

ABSTRACT***Criminal Offence in Government Procurement of Goods and Services***

This dissertation research discusses "Criminal Acts in the Procurement of Government Goods / Services" with legal issues, the philosophical basis of the use of criminal law in the procurement of government goods/services, the characteristics of criminal acts in the procurement of government goods/ services and judge arguments of court ruling on the crime of procurement of goods/Government services. The benefit of this research is to find the basic philosophy of the use of criminal law in the procurement of government goods / services, to find out the characteristics of the crime of procurement of government goods / services and to see the basis of judges' consideration in the decision of the procurement of government goods/services. Furthermore, the practical benefit of the research is the effort to develop the science of law, especially the criminal law related to the procurement of government goods/ services and in practical terms expected to benefit government officials, law enforcement officers and legal practitioners as well as the procurement of goods / services government.

To answer the legal issues, this research uses statutory approach, conceptual approach and case approach. Statute Approach of legislation is to review norms in the procurement of goods / services government which is used as a reason to determine the element of nature against the law of criminal acts and associated with other legislation. Conceptual approach conducted to examine concept of unlawful nature in Criminal Law, concept of criminal responsibility and concept of misuse of authority and responsibility in Administration Law. Criminal acts in the procurement of goods / services include general criminal acts as referred to in the Criminal Code, criminal acts as referred to in the Law of Information and Electronic Transactions and Corruption. To determine the element of unlawful nature of criminal acts in the criminal act of corruption related to the procurement of goods / services government To determine the element of unlawfulness in the crime of corruption in the procurement of goods / services the government is not enough to find any violation of the Presidential Regulation, The penalty must be an administrative action and the personal purpose of the officials who manage the procurement of government goods /services.

Keywords: Criminal offence, government procurement of good and services