

TABLE OF CONTENTS

TITLE PAGE	i
ENDROSEMENT	ii
APPROVAL.....	iii
DISCLAIMER	iv
ACKNOWLEDGEMENTS	v
TABLE OF CONTENTS	vii
ABSTRACT	x
<i>INTISARI</i>	xi
CHAPTER I: INTRODUCTION	1
A. Background	1
B. Research Questions	7
C. Guarantee of Authenticity	8
D. Research Objective.....	13
E. Research Purposes	14
CHAPTER II: THEORETICAL REVIEW	15
A. <i>Amicus Curiae</i>	15
1. History and Definition of <i>Amicus Curiae</i>	15
2. <i>Amicus Curiae</i> in Indonesia	19

3. <i>Amicus Curiae</i> in the United States of America	22
B. The Criminal Procedural Law of Indonesia	24
1. History of the Indonesian Criminal Procedural Law	24
2. Indonesian Criminal Procedural Code as a Source of the Indonesian Criminal Procedural Law	25
3. Trial Examination.....	28
C. The Criminal Procedural Law of the United States of America	31
1. The Overview of the Criminal Justice System of the United States of America	31
2. Federal Criminal Procedural Law of the United States of America	33
 CHAPTER III: RESEARCH METHOD.....	36
A. Characteristic of the Research.....	36
B. Type of Data.....	37
1. Primary Legal Materials.....	38
2. Secondary Legal Materials.....	39
a. Library Research	39
b. Printed Source Research	39
c. Internet Research.....	40
3. Tertiary Legal Materials.....	41
C. Method of Data Analysis.....	41
D. Stages of Research	42
 CHAPTER IV: RESEARCH RESULT AND ANALYSIS	43
A. The Regulation and the Implementation of the <i>Amicus Curiae</i> Under the Criminal Procedural Law	43
1. <i>Amicus Curiae</i> Under the Indonesian Criminal Procedural Law.....	43

a. The Legal Basis.....	43
b. The Implementation of the <i>Amicus Curiae</i>	48
2. <i>Amicus Curiae</i> Under the Federal Criminal Procedural Law of the United States of America.....	56
a. The Provision and Its Implementation According to the Federal Rules of Appellate Procedure	58
b. The Provision and Its Implementation According to the Rules of the Supreme Court of the United States.....	66
B. The Advantages of the Federal Criminal Procedural Law of the United States of America Which Can Be Learned by the Indonesian Criminal Procedural Law in Regards of the Provisions on the <i>Amicus Curiae</i>	72
 CHAPTER V: CLOSURE.....	 78
A. Conclusion.....	78
B. Recommendation.....	79
 BIBLIOGRAPHY	 81