

PERLINDUNGAN *OUTSTANDING UNIVERSAL VALUE* TAMAN NASIONAL KOMODO SEBAGAI SITUS WARISAN DUNIA DITINJAU DARI HUKUM INTERNASIONAL DAN HUKUM NASIONAL

INTISARI

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Penelitian ini bertujuan untuk mengkaji upaya perlindungan *Outstanding Universal Value* dalam kerangka hukum internasional melalui *Convention Concerning the Protection of the World Cultural and Natural Heritage 1972*, serta mengetahui bentuk kebijakan nasional dalam melindungi dan melestarikan *Outstanding Universal Value* Taman Nasional Komodo.

Penelitian ini bersifat normatif dengan menggunakan data sekunder yang diperoleh melalui studi kepustakaan. Wawancara dilakukan untuk mendukung argumentasi dalam proses analisis data secara kualitatif. Pendekatan undang-undang dan komparatif dilakukan guna mengkaji harmonisasi antara upaya perlindungan yang diberikan dengan hukum internasional dan hukum nasional, serta meninjau langkah perlindungan di negara lain, yaitu Kepulauan Galapagos di Ekuador, untuk kemungkinan diterapkan di Indonesia.

Hasil penelitian menunjukkan bahwa upaya perlindungan dalam kerangka hukum internasional dilakukan melalui mekanisme Kerjasama Internasional dan Bantuan Internasional, dengan menerapkan prinsip berkelanjutan dalam upaya pengelolaan situs warisan dunia, yaitu *sustainable use* dan pembangunan berkelanjutan. Implementasi konvensi lebih lanjut diatur melalui *Operational Guidelines for the Implementation of the World Heritage Convention* dengan pengawasan Komite Warisan Dunia. Perlindungan hukum dalam skala nasional terhadap Taman Nasional Komodo diupayakan melalui Kawasan Pelestarian Alam (Undang-Undang Nomor 5 Tahun 1990 tentang Konservasi Sumber Daya Alam dan Ekosistemnya) serta Kawasan Strategis Nasional (Undang-Undang Nomor 26 Tahun 2007 tentang Penataan Ruang). Kebijakan tersebut telah sesuai dengan ketentuan konvensi. Pengelolaan berbasis ekosistem melalui mekanisme kolaboratif dan adaptif menjadi dasar pengelolaan sebagaimana tertuang dalam Rencana Perencanaan Jangka Panjang Taman Nasional Komodo.

Kata Kunci: Perlindungan Hukum, *Outstanding Universal Value*, Taman Nasional Komodo.

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THE PROTECTION OF OUTSTANDING UNIVERSAL VALUE OF KOMODO NATIONAL PARK AS WORLD HERITAGE SITE ON INTERNATIONAL LAW AND NATIONAL LAW

ABSTRACT

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This research aims to examine measures to protect the *Outstanding Universal Value* in the international legal framework on the *Convention Concerning the Protection of the World Cultural and Natural Heritage 1972*, also to know the national policy to protect and preserve the *Outstanding Universal Value* Komodo National Park.

The method of this research is normative law, which using secondary data that be obtained through literature study and interview. Statute and comparative approach are used to examine compatibility of the protection measures within international and national law, as well as review the protection measures provided by the other state which is Galapagos Islands in Ecuador, and the possibility of those concept in order to implement it in Indonesia.

The result of this research shows that the protection within international legal framework was carried out by International Co-operation and International Assistance, with implementation of sustainable use and sustainable development principle for the management of world heritage site. Further implementation of the convention governed by the *Operational Guidelines for the Implementation of the World Heritage Convention* with oversight of the World Heritage Committee. National legal protection for Komodo National Park undertaken by Nature Conservation Area (Indonesia Law Number 5 of 1990 concerning Conservation of Natural Resources and its Ecosystems) and National Strategic Region (Indonesia Law Number 26 of 2007 concerning Spatial Planning). The policy was complied with the provision of the convention. The ecosystem-based management with collaborative and adaptive mechanisms are used as a primary management as stated in Long Term Planning Plan Komodo National Park.

Keyword: Legal Protection, Outstanding Universal Value, Komodo National Park.

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