

ABSTRAK

JULKIFLI KAPLALE, “Penegakan Hukum Terhadap Pelaku Praktek Perdagangan Pakaian Bekas Impor Di Kota Ternate” dibimbingan oleh Faisal Malik selaku (Pembimbing I) dan Arisa Murni Rada selaku (Pembimbing II).

Perdagangan pakaian bekas impor yang kegiatan impor dan perdagangannya dilarang oleh undang-undang, menimbulkan risiko bagi kesehatan fisik konsumen pakaian bekas impor, karena banyak terdapat bakteri dan jamur pada pakaian bekas impor. Pakaian yang dapat menimbulkan gangguan kesehatan pada tubuh manusia.

Penelitian ini bertujuan (1) untuk mengetahui penegakan hukum terhadap pelaku praktek perdagangan pakaian bekas impor di Kota Ternate. (2) untuk mengetahui faktor-faktor yang mempengaruhi penegakan hukum terhadap praktek perdagangan pakaian bekas impor di Kota Ternate.

Penelitian ini merupakan penelitian hukum empiris yaitu tipe penelitian hukum yang melihat permasalahan dengan melihat kenyataan yang terjadi di lapangan, kemudian menghubungkan dengan peraturan perundang-undangan. Lokasi penelitian ini dilaksanakan di Dinas Perindustrian dan Perdagangan Kota Ternate, Polres Kota Ternate, dan Pasar Bahari Berkesan sebagai salah satu tempat penjualan pakaian bekas impor.

Hasil penelitian menunjukkan bahwa penegakan hukum yang dilakukan Dinas Perdagangan dan Perindustrian Kota Ternate tidak berjalan dengan optimal. Hal ini dikarenakan Dinas Perdagangan dan Perindustrian Kota Ternate belum pernah melakukan pengawasan perdagangan pakaian bekas impor sehingga masih ditemukan pedagang yang menjual pakaian bekas impor, selain itu Dinas Perdagangan dan Perindustrian Kota Ternate belum pernah memberikan sosialisasi kepada para pedagang mengenai bahayanya pakaian bekas impor bagi kesehatan tubuh manusia. Kendala-kendala yang dihadapi Dinas Perdagangan dan Perindustrian Kota Ternate terdiri dari kendala internal dan kendala eksternal. Kendala internal yaitu tidak adanya PPNS. Kendala eksternal yaitu kurangnya kesadaran pedagang dan konsumen untuk mematuhi suatu peraturan perundang-undangan, dan perdagangan pakaian bekas impor sudah membudaya.

Kata Kunci: Penegakan Hukum, Perdagangan Pakaian Bekas Impor

ABSTRACT

JULKIFLI KAPLALE, "Law Enforcement against Perpetrators of Imported Used Clothing Trade Practices in Ternate City" was guided by Faisal Malik as (Supervisor I) and Arisa Murni Rada as (Supervisor II).

The trade in imported used clothing, whose import and trade activities are prohibited by law, poses a risk to the physical health of consumers of imported used clothing, because there are many bacteria and fungi in the imported used clothing. Clothing that can cause health problems in the human body.

This study aims (1) to determine law enforcement against perpetrators of imported used clothing trade practices in Ternate City. (2) to determine the factors influencing law enforcement of the practice of trading imported used clothing in Ternate City.

This research is an empirical legal research, which is a type of legal research that looks at problems by looking at the reality that occurs in the field, then connecting with laws and regulations. The location of this research was carried out at the Ternate City Industry and Trade Office, Ternate City Police, and The Memorable Marine Market as one of the places for selling imported used clothing.

The results showed that law enforcement carried out by the Ternate City Trade and Industry Service did not run optimally. This is because the Ternate City Trade and Industry Office has never supervised the trade in imported used clothing so that there are still traders who sell imported used clothing, in addition, the Department of Trade and Industry of Ternate City has never provided socialization to traders about the dangers of imported used clothing for the health of the human body. The obstacles faced by the Ternate City Trade and Industry Office consist of internal constraints and external constraints. The internal obstacle is the absence of PPNS. External constraints are the lack of awareness of merchants and consumers to comply with a law, and the trade in imported used clothing is already cultivated.

Keywords: *Law Enforcement, Imported Used Clothing Trade*