

UNIVERSITAS INTERNASIONAL BATAM

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IMPLEMENTATION OF LAW NO.17 OF 2008 AND IMO REGULATION WITH ISPS CODE TOWARDS THE SAFETY AND SECURITY OF SHIPS THAT DROP ANCHOR WITHIN TERRITORIAL WATER OF BATAM

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Indonesia is surrounded by sea with an area of 3,257,483 KM² or two-thirds of the total area of Indonesia. Having a sea area that is wide enough, makes sea transportation as a prime choice in nationwide development. The background of the research elaborates that shipping potential for the Republic of Indonesia has to be further developed and its role improved both in a national and international scale, as driving force, supporter or motivation for nationwide development to improve economic growth and prosperity of the people. Article 219 "Act Number 17 of 2008" regarding to shipping mentions that to enhance the performance and implementation of shopping in accordance to the growth and development of the life of the people and Indonesia in order to provide optimal protection for all Indonesian-flagged ships and crew and all foreign-flagged ships and crew for marine service users that enters Indonesian territorial waters.

The main purpose of this research is to understand the role of Syahbandar in the execution of shipping activities in sea freight in territorial waters according to "Act Number 17 of 2008" about shipping in Indonesia. The formulation of the problem consists of: (1) What is the minimum operating standard that must be owned by a ship that is anchored ? ; (2) Who has the highest authority in maintaining the safety and security of anchored ship ? ; (3) Has "Act Number 17 of 2008" been implemented correctly ? The method used in the research is juridical-sociological approach in the form of field survey and direct interviews with Stakeholder. The type of data used in the research is descriptive analysis method to solve the problem at hand.

Researcher draw conclusion that Syahbandar does supervision of sea freight operation in Indonesian territorial waters and has the highest authority as head

of government in seaports. Syahbandar plays a major role in the interests of the port system both in shipping, law enforcement, and coordination of all activities that ensue in the port.