

## ABSTRAK

LBH atau ormas yang memberi layanan bankum dapat melakukan rekrutmen kepada advokat, paralegal, dosen, dan mahasiswa fakultas hukum untuk dijadikan sebagai tenaga, sebagaimana dalam Pasal 9 UU No. 16 Tahun 2011 tentang Bankum. Permasalahan dalam penelitian ini adalah: (1) Bagaimana kedudukan hukum paralegal dalam pendampingan hukum bagi masyarakat tidak mampu? (2)Kendala apa saja yang dihadapi paralegal dalam pendampingan hukum bagi masyarakat tidak mampu serta bagaimana solusinya ?

Tujuan yang dicapai dalam penelitian ilmiah sebagai berikut : (1) mengetahui dan menganalisis kedudukan hukum paralegal dalam pendampingan hukum bagi masyarakat tidak mampu ditinjau dari UU No. 16 Tahun 2011 tentang Bankum, (2)mengetahui dan menganalisis kendala yang dihadapi paralegal dalam pendampingan hukum bagi masyarakat tidak mampu dalam praktek serta bagaimana solusinya.

Metode penelitian yang dipergunakan adalah yuridis-normatif. Yaitu memberikan gambaran rinci, sistematis dan mengenai hal yang diteliti.

Hasil penelitian ilmiah ini disimpulkan kedudukan hukum paralegal dalam pendampingan hukum bagi masyarakat tidak mampu ditinjau dari UU No. 16 Tahun 2011 tentang Bankum, tidak secara tegas mengatur mengenai paralegal. Secara khusus pengaturan Paralegal dapat ditemui dalam Permenkumham No. 10 Thn 2011. Kendala, solusi yang dihadapi paralegal dalam pendampingan hukum bagi masyarakat tidak mampu dalam praktek, yaitu : (1) Tidak ada peraturan perundang-undangan yang mengatur kedudukan dan peran Paralegal secara khusus, (2) Tidak adanya Perhatian dari Pemerintah terhadap keberadaan Paralegal, (3) Minimnya jumlah Paralegal dalam OBH melakukan perekrutan dan pelatihan dasar kepada sukarelawan yang membantu masyarakat kurang mampu.

Kata Kunci : *Kedudukan, Paralegal, Pendampingan Hukum, Masyarakat Tidak Mampu*

## ABSTRACT

*Institution of law assistance or social organization giving law service can do recruitment toward lawyer, paralegal, lecturer, scholar of law faculty to be become as power, stated in subsection 9 constitution Number 16, 2011 about law assistance: the problems of this study are: (1) How is the position of paralegal law in legal assistance for society not able reviewed from Constitution Number 16 in 2011 about Law Assistance? ( 2 ) what are the obstacles faced by paralegals in law accompaniment for society not able in practicing and how are the solutions ?*

*The goal achieved in this study can be explained as follows: ( 1 ) to know and analyze the position of paralegal law in legal assistance for society not able reviewed from Constitution Number 16, 2011 about Law Assistance, ( 2 ) to know and analyze the obstacles faced by paralegal in law accompaniment for society not able in practicing and solutions.*

*The study method used in this study is Normative Juridical. Specification of this study uses descriptive analytic .It means to give detail description, systematic and comprehensive about everything studied.*

*Based on study result and discussion can be concluded that the position of paralegal law in legal assistance for society not able reviewed from Constitution Number 16, 2011 about Law Assistance, is not clearly arranged about Paralegal. In particular, the rule of Paralegal can be seen in the rule of law minister and human rights republic of Indonesia Number 10, 2015 about the rule of implementation of government regulation Number 42, 2013 about requirement and procedures for granting law assistance and fund distribution of law assistance. The obstacles and solutions faced by paralegals in law accompaniment for society not able in practicing such as: there is no legislation rule setting the role of paralegal in particular, the solution is making policy formulation in legal assistance, (2) there is no concern from government toward paralegal existence. The solution is to increase cooperation between paralegal with law enforcement officer in all level and stages. The minimal of paralegal amount in law assistance organization, Solution to face that problem, the gradual of law assistance organization holds recruitment and gives basic training in law field toward people who devote themselves voluntarily helping weak society having problem in law by giving legal assistance when facing law enforcement officer.*

*Keywords : position, paralegal, legal assistance, society not able reviewed*