

PENERAPAN PRINSIP-PRINSIP *GOOD REGULATORY PRACTICES* DALAM PEMBENTUKAN PERATURAN PERUNDANG-UNDANGAN DI INDONESIA

INTISARI

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Penelitian ini bertujuan untuk mengetahui penerapan prinsip-prinsip *Good Regulatory Practices* dalam pembentukan undang-undang di Indonesia dan seyogianya penerapan prinsip-prinsip *Good Regulatory Practices* terhadap pembentukan peraturan perundang-undangan di Indonesia.

Penelitian ini merupakan jenis penelitian normatif, bersifat deskriptif dan bentuk dari preskriptif. Data yang digunakan adalah data sekunder yang terdiri dari bahan hukum primer, bahan hukum sekunder, dan bahan hukum tersier. Proses analisis data menggunakan metode kualitatif dengan pendekatan historis, perundang-undangan, dan konseptual, untuk memberikan hasil penelitian yang bersifat deskriptif-analitis.

Berdasarkan hasil penelitian, penerapan prinsip-prinsip *Good Regulatory Practices* dalam pembentukan peraturan perundang-undangan melalui tahapan perencanaan, penyusunan, pembahasan, pengesahan atau penetapan, dan pengundangan, menunjukkan permasalahan yang berulang-ulang kali terjadi dalam proses pembentukan peraturan perundang-undangan, khususnya pada tahapan perencanaan, penyusunan, dan pembahasan. Seharusnya penerapan prinsip-prinsip *Good Regulatory Practices* meletakkan sistem dan metode yang baku dalam pembentukan peraturan perundang-undangan melalui penambahan norma baru dalam pengaturan Pembentukan Peraturan Perundang-undangan memformulasikan koordinasi internal, penilaian *Regulatory Impact Assessment*, dan konsultasi publik.

Kata Kunci: Prinsip-Prinsip *Good Regulatory Practices*, Pembentukan, Peraturan Perundang-undangan, Indonesia.

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APPLICATION OF PRINCIPLES GOOD REGULATORY PRACTICES IN ESTABLISHMENT OF LEGAL REGULATIONS IN INDONESIA

ABSTRACT

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This study aims to determine the application of the principles of Good Regulatory Practices in the establishment of ordinance in Indonesia, as well as the application the principles of Good Regulatory Practices towards the establishment of legislation in Indonesia.

This research is a type of normative research, descriptive and prescriptive. The data used are secondary data consisting of primary legal materials, secondary legal materials, and tertiary legal materials. The process of data analysis uses qualitative methods with historical, statutory, and conceptual approaches, to provide results of descriptive-analytical research.

Based on the results of the study, the application of the principles of Good Regulatory Practices in the establishment of legislation through the stages of planning, drafting, discussing, ratifying or stipulating, and promulgating, shows the problems that repeatedly occur in the process of establishing legislation, especially in stages of planning, drafting and discussion. The application of the principles of the Good Regulatory Practices should establish a standard system and method in the establishment of legislation through the addition of new norms in the regulation of the establishment of Legislation Regulations formulating internal coordination, the assessment of the Regulatory Impact Assessment, and public consultation.

Keywords: Principles of Good Regulatory Practices, Establishment, Legislation, Indonesia.

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