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# BIBLIOGRAPHY

**Legal Sources and Case Laws**

Law Number 44 year 2008 concerning Pornography.

Law Number 1 year 2023 concerning the Indonesian Criminal Code.

Law Number 1 year 2024 concerning the Second Amendment to Law Number 11 Year 2008 on Electronic Information and Transactions.

The Ministry of Communication and Information Technology Regulation Number 7 year 2016 concerning the Administration of Investigation and Enforcement of Criminal Acts in the Field of Information Technology and Electronic Transactions.

The Ministry of Communication and Information Technology Regulation Number 5 year 2020 concerning Private Electronic System Providers.

Government Regulation Number 71 year 2019 concerning the Implementation of Electronic Systems and Transactions.

ASEAN Mutual Legal Assistance Treaty in Criminal Matters.

Budapest Convention on Cybercrime.

First Additional Protocol to the Budapest Convention on Cybercrime concerning the Criminalisation of Acts of a Racist and Xenophobic Nature Committed Through Computer Systems.

Second Additional Protocol to the Budapest Convention on Cybercrime concerning Enhanced Co-operation and Disclosure of Electronic Evidence.

**Books**

Abidin, A.Z. 1983. *Bunga Rampai Hukum Pidana*. Pradnya Paramita. Jakarta.

Ashworth, Andrew and Lucia Zedner. 2014. *Preventive justice*. Oxford University Press. Oxford.

Atmasasmita, Romli. 2003. *Pengantar Hukum Kejahatan Bisnis*. Prenada Media. Semarang.

Hanafi. 1997. *Strict Liability dan Vicarious Liability dalam Hukum Pidana*. Lembaga Penelitian Universitas Islam Indonesia. Yogyakarta.

UNIVERSITAS
GADJAH MADA
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**Universitas Gadjah Mada, 2025 | Diunduh dari http://etd.repository.ugm.ac.id/**

Hiariej, Eddy O. S. 2016. *Prinsip-Prinsip Hukum Pidana*. Cahaya Atma Pustaka. Yogyakarta.

Istanto, Sugeng. 1998. *Hukum Internasional*. Penerbitan Universitas Atma Jaya Yogyakarta. Yogyakarta.

Manullang, Herliana and Riki Yanto Pasaribu. 2020. *Pertanggungjawaban Pidana Korporasi*. LPPM UHN Press. Medan.

Mertokusumo, Sudikno. 2014. *Penemuan Hukum: Sebuah Pengantar*. Cahaya Atma Pustaka. Yogyakarta.

Muladi and Dwidja Priyanto. 2010. *Pertanggungjawaban Pidana Korporasi*. Kencana. Jakarta.

Moeljatno. 2009. *Asas-Asas Hukum pidana*. Rineka Cipta.

Puspa, Yan Pramadya. 1977. *Kamus Hukum*. CV Aneka. Semarang.

Reksodiputro, Mardjono. 1994. *Economic Progress and Crime (Collected Essays, First Book*. University of Indonesia. Jakarta.

Saleh, Roeslan. 1983. *Satu Reorientasi dalam Hukum Pidana*. Aksara Baru. Jakarta.

Soekanto, Soerjono dan Sri Mamudji. 2001. *Penelitian Hukum Normatif; Suatu Tinjauan Singkat*. RajaGrafindo Persada. Jakarta.

Widiarty, Wiwik Sri. 2024. *Buku Ajar Metode Penelitian Hukum*. Publika Global Media. Yogyakarta.

**Journals and Researches**

Abidin, Muhammad Ilman, Ahmad Faizal Adha, Salma Suroyya Yuniyanti, and Chicha Chairunnisa. “Legal Review Of Liability From Deepfake Artificial Intelligence That Contains Pornography.” *MIMBAR: Jurnal Sosial Dan Pembangunan* 39, no. 2, 2023. https://doi.org/10.29313/mimbar.v39i2.2965

Amelia, Yolanda Frisky, Arfan Kaimuddin, and Hisbul Lutfhi Ashsyarofi. “Pertanggungjawaban Pidana Pelaku Terhadap Korban Penyalahgunaan Artificial Intelligence Deepfake Menurut Hukum Positif Indonesia.” *Dinamika Jurnal Ilmiah Hukum* 30, no. 1, 2024.

Anita, Gita, Deddy Mulyana, and Nindi Aristi. “Embarrassing and disgraceful”: technology-facilitated sexual violence and victim’s

UNIVERSITAS
GADJAH MADA
**X's Corporate Criminal Liability for Failure to Prevent the Broadcasting of Deepfake Pornography under Indonesian Criminal Laws**
Yulia Theresa, Sri Wivanti Eddyono, S.H..LL.M.Ph.D.
**Universitas Gadjah Mada, 2025 | Diunduh dari http://etd.repository.ugm.ac.id/**

healing process." *Jurnal Kajian Komunikasi* 10, no. 2, 2022. https://doi.org/10.24198/jkk.v10i2.42265

Ariani, Anindya Pradipta, Enni Soerjati Priowirjanto, and Mustofa Haffas. "Pertanggungjawaban Hukum Penyelenggara Sistem Elektronik Telegram dalam Kegiatan Produksi Konten Pornografi Menggunakan Fitur Bot yang Terintegrasi Deepfake Ditinjau dari Hukum Positif Indonesia." *Jurnal Multidisiplin West Science* 3, no. 12, 2024.

Arifin, Ridwan, Rodiyah Rodiyah, Waspish Waspiah, Asyaffa Ridzqi Amandha, Elizabeth Yunita Krisnawati, Tirta Sandi, and Michael Timothy Napitupulu. "The Direction of Indonesia's Legal Policy on the ASEAN Mutual Legal Assistance Treaty in Criminal Matters: A Patch to Law Reform in Cross Border Crime Enforcement in Southeast Asia." *Journal of Law and Legal Reform* 5, no. 2, 2024.

Aryudhanty, Desvia Dwi, Lam Thong Yen, and Nai Jan Chan. "Pros and Cons of Application of Extraterritorial Jurisdiction in International Law: Various Practices in Southeast Asian Countries." *International Law Discourse in Southeast Asia* 2, no. 1, 2023. https://doi.org/10.15294/ildisea.v2i1.58389.

Ba'abud, Mohammad Fadel, and Dodik Setiawan Heriyanto. "Application of the Principles of Extraterritorial Jurisdiction towards Personal Data Breach Committed Cross-Country Borders." *Uti Possidetis: Journal of International Law* 5, no. 1, 2024. https://doi.org/10.22437/up.v5i1.28300.

Bluett-Boyd, Nicole, Bianca Fileborn, Antonia Quadara, and Sharnee Moore. "The role of emerging communication technologies in experiences of sexual violence: A new legal frontier?" *Australian Institute of Family Studies* 23, 2013.

Blakesley, Christoper L. "A Conceptual Framework for Extradition and Jurisdiction Over Extraterritorial Crimes." *Utah Law Review 1984*, no. 4, 1984.

Bogren, Willian and Mohamed Abdul Hussein. "*Social Media's Take on Deepfakes: Ethical Concerns in the Public Discourse*." 2024.

Britannica, The editors of Encyclopedia. "X." *Encyclopedia Britannica*, 2025. https://www.britannica.com/money/Twitter

Citron, Danielle K., and Robert Chesney. "Deep Fakes: A Looming Challenge for Privacy, Democracy, and National Security." *California Law Review* 107, no. 6, 2019.

UNIVERSITAS
GADJAH MADA
**X's Corporate Criminal Liability for Failure to Prevent the Broadcasting of Deepfake Pornography under Indonesian Criminal Laws**
Yulia Theresa, Sri Wivanti Eddyono, S.H..LL.M.Ph.D.
**Universitas Gadjah Mada, 2025 | Diunduh dari http://etd.repository.ugm.ac.id/**

Corsi, Giulio, Bill Marino, and Willow Wong. "The Spread of Synthetic Media on X." *Harvard Kennedy School Misinformation Review* 5, no. 3, 2024. https://doi.org/10.37016/mr-2020-140.

Dasilva, Jesús Pérez, Koldobika Meso Ayerdi, and Terese Mendiguren Galdospin. "Deepfakes on twitter: Which actors control their spread?" *Media and Communication 9*, no. 1, 2021. https://doi.org/10.17645/MAC.V9I1.3433

Faqih, Muhammad, and Enni Soerjati Priowirjanto. "Pengaturan Pertanggungjawaban Pelaku Penyalahgunaan Deepfakes Dalam Teknologi Kecerdasan Buatan Pada Konten Pornografi Berdasarkan Hukum Positif Indonesia." *Jurnal Indonesia Sosial Teknologi* 3, no. 11, 2022. https://doi.org/10.36418/jist.v3i11.528.

Goodfellow, Ian, Jean Pouget-Abadie, Mehdi Mirza, Bing Xu, David Warde Farley, Sherjil Ozair, Aaron Courville, and Yoshua Bengio. "Generative Adversarial Networks," *Communications of the ACM* 63, no. 11, 2020. https://doi.org/10.1145/3422622

Harfield, Clive. "A Review Essay on Models of Mutual Legal Assistance: Political Perspectives on International Law Enforcement Cooperation Treaties." *International Journal of Comparative and Applied Criminal Justice* 27, no. 2, 2003. https://doi.org/10.1080/01924036.2003.9678710.

Hartono, Bambang, and Recca Ayu Hapsari. "Mutual Legal Assistance Pada Pemberantasan Cyber Crime Lintas Yurisdiksi Di Indonesia." *SASI* 25, no. 1, 2019.

Harvard Research in International Law, *Jurisdiction with Respect to Crime*, 29 *Am. J. Int'l L.* Supp. 435 (1935).

Henry, Nicola and Anastasia Powell. "Technology-Facilitated Sexual Violence: A Literature Review of Empirical Research." *Trauma, Violence, & Abuse* 19, no. 2, 2018. https://doi.org/10.1177/1524838016650189

Ireland-Piper, Danielle. "Extraterritorial Criminal Jurisdiction: Does the Long Arm of the Law Undermine the Rule of Law?" *Melbourne Journal of International Law* 13, no. 1, 2012.

Isnawan, Faudi. "Deepfake Pornography: How Criminal Liability of Perpetrators in Indonesian Criminal Law Framework." *Jurnal Magister Hukum Udayana* 13, no. 3, 2024. https://doi.org/10.24843/JMHU.2024.v13.i03

UNIVERSITAS
GADJAH MADA
**X's Corporate Criminal Liability for Failure to Prevent the Broadcasting of Deepfake Pornography under Indonesian Criminal Laws**
Yulia Theresa, Sri Wivanti Eddyono, S.H..LL.M.Ph.D.
**Universitas Gadjah Mada, 2025 | Diunduh dari http://etd.repository.ugm.ac.id/**

Karasavva, Vasileia, and Aalia Noorbhai. "The Real Threat of Deepfake Pornography: A Review of Canadian Policy." *Cyberpsychology, Behavior, and Social Networking* 24, no. 3, 2021. https://doi.org/10.1089/cyber.2020.0272.

Kaur, Achhardeep, Azadeh Noori Hoshyar, Vidya Saikrishna, Selena Firmin, and Feng Xia. "Deepfake video detection: challenges and opportunities." Springer 57, no. 6, 2024. https://doi.org/10.1007/s10462-024-10810-6

Kopps, Adrian. "Two years after the takeover: Four key policy changes of X under Musk." *Alexander von Humboldt Institute for Internet and Society 1,* 2024. https://doi.org/https://doi.org/10.5281/zenodo.14040407

Kopps, Adrian and Christian Katzenbach. "Turning back time for content moderation? How Musk's Takeover is Affecting Twitter's Rules." *Digital Society Blog* 1, 2022. https://doi.org/10.5281/zenodo.7390232

Kugler, Matthew B. and Carly Pace. "DEEPFAKE PRIVACY: ATTITUDES AND REGULATION." *Northwestern University Law Review* 116, no. 3, 2021.

Noval, Sayid Muhammad Rifka. "Indonesia Readiness to Face Social Engineering Attacks with Deepfake Technology." *Journal of Law and Sustainable Development 11*, no. 12, 2023. https://doi.org/10.55908/sdgs.v11i12.727

Novera, Olivia and Yenni Fitri Z. "Analisis Pengaturan Hukum Pidana terhadap Penyalahgunaan Teknologi Manipulasi Gambar (Deepfake) dalam Penyebaran Konten Pornografi Melalui Akun Media Sosial." *El-Faqih: Jurnal Pemikiran Dan Hukum Islam* 10, no. 2, 2024. https://doi.org/https://doi.org/10.58401/faqih.v10i2.1539

Nursyifa, Muhamad Amirulloh, and Helitha Novianty Muchtar. "Kekerasan Berbasis Gender Online (KBGO) dalam Game Online Menurut Hukum di Indonesia Serta Perbandingan dengan Negara Lain." *Jurnal Pendidikan Tambusai* 7, no. 1, 2023.

Ormerod CBE, QC (Hon), David, and Karl Laird. "Smith, Hogan, and Ormerod's Criminal Law." *Oxford University Press*, July 12, 2021. https://doi.org/10.1093/he/9780198849704.001.0001.

UNIVERSITAS
GADJAH MADA
**X's Corporate Criminal Liability for Failure to Prevent the Broadcasting of Deepfake Pornography under Indonesian Criminal Laws**
Yulia Theresa, Sri Wivanti Eddyono, S.H..LL.M.Ph.D.
**Universitas Gadjah Mada, 2025 | Diunduh dari http://etd.repository.ugm.ac.id/**

Paris, Britt, and Joan Donovan. "Deepfakes and Cheap Fakes: The Manipulation of Audio and Visual Evidence." *Data & Society Research Institute*, 2019.

Patel, Yagesh Sudeep Tanwar, Rajesh Gupta, Pronaya Bhattacharya, Innocent Ewean Davidson, Roti Nyameko, Srinivas Aluvala, and Vrince Vimal. "Deepfake Generation and Detection: Case Study and Challenges." *IEEE,* 2023. https://doi.org/10.1109/access.2023.3342107.

Prawira, Muhammad Yudha, and Fatra Alamsyah. "The Implementation of Mutual Legal Assistance between Indonesia and Switzerland Regarding Asset Recovery." *Indonesian Comparative Law Review* 5, no. 2, 2023. https://doi.org/10.18196/iclr.v5i2.17435.

Ramadanti, Nadira Karisma. "Strategi Pemberantasan Cybercrime Lintas Batas: Implementasi Mekanisme Mutual Legal Assistance Berdasarkan Permenkumham Nomor 12 Tahun 2022." *Padjadjaran Law Review* 12, no. 2, 2024. https://doi.org/10.56895/plr.v12i2.1829.

Rohmawati, Indah, Amir Junaidi, and Ariy Khaerudin. "Urgensi Regulasi Penyalahgunaan Deepfake Sebagai Perlindungan Hukum Korban Kekerasan Berbasis Gender Online (KBGO)." *INNOVATIVE: Journal Of Social Science Research* 4, no. 6 (2024): 3239–54.

Sharma, Sidharth. "The Rising Threat of Deepfake: Security and Privacy Implications." *Journal of Artificial Intelligence and Cyber Security (JAICS) An International Open Access, Peer-Reviewed, Referred Journal* 4, no. 1, 2020.

Sukarmi, Hassan Qaqaya, Fransiska A Susanto, and Rika Kurniaty. "The Qualified Effects Doctrine in the Extraterritorial of Competition Law Application: An Indonesia Perspective." *Sriwijaya Law Review* 5, no. 2, 2021. https://doi.org/10.28946/slrev.Vol5.Iss2.1050pp192-204.

Tong, Stephanie. "You Won't Believe What She Does!: An Examination into the Use of Pornographic Deepfakes as a Method of Sexual Abuse and the Legal Protections Available to Its Victims." *University of New South Wales Law Journal Student Series* 22–25, 2022.

Watson, Geoffrey R. "The Passive Personality Principle." *Texas International Law Journal* 28, no. 1, 1993.

Wicaksono, Agung Tri, and Ikhsan Fatah Yasin. "Criminal Law Reformulation through Omnibus Law as a Solution to Sectoral Cyber Protection." *Al-Jinayah : Jurnal Hukum Pidana Islam* 10, no. 2, 2024. https://doi.org/10.15642/aj.2024.10.2.237-261.

UNIVERSITAS
GADJAH MADA
**X's Corporate Criminal Liability for Failure to Prevent the Broadcasting of Deepfake Pornography under Indonesian Criminal Laws**
Yulia Theresa, Sri Wivanti Eddyono, S.H..LL.M.Ph.D.
**Universitas Gadjah Mada, 2025 | Diunduh dari http://etd.repository.ugm.ac.id/**

Wilk, Adriane van der. "Protecting Women and Girls from Violence in the Digital Age: The Relevance of the Istanbul Convention and the Budapest Convention on Cybercrime in Addressing Online and Technology-Facilitated Violence Against Women." *The Council of Europe*, 2021.

Zhai, Xuesong, Xiaoyon Chu, Ching Sing Chai, Morris Siu Yung Jong, Andreja Istenic, Michael Spector, Jia-Bao Liu, Jing Yuan, and Yan Li. "A Review of Artificial Intelligence (AI) in Education from 2010 to 2020," C*omplexity* 2021, 2021. https://doi.org/10.1155/2021/8812542

**Online Reference**

Bestari, Novina Putri. "Steam Hingga Paypal Diblokir, #BlokirKominfo Menggema." https://www.cnbcindonesia.com/tech/20220730111859-37-359795/steam-hingga-paypal-diblokir-blokirkominfo-menggema, accessed 10 August, 2025.

Brandon, John. "X is Doing A Terrible Job Solving The Taylor Swift Deepfake Problem." https://www.forbes.com/sites/johnbbrandon/2024/01/28/x-is-doing-a-terrible-job-solving-the-taylor-swift-deepfake-problem/, accessed 6 May, 2025.

Chow, Kin Wah, and Evi Triana. "Digital Services Regulations in Indonesia." https://www.mondaq.com/consumer-protection/1299648/digital-services-regulations-in-indonesia, accessed 9 August, 2025.

DA, Ady Thea. "Electronic Information Law Terbaru Atur 3 Kewajiban ESP Untuk Lindungi Anak." HukumOnline, January 4, 2024. https://www.hukumonline.com/berita/a/uu-ite-terbaru-atur-3-kewajiban-pse-untuk-lindungi-anak-lt65966ededb3f2/, accessed 18 September, 2025.

England, Children's Commissioner for. "A lot of it is actually just abuse: young people and pornography." https://www.childrenscommissioner.gov.uk/, accessed 7 May, 2025.

Fike, Ashley. "Joi Is Quietly Becoming the Internet's Favorite Kink." https://www.vice.com/en/article/joi-is-quietly-becoming-the-internets-favorite-kink/, accessed 4 September, 2025.

UNIVERSITAS
GADJAH MADA
**X's Corporate Criminal Liability for Failure to Prevent the Broadcasting of Deepfake Pornography under Indonesian Criminal Laws**
Yulia Theresa, Sri Wivanti Eddyono, S.H..LL.M.Ph.D.
**Universitas Gadjah Mada, 2025 | Diunduh dari http://etd.repository.ugm.ac.id/**

Financial Action Task Force (FATF), Organisation for Economic Co-operation and Development (OECD), Egmont Group, Interpol, and United Nations Office on Drugs and Crime (UNODC). "*International Co-operation on Money Laundering Detection, Investigation, and Prosecution*." https://egmontgroup.org/wp-content/uploads/2025/09/International-Co operation-ML-Detection-Investigation-Prosecution-1.pdf, accessed 14 October, 2025.

"How to Change Your X Country Location | X Help." X.com. https://help.x.com/en/managing-your-account/how-to-change-country-s ettings, accessed 18 September, 2025.

"Kemana Melaporkan Akun Anonim Yang Sebar Fitnah Dan Identitas? | Klinik Hukumonline." HukumOnline. https://www.hukumonline.com/klinik/a/kemana-melaporkan-akun-ano nim-yang-sebar-fitnah-dan-identitas-lt65267b5d44d49/, accessed September 6, 2025.

Lase, Marinus. "Kesengajaan (Dolus) Dan Jenis-Jenis Kesengajaan." https://www.aksarahukum.com/2021/12/kesengajaan-dan-jenis-jenis-ke sengajaan.html, accessed 24 August, 2025.

Lyles, Taylor. "X/ Twitter is Officially Allowing Porn and Other Adult Content." https://sea.ign.com/news/216387/xtwitter-is-officially-allowing-porn-a nd-other-adult-content, accessed 7 May, 2025.

"Memahami Delik Aduan Dan Delik Biasa Serta Contohnya." https://www.hukumonline.com/berita/a/delik-aduan-lt61b44d64b2813/, accessed September 6, 2025.

Mishra, Nikita. "Twitter Inc. Is Dead, It's Now X Corp." https://www.prweek.com/article/1819422/twitter-inc-dead-its-x-corp, accessed September 6, 2025.

Moench, Mallory. "Taylor Swift Searches Blocked by X Amid Circulation of Deepfakes." https://time.com/6589487/taylor-swift-searches-blocked-x-twitter-deep fakes-response/, accessed 6 May, 2025.

UNIVERSITAS
GADJAH MADA
**X's Corporate Criminal Liability for Failure to Prevent the Broadcasting of Deepfake Pornography under Indonesian Criminal Laws**
Yulia Theresa, Sri Wivanti Eddyono, S.H..LL.M.Ph.D.
**Universitas Gadjah Mada, 2025 | Diunduh dari http://etd.repository.ugm.ac.id/**

Sijabat, Togar S.M. "Keberlakuan Uu Ite Bagi Pencuri Data Bank (Skimmer) Berstatus WNA | Klinik Hukumonline." https://www.hukumonline.com/klinik/a/keberlakuan-uu-ite-bagi-pencuri-data-bank-iskimmer-i-berstatus-wna-lt5d79211588c8e/, accessed October 7, 2019.

Taufiqqurahman, Muhammad. "Blokir Telegram, Menkominfo: Ada Ajakan Membuat Bom." https://news.detik.com/berita/d-3561554/blokir-telegram-menkominfo-ada-ajakan-membuat-bom#:~:text=Padang%20%2D%20Kementerian%20Komunikasi%20dan%20Informatika,15/7/2017).&text=Pada%20web%20Telegram%2C%20pihaknya%20mendapati,700%20halaman%20terkait%20konten%20tersebut.&text=%22Ada%20ajakan%20membuat%20bom%2C%20bergabung,web%20di%20komputer%2C%22%20ucapnya.&text=Menurut%20Rudiantara%2C%20Kominfo%20sedang%20meminta,radikalisme%20dan%20terorisme%2C%22%20tuturnya, accessed 9 August, 2025.

Woods, Cat. "The spotlight cast by Taylor Swift's deepfake experience" https://lsj.com.au/articles/the-spotlight-cast-by-taylor-swifts-deepfake-experience/, accessed 6 May, 2025.

Yasar, Kinza, Nick Barneym and Ivy Wignore. "What is Deepfake Technology?" https://www.techtarget.com/whatis/definition/deepfake, accessed 6 May, 2025.

Yousif, Nadine. "X blocks searches for Taylor Swift after explicit AI images of her go viral" https://www.bbc.com/news/world-us-canada-68123671, accessed 6 May, 2025.