

BIBLIOGRAPHY

A. Books

- Afif, Afthonul. 2015. *Pemaafan, Rekonsiliasi dan Restorative Justice*. Pustaka Pelajar, Yogyakarta.
- Arfa, Faisar Ananda. 2016. *Metodologi Penelitian Hukum Islam*. Prenademia Group, Jakarta.
- Allot, Anthony. 1980. *The Limits of Law*. Butterwoth & Co. London.
- Bazemore, Gordon and Umbreit, Mark S. 1998. *Conferencing, Circles, Board and Mediations: Restorative Justice and Citizens Involvement In The Response To Youth Crime*. Office of Juvenile Justice and Delinquency Prevention. Minnesota.
- Bargaric, Mirko. 2001. *Punishment and Sentencing*. Cavendish Publishing Limited. London
- Black, James A. and Champion Dean J. 1999, *Metode dan Masalah Penelitian Sosial*. PT Refika Aditama. Bandung.
- Braithwaite, John and Heather Strang. 2000. *Restorative Justice: Philosophy to Practice*. Ashgate Darthmouth, Aldershot-Butlington. USA-Singapore-Sydney.
- Budhiman, Adhigama Andre and Dirga, Sustira and Eddyono, Supriyadi Widodo and Kamilah, Ajeng Gandini and Nathania, Carla and Napitupulu, Erasmus A.T. and Novian, Rully and Wiryawan, Syahrial Martanto. 2018. *Strategi Menangani Overcrowding di Indonesia: Penyebab, Dampak Dan Penyelesaiannya*. Institute for Criminal Justice Reform (ICJR). Jakarta.
- Chazawi, Adam. 2007. *Pelajaran Hukum Pidana: Bagian 1* PT. Raja Grafindo Persada. Jakarta.



- Dandurand, Yvon and Griffiths, Curt Taylor. 2006. *United Nations Office on Drugs and Crime: Handbook on Restorative Justice Programmes*. United Nations Publication. New York.
- Dignan, James. 2005. *Understanding Victims and Restorative Justice*. Open University Press. England.
- Hart, H.L.A. and John Gardner. 2008. *Punishment and Responsibility: Essays in the Philosophy of Law*. Oxford University Press. USA.
- Hiariej, Edward O.S. 2016. *Prinsip-Prinsip Hukum Pidana (Edisi Revisi)*. Cahaya Atma Pustaka. Yogyakarta.
- Irianto, Sulistyowati and Sidharta. 2017. *Metode Penelitian Hukum: Konstelasi dan Refleksi*. Yayasan Pustaka Obor. Indonesia.
- Kidde, Jon and Alfred, Rita. 2015. *Restorative Justice: A Working Guide for Our Schools*. Center for Healthy Schools and Communities. Oakland.
- Lafave, Wayne R. 2010. *Principle of Criminal Law*. West A Thomson Reuters Business. USA.
- Liebmann, Marian. 2007. *Restorative Justice: How it Works*, Jessica Kingsley Publishers. London.
- Loewy, Arnold H. 2009. *Criminal Law in a Nutshell: Fifth Edition*. A Thomson Reuters Business. USA.
- Marshall, Tony. 1999. *Restorative Justice: An Overview*. Home Office Information & Publications Group. London.
- Marzuki, Peter Mahmud. 2008. *Penelitian Hukum*. Kencana. Jakarta.
- Mertokusumo, Sudikno. 2004. *Penemuan Hukum Sebuah Pengantar*. Liberty. Yogyakarta.
- Moeljatno, 2008. *Asas-Asas Hukum Pidana (Edisi Revisi)*. Rineka Cipta. Jakarta.
- Prodjodikoro, Wirjono. 1989. *Azas-Azas Hukum Pidana di Indonesia*. Eresco, Bandung.



- Samosir, Djisman 1992, *Fungsi Pidana Penjara Dalam Sistem Pemidanaan di Indonesia*. Bina Cipta. Bandung
- Soerjono, Soekanto. 1986. *Pengantar Penelitian Hukum*. UI-Press. Jakarta
- Surbakti, Natangsa. 2014. *Peradilan Restoratif; dalam Bingkai Empiri, Teori, dan Kebijakan*. Genta Publishing. Yogyakarta.
- Tridiatno, Yoachim Agus. 2015. *Keadilan Restoratif*. Cahaya Atma Pustaka. Yogyakarta.
- Walliman, Nicholas. 2005. *Your Undergraduate Dissertation: The Essential Guide to Success*. SAGE Publications.
- Waluyo, Bambang. 2002. *Penelitian Hukum Dalam Praktek*. Sinar Grafika. Jakarta.
- Zehr, Howard. 1996. *Restorative Justice: The Concept, Movement Sweeping Criminal Justice Field Focuses on Harm and Responsibility*. Literature Resources: Mennoite Central Committee. Texas.
- Zehr, Howard and Gohar, Ali. 2003. *The Little Book of Restorative Justice*. 1st ed. Good Books. Pennsylvania.
- Zulfa, Eva Achjani 2016, *Demi Keadilan, Antologi Hukum Pidana dan Sistem Peradilan Pidana: Restorative Justice dan Reorientasi Bekerjanya Sistem Peradilan Pidana*, Pustaka Kemang, Jakarta.

B. Journals

- Arief, Hanafi and Ambarsari, Ningrum. "Penerapan Prinsip Restorative Justice Dalam Sistem Peradilan Pidana Indonesia." *Journal Al-Adl* Vol 10 No. 2, 2018.
- Chapman, Tim. "Protecting Rights Restoring Respects and Strengthening Relationships: A European Model for Restorative Justice with Children and Young People." *European Research on Restorative Juvenile Justice Journal* Vol. 2, 2015.



- Eddyono, Sri Wiyanti. "RUU Hukum Pidana dan Perlindungan Bagi Korban Berbasis Gender." *Jurnal Perempuan* Vol. 64 No. 23 (2), 2018.
- Erliyani, Rahmida. "The Essence of Primum Remedium Principle in the Enforcement of Environmental Criminal Law." *Journal of Law, Policy and Globalization* Vol. 64 No. 0, 2017.
- Ernis, Yul. "Diversi dan Keadilan Restoratif Dalam Penyelesaian Perkara Tindak Pidana Anak Di Indonesia", *Jurnal Ilmiah Kebijakan Hukum* Vol. 10, No. 2, July 2016.
- Fahjri, Ahmad. "Pidana Kerja Sosial Dalam Membatasi Kelebihan Penghuni Di Lembaga Pemasyarakatan, *Lex Renaissance Journal* Vol. 4, No. 1, 2016.
- Flora, Henny Saida. 2016. "Completing the Application Restorative Justice Crime of Theft Light." *South East Asia Journal of Contemporary Business, Economics and Law* Volume 11 No. 4, 2016.
- Flora, Henny Saida. 2018, "Keadilan Restoratif Sebagai Alternatif Dalam Penyelesaian Tindak Pidana Dan Pengaruhnya Dalam Sistem Peradilan Pidana Di Indonesia", *University Of Bengkulu Law Journal* Vol. 3 No. 2, 2018.
- Hanafi, Muhammad. 2013 "Kedudukan Musyawarah Dan Demokrasi di Indonesia." *Jurnal Cita Hukum* Vol. 1 No 2, 2013.
- Hartono, Bambang. "Analisis Keadilan Restoratif (Restorative Justice) Dalam Konteks Ultimum Remedium Sebagai Penyelesaian Permasalahan Tindak Pidana Anak." *Pranata Hukum: Jurnal Ilmu Hukum* Vol. 10, No. 1907-560X, 2015.
- Hikmawati, Puteri. "Pidana Pengawasan Sebagai Pengganti Pidana Bersyarat Menuju Keadilan Restoratif", *Negara Hukum Journal* Vol. 7, No. 1, 2016.
- J. Fox, Sandford. "Philosophy and the Principles of Punishment in the Juvenile Court", *Family Law Quarterly Journal* Vol. 8, No. 4, 1974.



- Kania, Dede. "Pidana Penjara Dalam Pembaharuan Hukum Pidana Indonesia", *Yustisia Journal* Vol. 4, No. 1, 2015.
- Llewelly, Jennifer J. and Howse, Robert. "Institution For Restorative Justice: The South African Truth And Reconciliation Commission." *University of Toronto Law Journal* South African Law Commission, Sentencing Restorative Justice, 1999.
- Nnam, Macpherson U. "Responding to the Problem of Prison Overcrowding in Nigeria through Restorative Justice: A Challenge to the Traditional Criminal Justice System." *International Journal of Criminal Justice Sciences (IJCJS)* Vol. 11 No. 2, 2016.
- Pramudya, Kelik. "Menuju Penyelesaian Perkara Pidana Yang Fleksibel: Keseimbangan Antara Korban Dan Pelaku Dalam Restorative Justice", *Rechtsvinding Journal* Vol. 2, No. 2, 2013.
- Rismawato, Shinta Dewi. "Menebarkan Keadilan Sosial dengan Hukum Progresif di Era Komodifikasi Hukum" *Jurnal Hukum Islam (JIH)*, Vol 13, No. 1, 2015.
- Wibowo, Suyanto Edi. "Implikasi Berlakunya Undang - Undang Nomor 11 Tahun 2012 Tentang Sistem Peradilan Pidana Anak Terhadap Kelembagaan dan Regulasi Pelaksana (Refleksi Menjelang 2 Tahun Masa Berlakunya) (Implication of the Effectiveness of Law on Child Criminal Justice System Against Institution and Regulation of the Implementer (Reflection of 2 (Two) Years of Effectiveness))" *Jurnal Legislasi Indonesia*. Vol. 3, No. 02, 2 June.
- Widayati, Lidya Suryani. "Pidana Mati Dalam RUU KUHP: Perlukah Diatur Sebagai Pidana Yang Bersifat Khusus", *Negara Hukum Journal* Vol. 7, No. 2, 2016.
- Widiartana, Gregorius. "Paradigma Keadilan Restoratif Dalam Penanggulangan Kejahatan Dengan Menggunakan Hukum Pidana." *Journal Justitia et Pax* Vol. 33 No 1, 2017.



C. Internet/Website

Badan Pembinaan Hukum Nasional. 2015. "Draft Naskah Akademik Rancangan Undang-Undang Tentang Kitab Undang-Undang Hukum Pidana (KUHP)". Kementerian Hukum dan Hak Asasi Manusia Republik Indonesia.:<https://www.bphn.go.id/data/documents/naskah_akademik_tentang_kuhp_dengan_lampiran.pdf> accessed at 1 April 2019.

Badan Pembinaan Hukum Nasional, 2008, "Perencanaan Pembangunan Hukum Nasional Bidang Hukum Pidana (Politik Hukum dan Pemidanaan)", Kementerian Hukum dan Hak Asasi Manusia Republik Indonesia: <https://www.bphn.go.id/data/documents/pphn_bid_polhuk&pemidanaan.pdf> accessed at 1 March 2020.

Institute Criminal Justice Reform (ICJR), 2017, "Hukuman Mati di Indonesia dari Masa ke Masa": <<http://icjr.or.id/hukuman-mati-di-indonesia-dari-masa-ke-masa/>> accessed at 10 March 2020.

Mys. "Restorative Justice, Alternatif Baru Sistem Pemidanaan": <www.hukumonline.com/berita/baca/hol9768/irestorative-justicei-alternatif-baru-sistem-pemidanaan> accessed at 2 April 2019.

Restorative Justice Community Action. "Fundamentals Concepts": <<https://www.rjca-inc.org/what-is-restorative-justice/fundamental-concepts-of-restorative-justice/>> accessed on 15 November 2019.

Riska Vidya Satriani, "Keadilan Restoratif Sebagai Tujuan Pelaksanaan Diversi Pada Sistem Peradilan Pidana Anak": <<https://www.mahkamahagung.go.id/id/artikel/2613/keadilan-restoratif-sebagai-tujuan-pelaksanaan-diversi-pada-sistem-peradilan-pidana-anak>> accessed on 21 February 2020.

Youth Restoration Project. "Resources: A Brief History of Restorative Justice": Youth Restoration Project of RI: <<https://yrpofri.org/resources/restorative-justice-resources/history-of-restorative-justice-resources/>> accessed on 2 September 2019



The United Nations Children's Fund (UNICEF), "Diversion of Children in Conflict with the Law": <https://www.unicef.org/tdad/Malawifactsheetdiversion.pdf> accessed on 11 February 2020.

D. Laws and Regulations

General Comment No. 24 (201x), replacing General Comment No. 10 (2007) concerning "Children's Rights in Juvenile Justice" of the Committee on the Rights of the Child (CRC)

Government Regulation of Republic of Indonesia Number 65 Year 2015 concerning the Guidelines for the Implementation of Diversion and Handling of Children Under 12 (Twelve) Years

Government Regulation in Lieu of Law No. 1 Year 2016 concerning the Second Amendment to Law No. 23 Year 2002 concerning Child Protection and Presidential Regulation No. 175 Year 2014 concerning "Integrated Education and Training for Law Enforcements and Related Parties Regarding Child Criminal Justice System

Law on Indonesian Criminal Code

Law on Child Criminal Justice, Law No. 11 of 2012, LN 2012/153, TLN NO. 5332

Law on 1945 Indonesian Constitution

Law on Procedures for the Implementation of Death Penalty imposed by the Court in General and Military Justice Environment, Presidential Decree Number 2 of of 1964 (LN 1964 No. 38), stipulated in Law No. 5 of 1969 concerning Procedures for the Implementation of Death Penalty imposed by the Court in General and Military Justice Environment

Resolution on Basic Principles on the Use of Restorative Justice Programmmes in Criminal Matters, ECOSOC Resolution 2002/12, 2002.

Supreme Court Regulation No. 4 Year 2014 concerning the Guidelines for the Implementation of Diversion in Child Criminal Justice System



E. Academic Draft, Blueprint, and Report

Naskah Akademik Rancangan Undang-undang Kitab Undang – Undang Hukum Pidana, Pusat Perencanaan Pembangunan Hukum Nasional, Badan Pembinaan Hukum Nasional, Kementerian Hukum dan Hak Asasi Manusia.

F. Dictionary

Kamus Besar Bahasa Indonesia. “Arti kata pembedaan”: <https://typoonline.com/kbbi/pembedaan> accessed on 2 Nov 2019.

The Law Dictionary. “Definition of Justice”, Black’s Law Dictionary Free 2nd Edition. Retrieved on: <https://thelawdictionary.org/justice/> title="JUSTICE ">JUSTICE, accessed at 29 August 2019.

Translegal. “The Defintiion of Non-Retroactivity Principle”. Retrieved on: <https://www.translegal.com/legal-english-dictionary/non-retroactivity>, accessed on 28 October 2019.