

VALIDITY OF VOTING ONLINE IN COURT DURING THE COVID-19 PANDEMIC

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ABSTRACT

The target of this research is the validity of online proceedings in court during the covid-19 pandemic, with details of the research objectives describing the implementation of online proceedings in court during the covid-19 pandemic, and identifying various considerations of decisions handed down on cases in online proceedings at courts during the covid-19 pandemic as well as anticipating the fulfillment of the legality of online proceedings that occurred in courts during the covid-19 pandemic.

This research is a normative legal research with content analysis in a qualitative research approach. The content analysis procedure is carried out by starting with document collection followed by (1) data procurement consisting of (a) determination of units with syntactic and thematic units, (b) determination of samples with categorization units and context units, and (c) recording, (2) reduction (reduction) of data, (3) inference with a standard approach, a hint approach, and a linguistic display and communication approach, and (4) analysis.

The results of this study include: 1. The Process for Examination of Cases in District Courts During the Covid-19 Pandemic In addition to using the Criminal Procedure Code, HIR and Rbg, Supreme Court Regulation Number 4 of 2020 concerning Administration and Trial of Criminal Cases in Courts Electronically and the issuance of the Director General of the General Courts Agency Number 379/Dju/ Ps.00/3/2020 of 2020 concerning Teleconference Criminal Case Trials, Law No. 11 of 2008 concerning ITE as amended by Law no. 19 Th.20016 concerning Amendments to Law No. 11 of 2008 concerning ITE; 2. Level of Legality of Online Proceedings in Courts During the Covid-19 Pandemic, that Judges are in the process of examining criminal cases conducted online or via teleconference in court during the Covid-19 pandemic, that there is an expansion of the meaning of "trial open to the public", direct examination, witness testimony as evidence, expert testimony, letters, instructions, and testimony of the defendant; 3. Consideration of decisions handed down on cases in online proceedings in court during the covid-19 pandemic, that the disclosure of judges' considerations in making decisions on criminal cases which in the trial process is carried out online during the covid-19 pandemic is no different from disclosing the judge's considerations in making decisions on criminal cases in conditions prior to the Covid-19 pandemic; 4. Anticipation of Fulfillment of Legality of Online Proceedings that Occurs in Courts During the Covid-19 Pandemic, that Judges examining cases are guided by the statutory regulations for procedural procedures by adhering to the *ius curia novit* principle.

Kata Kunci: *validity, proceedings in court, online or teleconference*