

## BIBLIOGRAPHY

### Books and Journals

Adam J. Kolber. "Against Proportional Punishment." *Vanderbilt Law Review* 66, no. 4 (2013). [https://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2212238](https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2212238).

Ali, Mahrus and Deni Setya Bagus Yuherawan. *Delik-Delik Korupsi*. Jakarta Timur: Sinar Grafika, 2021.

Allan, T.R.S. *Democracy, Legality, and Proportionality in Proportionality and The Rule of Law: Rights, Justification, and Reasoning*. New York, 2014.

Andrew Ashworth. *Sentencing and Criminal Justice*. Fifth. New York: Cambridge University Press, 2010.

Bagaric, Mirko. *Punishment and Sentencing: A Rational Approach*. Great Britain: Cavendish Publishing Ltd., 2001.

Beccaria, Cesare. *Beccaria: "On Crimes and Punishments and Other Writings"*. Cambridge University Press, 1995.

Billis, Emmanouil, Nandor Knust, and Jon Petter Rui, eds. *Proportionality in Crime Control and Criminal Justice*. Great Britain: Hart Publishing, 2021.

Chazawi, Adami. *Hukum Pidana Korupsi di Indonesia*. Depok, PT RajaGrafindo Persada, 2019.

Dillah, Philips and Suratman. *Metode Penelitian Hukum*. Bandung: Penerbit Alfabeta, 2022.

Hananta, Dwi. "Pertimbangan Keadaan-Keadaan Meringankan Dan Memberatkan Dalam Penjatuhan Pidana - Aggravating and Mitigating Circumstances Consideration on Sentencing." *Jurnal Hukum Dan Peradilan* 7, no. 1 (March 2018).

Julian C. Jr. D'Esposito. "Sentencing Disparity: Causes and Cures." *Journal of Criminal Law and Criminology* 60, no. 2 (n.d.).

Jupri, Rais, Suardi. *Hukum Pidana Korupsi: Teori, Praktik, dan Perkembangannya*. Malang: Setara Press and Kelompok Intrans Publishing, 2021.

Komisi Yudisial. *Disparitas Putusan Hakim: Identifikasi Dan Implikasi*. Sekretaris Jenderal KY Republik Indonesia, n.d.

Krisnawati, Dani, Eddy O. S. Hiariej, Marcus Priyo Gunarto, Sigid Riyanto, and Supriyadi. *Bunga Rampai Hukum Pidana Khusus*. Jakarta Selatan: Pena Pundi Aksara, 2006.

- Langkun, Tama S., Bahrain, Mouna Wassef, Tri Wahyu, and Asram. "Studi Atas Disparitas Putusan Pemidanaan Perkara Tindak Pidana Korupsi." *Indonesia Corruption Watch*, March 2014.  
<https://antikorupsi.org/sites/default/files/dokumen/Studi%2520Atas%2520Disparitas%2520Putusan%2520Pemidanaan%2520Perkara%2520Tindak%2520Pidana%2520Korupsi.pdf>.
- Linoss, Katerina, and Melissa Carlson. "Qualitative Methods for Law Review Writing." *The University of Chicago Law Review* 84, no. 213 (2017).
- Manikis, Marie. "The Principle of Proportionality in Sentencing: A Dynamic Evolution and Multiplication of Conceptions, Evolution and Multiplication of Conceptions." *Osgoode Hall Law Journal* 59, no. 3 (October 24, 2022).  
<https://doi.org/10.60082/2817-5069.3812>.
- Mudzakir. "Pengadilan Tindak Pidana Korupsi: Tindak Pidana Biasa Penanganannya Luar Biasa (Corruption Court: Common Crime with Extraordinary Reduction)." *Jurnal Legislasi Indonesia* 8, no. 2 (June 2011).
- Postema, Gerald. *A Similibus ad Similia: Analogical Thinking in Law in Common Law Theory*, Cambridge University Press, 2007.
- Silva Martins, Felipe, Julio Araujo Carneiro da Cunha, and Fernando Antonio Ribeiro Serra. "Secondary Data in Research - Uses and Opportunities." *Iberoamerican Journal of Strategic Management*, October 10, 2018.  
[https://www.researchgate.net/publication/328363920\\_Secondary\\_Data\\_in\\_Research\\_-\\_Uses\\_and\\_Opportunities](https://www.researchgate.net/publication/328363920_Secondary_Data_in_Research_-_Uses_and_Opportunities).
- Siyoto, Sandu, and Ali Sodik. *Dasar Metodologi Penelitian*. 1st ed. Yogyakarta: Literasi Media Publishing, 2015.
- Sunggono, Bambang. *Metodologi Penelitian Hukum*. Depok: PT RajaGrafindo Persada, 2019.
- Tanzi, Vito. "Corruption Around the World: Causes, Consequences, Scope, and Cures." *International Monetary Fund*, May 1998.  
<https://www.imf.org/external/pubs/ft/wp/wp9863.pdf>.
- Thatcher, David. "The Normative Case Study." *American Journal of Sociology* 111, no. 6 (May 2006): 1631–76. <https://doi.org/10.1086/499913>.
- Von Hirsch, Andrew. "Proportionality in the Philosophy of Punishment: From 'Why Punish?' To 'How Much?'" *Israel Law Review* 25, no. 3–4 (1991).
- Witanto, Darmoko Yuti, and Arya Putra N. Kutawaringin. *Diskresi Hakim: Sebuah Instrumen Menegakkan Keadilan Substantif dalam Perkara-perkara Pidana*. Bandung: Penerbit Alfabeta, 2013.

### Judge's Decisions

Putusan No. 30/PID.SUS/Tpk/2017/PN.JKT.PST

Putusan No. 73/PID.SUS/Tpk/2017/PN.JKT.PST

Putusan No. 114/PID.SUS/Tpk/2017/PN.JKT.PST

Putusan No.61/PID.SUS/Tpk/2018/PN.JKT.PST

Putusan No. 6/PID.SUS/Tpk/2019/PN.JKT.PST

Putusan No. 12/PID.SUS/Tpk/2019/PN.JKT.PST

Putusan No. 77/PID.SUS/Tpk/2019/PN.JKT.PST

Putusan No. 85/PID.SUS/Tpk/2022/PN.JKT.PST

Putusan No. 8/PID.SUS/Tpk/2023/PN.JKT.PST

Putusan No. 30/PID.SUS/Tpk/2023/PN.JKT.PST

### Online Resources

Direktori Putusan Mahkamah Agung Republik Indonesia. "Direktori Putusan Mahkamah Agung Republik Indonesia," n.d. <https://putusan3.mahkamahagung.go.id/beranda.html>.

HC Library. "Introduction to Law," n.d. <https://library.highline.edu/c.php?g=344547&p=2320319>.

Hukum Online. "Dua Profesor ini Sebut Perma Pemidanaan Perkara Tipikor Batasi Kemandirian Hakim. Agustus 2020" <https://www.hukumonline.com/berita/a/dua-profesor-ini-sebut-perma-pemidanaan-perkara-tipikor-batasi-kemandirian-hakim-lt5f2bfe025dc90>

Kamus Besar Bahasa Indonesia. "Korupsi." In *Kamus Besar Bahasa Indonesia*, n.d. <https://kbbi.kemdikbud.go.id/entri/korupsi>.

Komisi Pemberantasan Korupsi. "KPK : Korupsi Jadi Ancaman dan Tantangan Ketahanan Nasional," Agustus 2023. <https://www.kpk.go.id/id/berita/berita-kpk/3228-kpk-korupsi-jadi-ancaman-dan-tantangan-ketahanan-nasional>.

Media Indonesia. "Perma No. 1 2020 Tidak Jamin Beri Efek Jera Koruptor" Agustus 2020 <https://mediaindonesia.com/politik-dan-hukum/333660/perma-no-12020-tidak-jamin-beri-efek-jera-koruptor>

Merriam-Webster Dictionary. "Corruption." In *Merriam Webster*, n.d.  
<https://www.merriam-webster.com/dictionary/corruption>.

Pusat Edukasi Antikorupsi. "Sejarah Pemberantasan Korupsi Di Indonesia," n.d.  
<https://aclc.kpk.go.id/materi-pembelajaran/pendidikan/infografis/sejarah-pemberantasan-korupsi-di-indonesia>.

Sotheby's Institute of Art. "Primary, Secondary and Tertiary Sources," n.d.  
<https://sia.libguides.com/c.php?g=521408>.

University of Minnesota. "Primary, Secondary, and Tertiary Sources," n.d.  
<https://crk.umn.edu/library/primary-secondary-and-tertiary-sources>.

## Thesis

Adeningsi Hartaria Putri Mohar. "Disparitas Putusan Hakim Tentang Pemidanaan Terhadap Pelaku Tindak Pidana Korupsi." Universitas Nusa Cendana, 2021.

Khaerunnisa, Tamira. "Disparitas Putusan Hakim dalam Tindak Pidana Korupsi Berdasarkan Undang-Undang No. 20 Tahun 2001 Tentang Perubahan Atas Undang-Undang No. 31 Tahun 1999 Tentang Pemberantasan Tindak Pidana Korupsi." Universitas Langlangbuana, 2021.

Pangestu, Adelia Noorvila. "Urgensi Pembaharuan Pidana Denda Dalam Tindak Pidana Korupsi Berkaitan Dengan Asas Proporsionalitas." Universitas Trunojoyo Madura, n.d.

## Laws and Regulations

Law No. 31 of 1999 on the Eradication of Corruption

The Indonesian Criminal Code

Supreme Court Regulation No. 1 of 2020 on Sentencing Guidelines for Article 2 and Article 3 of Law No. 31 of 1999 on the Eradication of Corruption