

## Perlindungan hak asasi manusia bagi korban malpraktek kedokteran

Deskripsi Dokumen: <http://lib.ui.ac.id/bo/uiibo/detail.jsp?id=110097&lokasi=lokal>

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### Abstrak

The purpose of this research is to find weather the implementation of human rights protection for the victim of medical malpractice has fulfilled the concept of justice and to find out the obstacles at the process. The method use is qualitative approach which consist of case study and deep interview. The results of the research show that the human rights protection for the victim of justice. This condition can be seen from the cases handled by The Agency for Health Law. Most of the cases brought to criminal procedure never been processed to the court and cases brought to private procedure were can not be accepted and r ejected. These fact shown that the state has not protected the victim of medical malpractice. The research analyzes two cases settled through the court. The analyze show that judges decisions have not fulfilled the concept of justice for the victims. The obstacles at the human rights fulfillment for the victim of medical malpractice are the regulation, law enforcement official and the facilities, society also the culture. The research makes suggestions for the human rights protection for the victim of the medical malpractice. Law makes especially police and judge in medical malpractice have to give more attention to victim for justice. Government have to make a socialization to society about the step of law can be follow by victim/family of medical malpractice to get justice, besides of non governmental organization on such as The Agency for Health Law have to increasing to facilitate the victim of medical malpractice to get justice, making the law on the protection of patients which regulates the medical malpractice; developing the human resources of the law enforcement official through formal education and training ; and establishing and comparison doctor institution which consists of independent doctors