

PENEGAKAN HUKUM TERHADAP TINDAK PIDANA PERUNDUNGAN DI RUANG SIBER (*CYBERBULLYING*)

Oleh :

Dr. Wenggedes Frensh, SH, MH



**UNIVERSITAS MEDAN AREA
2022**

Dan Olweus - Ken Rigby

Komputer - Laptop - HP

Interconnected network

Bullying



Teknologi Informasi dan Komunikasi

Internet

Belsey - Hinduja - Patchin

Susan Brenner - Margaret Rouse

Thomas Ploug

Cyberbullying

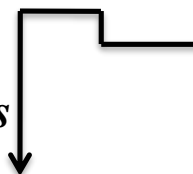


Cybercrime



Cyberspace

*Old wine
in new bottles*



- *Cyberharassment*
- *Cyberdenigration*
- *Cyberstalking*
- *Sexting*

*mIRC, Yahoo! Messenger, Friendster, Skype
Facebook, Youtube, Twitter, WhatsApp, Instagram
Tinder, Tik Tok.*

Social Media



*Collaborative Projects
Blogs
Social Networking Sites
Virtual Game Worlds
Virtual Social Worlds*

Andreas Kaplan – Michael Haenlein

*Google
Yahoo,
Bing
Ask.com
AOL.com
Baidu*

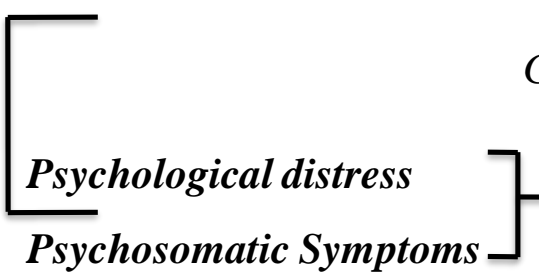
Psychological distress

Psychosomatic Symptoms

*Generation Alpha
(2010-2025)*

Anak

*Generation Z
(1995 - 2009)*



Nancy Williard – Robin Kowalski

Cyberbullying

Whittaker – Kowalski

*A single message
can be viewed
repeatedly and
have long-lasting effects.*

Brody – Vangelisti

*Satu postingan dapat
Direplikasi, diulang, menyebar
Diamati banyak orang.
Satu pesan tunggal sebagai
cyberbullying*

Cyberharassmen

*-Harassing messages
-Repeated
-Sending offensive message
-Personal communication*

Cyberdenigration

*-Harmful, untrue, or cruel
-Damage reputation
-Spreading gossip and rumors
-Personal communication*

Cyberstalking

*-Repeated
-Sending treat message
-Involve extortion
-Personal communication*

Sexting

*-Nude or semi-nude
- Text, pictures, video
- Harm reputation*

KEBIJAKAN PENAL

Kebijakan Formulasi

- 1. KUHP** : *Cyberharassment* (Pasal 310 ayat 1 dan 2, Pasal 315) *Cyberdenigration* (Pasal 311 ayat 1), *Cyberstalking* (Pasal 368 ayat 1 dan Pasal 369 ayat 1) *Sexting* (Pasal 282 ayat 1 dan 2).
- 2. UU No. 19/2016 - No. 11/2008 ITE** : *Cyberharassment/ Cyberdenigration* (Pasal 27 ayat 3), *Cyberstalking* (Pasal 27 ayat 4 dan Pasal 29), *Sexting* (Pasal 27 ayat 1).

KEBIJAKAN NON-PENAL

- 1. Pendekatan Budaya** : *Cyber Ethics.*
- 2. Pendekatan Moral** : Keluarga, Sekolah dan Masyarakat.
- 3. Pendekatan Teknologi** : *Software, Cybersecurity, Internet Censorship, CyberPatrol.*
- 4. Pendekatan Global** : Kerjasama *Cybersecurity* dengan Tiongkok, Inggris dan Australia.
Kerjasama FBI, Interpol, Aseanpol, dan NCI. Kerjasama dengan *FaceBook* dan *Twitter.*