinsip tersebut dapat dijadikan pedoman Notaris dalam menjalankan tugas jabatannya, dengan harapan dapat membentuk pribadi Notaris sebagai Pejabat Umum yang idialis, berpegang pada prinsip-prinsip etika profesinya mandiri, jujur, dan profesional baik mental maupun spiritual. Yang pada akhirnya terbentuk dalam hati nuraninya untuk patuh dan taat terhadap hukum atas kesadaran pribadinya sendiri, sebagai salah satu upaya prefentif untuk mencegah dan / atau meminimalisir perbuatan pelanggaran hukum oleh Notaris.