

**CRITICAL CHALLENGES FACED BY THE NATIONAL POLICE MOBILE BRIGADE UNIT IN OVERCOMING SERIOUS SECURITY DISTURBANCES IN THE 2024 REGIONAL ELECTIONS IN THE SOUTH SUMATRA REGIONAL POLICE AREA OF RESPONSIBILITY**

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***Abstract***

*The importance of democratic life in society supports the creation of a comfortable life together. The Indonesian nation has tried to implement various types of democracy and has also proven the importance of democratic life in society. This makes the implementation of the democratic party which will take place in the 2024 elections the thing that the Indonesian people are most looking forward to. The issues being studied and analyzed are the factors that prevent the National Police Mobile Brigade Unit from responding to serious security disturbances during the 2024 regional elections in the area of responsibility of the South Sumatra Regional Police. The method used is empirical legal research. As a result, the factors that hinder it are law, law enforcement, facilities and infrastructure, and community factors and political culture factors*

**Keywords:** *police brigade; security breaches; South Sumatra Regional Police; critical challenges*

**I. INTRODUCTION**

The formation of a democratic party that will take place in the 2024 election is what the Indonesian people are most looking forward to. However, what is happening in South Sumatra, of course, is that the 2024 elections will have a major impact on domestic affairs and security by increasing the possibility of unexpected events occurring, impacting the quality of life and diversity, in this case in the form of high levels of social security and disruption of order.<sup>1</sup>

As per Presidential Instruction no. 2 of 2013 concerning Handling Domestic Security Disturbances. In response to this, the National Police, which is tasked with maintaining security and order, law enforcement and community protection, must be able to take strategic steps by transforming the National Police into a precision police force (predictive, responsive, transparent, fair).<sup>2</sup>

In this case, the National Police Mobile Brigade Unit will play an important role in

<sup>1</sup> TIM PERLUDEM, *Partisipasi Pemuda Pada Pemilu Serentak 2024*, 2023  
<<https://perludem.org/2023/12/14/buku-panduan-partisipasi-pemuda-pada-pemilu-serentak-2024/>>.

<sup>2</sup> Eva Eviany, *Perlindungan Masyarakat* (Jatinangor: Pustaka, 2023).

overcoming serious security disturbances during the 2024 General Election.

As a paramilitary force, the Brimob Unit has a relatively larger area than other police forces. In the context of security for the 2014 election, with limitations in handling high-intensity crimes, Brimob will not be able to carry out preventive and preventative roles and functions like those of other police units in the National Police, law enforcement agencies, even though Brimob then carries out general police duties.

As an integral part of the National Police, Brimob Polri (hereinafter referred to as Brimob) actively implements all policies set by Polri, including the 2014 Election Security Guidelines or commonly referred to as Brimob Involved. An elite National Police unit whose mission is to combat crime with high intensity. Brimob Polri is a police and security apparatus that must continue to synergize with the community.

Police officers from Brimob who act as social controllers must act quickly against student brawls and before they cause major losses, both material and formal. The role of the police is not only to stop brawls if they occur, but Brimob units must also act as law enforcers and police against student brawls. Article 30 paragraph 4 of the 1945 Constitution states:

"The State Police of the Republic of Indonesia is tasked with protecting, protecting and serving the community and enforcing the law as an instrument of the state to maintain public order and order.<sup>3</sup>

The Brimob Corps or commonly abbreviated as Brimob is a special operations prison unit which is part of the National Police of the Republic of Indonesia. The Brimob Corps is also considered to be one of the oldest units in the national police. Its primary missions are combating domestic terrorism, riot control, high-risk law enforcement, search and rescue (SAR), hostage rescue, and explosive ordnance disposal (EOD). The Brimob unit is an important component of the national police, which is responsible for combating high-intensity crime, eradicating terrorism, riots and crowd control. However, Brimob's role in ensuring security and order in the 2024 elections is part of Brimob's efforts to distance itself from political activities that are not related to its overall role and function. This is because the presence of Brimob is part of the security community to ensure that the five-year political agenda runs smoothly without any attempt to disrupt or distort the election results.<sup>4</sup>

The question for Brimob is of course whether the National Police will return to

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<sup>3</sup> Budi Rizki, *Studi Lembaga Penegakan Hukum*, ed. by Ema Dewi, *Heros Fc* (Lampung, 2020), vi <<http://repositorio.unan.edu.ni/2986/1/5624.pdf>> <<http://fiskal.kemenkeu.go.id/ejournal>> <<http://dx.doi.org/10.1016/j.cirp.2016.06.001>> <<http://dx.doi.org/10.1016/j.powtec.2016.12.055>> <<https://doi.org/10.1016/j.ijfatigue.2019.02.006>> <<https://doi.org/10.1>>.

<sup>4</sup> Herman and others, 'Penindakan Hukum Oleh Detasemen Gegana Dalam Tindak Pidana Terorisme', *Halu Oleo Legal Research*, 5.2 (2023), 395–412 <<http://journal.uho.ac.id/index.php/holresch/article/view/247>>.

political realism or move to a more focused and professional level, with the ability to be independent and effective in carrying out its duties and functions professionally as a large institution.

Based on the description above, the author discusses the factors that prevent the National Police Mobile Brigade Unit from responding to serious security disturbances during the 2024 regional elections in the area of responsibility of the South Sumatra Regional Police.

## II. RESEARCH METHODOLOGY

This research is a type of empirical methodology research. Empirical research is based on primary data. According to Soerjono Soekant and Sri Mamuji, positive legal research is a field research approach which essentially studies and observes what happens in the field, the application of regulations in practice in society. To support this empirical study, a normative study was also carried out using a legal approach in reviewing regulations. laws and regulations relating to land registration in Indonesia.<sup>5</sup>

## III. DISCUSSION AND RESULTS

### Factors That Inhibit the Police Mobile Brigade Unit in Handling High Intensity Security Disturbances in the

### Implementation of the 2024 Election in the Legal Area of the South Sumatra Regional Police

Regarding law enforcement theory, law enforcement is seen from phases, so there are several influencing factors, namely:

- a) The legal factor itself, namely the parties who will be limited to the law
- b) Law enforcement factors, namely the parties authorized to enforce the law
- c) Facilities and infrastructure factors that support law enforcement
- d) Community factors, namely the environment in which the law applies and is implemented
- e) Cultural factors, namely as a result of work, creativity and feelings that are based on human work in social life.<sup>6</sup>

Referring to the explanation above, the obstacles for the Mobile Brigade Unit of the South Sumatra Province Police in Handling High Intensity Security Disturbances in the Implementation of the 2024 Election in the Legal Area of the South Sumatra Regional Police are as follows

First, the legal factor itself. In essence, the actual perpetrators in handling high-intensity security disturbances in the implementation of the 2024 elections can be held accountable. In reality, the legal provisions used by law enforcers in handling

<sup>5</sup> Depri Liber Sonata, 'Normative and Empirical Legal Research Methods: Typical Characteristics of Legal Research Methods', *Fiat Justisia Journal of Legal Studies*, 8.1 (2014).

<sup>6</sup> Kunto Prabowo, 'Faktor-Faktor Yang Mempengaruhi Penegakan Hukum', *Fakultas Hukum Universitas Islam Indonesia*, 2007.

perpetrators of High Intensity Security Disorders in the Implementation of the 2024 Election, there is a gap in the implementation of these regulations. The gap that the author said is that when dealing with the perpetrator, the society in the criminal witness case is very different. The application of these laws and regulations is very sharp downwards and blunt upwards

Based on Lawrence Friedman's legal theory which explains that an ideal legal system is that there is a good correlation between Substance, Structure and Culture. Meanwhile, the legal provisions as the basis for enforcing the criminal law for burning forests and land (substances) in Indonesia do not yet have a clear position, because there are many laws that regulate forest and land burning. So this results in overlapping regulations because they are not related to each other, which results in confusion for law enforcers in interpreting them.<sup>7</sup>

Second, Law Enforcement. because security for the 2024 Election is not only Brimob which will provide security, it is important to coordinate with other agencies such as the TNI, BIN, and/or the Regional Government and others. The tendency for coordination problems will become a serious obstacle for Brimob. Apart from that, the difficulty of coordinating with each other has

four challenges, namely: First, the excessive characteristics of the implementation of the 2019 Election. As a result of an interview with Mr. Candra Irawan, S.Kom, M.,eng as Member of the Palembang Intermediate Auditor stated that in order to achieve success in the implementation Tasks in an organization or unit really require cooperation, both internal and external. In an effort to improve the quality of service to the community in handling demonstrations, it cannot be separated from the participation of related agencies. The establishment of harmonious and synergistic relationships with other agencies really supports the implementation of tasks in the field. In handling High Intensity Security Disturbances in the Implementation of the 2024 Election, they have coordinated with the South Sumatra City Government, namely the Transportation Service, Health Service, Satpol PP, Fire Service, Kesbangpol Linmas, as well as with the Palembang City DPRD and the South Sumatra Provincial DPRD. Without good coordination with these agencies, it will be difficult to achieve the expected results. Coordination is the regular synchronization of efforts to create appropriate quality, time and direction of implementation which results in harmony and unity of action for predetermined goals.<sup>8</sup>

<sup>7</sup> Sudjana, 'Penerapan Sistem Hukum Menurut Lawrence W Friedman Terhadap Efektivitas Perlindungan Desain Tata Letak Sirkuit Terpadu Berdasarkan Undang-Undang Nomor 32 Tahun 2000', *Al Amwal (Hukum Ekonomi Syariah)*, 2.1 (2019), 78–94

<<http://literaturbook.blogspot.co.id/2014/12/pengertian-efektivitas-dan-landasan.>>

<sup>8</sup> Wawancara dengan Bapak Candra Irawan, S.Kom, M.,eng selaku Anggota Auditor Madya Palembang tanggal 12 Januari 2024

Security for the 2042 Election will not only be provided by Brimob, so coordination with other agencies such as the TNI, BIN, and/or Regional Government and others is important. The tendency for coordination problems will become a serious obstacle for Brimob. Apart from that, the results of an interview with Heny as a member of Brimob for South Sumatra Province stated that the difficulty of coordinating between these institutions was partly due to the still strong sectoral ego and team spirit. This obstacle is also characterized by excessive confidence in the power of each institution.<sup>9</sup>

Third, Facilities and Infrastructure. really determines the quality or not of a service provided to the community. Because the facilities and infrastructure really support the smooth running of the task of providing services to the community. Improving infrastructure as an effort to improve the quality of community services in handling demonstrations requires adequate facilities and infrastructure. Because human resources without adequate facilities and infrastructure will hinder the implementation of tasks in the field. Likewise, the Dalmas Polrestabes Surabaya requires adequate support from facilities and infrastructure to carry out the task of securing demonstrations. The facilities and infrastructure owned by the Sabhara Polrestabes Surabaya unit are not all fulfilled,

for example: Dalmas facilities and infrastructure include inadequate Dalmas barracks, public address vehicles, anti-riot clothing, barriers, raincoats and shock equipment are still lacking. As the results of an interview with Mr. Romi as a member of the South Sumatra Province Police Mobile Brigade Unit stated that the special equipment of the South Sumatra Province Police Mobile Brigade Unit is generally sufficient to support operational activities, however there are several Dalmas equipment that need to be added, including: electric batons, fire extinguishers, Dalmas helmet, and Dalmas vest. Apart from that, Dalmas' special equipment needs to be updated according to the situation in the field and technological developments.<sup>10</sup>

Fourth, community factors. There is a gradation and distribution of electoral access which tends to be widespread. This leads to difficulties and lengths of time for personnel to reach locations which are identified as serious obstacles. Referring to the past, the neutrality of security actors and the government and the practice of eliminating all means to win are part of the same practice references in the upcoming 2024 elections. The existence of security actors and deviant practices tend to take sides when the internal security institutions tend to be directed towards pragmatic and personal interests. As happened

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<sup>9</sup> Wawancara dengan Heny selaku Anggota Brimob Provinsi Sumatera Selatan tanggal 12 Januari 2024

<sup>10</sup> Wawancara dengan Romi selaku anggota Satuan Brimob Polda Provinsi Sumatera Selatan tanggal 12 Januari 2024

in the last three elections, ensuring that security actors remain neutral is part of the effort to ensure that the 2024 elections can run well and ensure that they will produce good political leadership and bring Indonesia to a higher level than its current conditions. This is in line with the results of the interview with Rusmini as a member of the South Sumatra Provincial Mobile Brigade Unit, stating that transactional political issues in the form of mutual benefits ensure that the ongoing political process makes the 2024 Election a momentum that must be guarded and secured so that it is not dragged down by the current of negative transactional interests. . So far, democratic parties will always produce figures who take advantage of political practices so far. Like economic law, the existence of political transactions will only make the five-year democratic party lose its meaning and purpose. This is at the same time as the results of an interview with Suhaty as a community figure in South Sumatra who stated that raising an attitude of pragmatism in the public, holding the 2024 elections is also part of the political demonstration of Golput, and not voting. This is because electoral practices are considered to provide no new hope, so the white group becomes the choice, under the pretext that not voting is a choice.<sup>11</sup>

Reflecting on the background above, the role and function of the National Police and Brimob in securing the 2024 General Election is carried out in a pre-emptive, preventive and law enforcement manner. Specifically for Brimob, the emphasis is on forms of law enforcement which are part of the negative excesses of holding the 2024 elections.<sup>12</sup>

Fifth Factor: Community political culture, gradation and excess distribution make it difficult for personnel to move to their destination. This will, at a certain level, give rise to widespread conflict. developing political culture of society. The open political practices that have been practiced so far build perceptions and strengthen pragmatism because the system that has been built leads to transactional politics. So that public perception regarding existing political dynamics leads to the strengthening of a political culture that is not based on comprehensive political awareness. The democratic transition that has been underway tends to be stalled and interrupted by the interests of a handful of political elites. Corrupt practices and abuse of authority are part of the reasons why the democratic transition is slow and hampered. After fifteen years of democratic transition, steps to complete the democratic transition to move to a better level really depend on the results of the 2024 elections.

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<sup>11</sup> Wawancara dengan Suhaty selaku tokoh masyarakat di Sumatera Selatan tanggal 12 Januari 2024

<sup>12</sup> Adhistya Gst Ngr Prawiradika, Dewa Gede Sudika Mangku, and Nengah I Suastika, 'Kendaraan Di

Tempat Umum Ditinjau Dari Peraturan Daerah No 6 Tahun 2009 Tentang Ketertiban Umum Di Kabupaten Buleleng', 3.3 (2020), 187-96.

The role is so important that it can determine a person's status in society. A person's position in society is a static element that shows the individual's place in the organization of society. This is something we should think about again, because of the tendency to prioritize position over role. This also shows symptoms of placing more importance on the values of materialism than spiritualism.

The effectiveness of law enforcement is closely related to the effectiveness of the law. For the law to be effective, law enforcement officers are needed to enforce these sanctions. A sanction can be actualized to the community in the form of obedience, with this condition showing that there are indicators that the law is effective. Factors that influence the effectiveness of law according to Soerjono Soekanto include the following.<sup>13</sup>

First, legal factors. Law contains elements of justice, certainty and benefit. In practice, it is not uncommon for conflicts to occur between legal certainty and justice. Legal certainty is concrete and tangible in nature, while justice is abstract, so that when a judge decides a case by applying the law alone, there are times when the value of justice is not achieved. So, when looking at a legal problem, at least justice is the main priority. Because law is not only seen from the perspective of written

law, but also takes into account other factors that develop in society. Meanwhile, from the other side, justice is still a matter of debate because justice contains a subjective element which is very dependent on the subjective intrinsic values of each person.<sup>14</sup>

Second, the Law Enforcement Factor. Law enforcement is related to the parties who form and apply the law (law enforcement). The law enforcement parts are law enforcement officers who are able to provide certainty, justice and proportional legal benefits. Law enforcement apparatus covers the definition of law enforcement institutions and law enforcement officers, while law enforcement officers in the narrow sense start from the police, prosecutor's office, judiciary, legal advisors and prison wardens. Each officer and apparatus is given the authority to carry out their respective duties which include the activities of receiving reports, investigating, inquiring, prosecuting, providing evidence, passing sentences and providing sanctions as well as efforts to re-instruct convicts. There are three important elements that influence the working mechanisms of law enforcement officers and apparatus, including: (a) law enforcement institutions and their various supporting facilities and infrastructure and institutional working mechanisms; (b) work culture related to its officers, including

<sup>13</sup> Nur Fitryani Siregar, 'Efektivitas Hukum', *Journal of Law*, 1, 2004, 1–14.

<sup>14</sup> Ayu Sekar, 'Pentingnya Kesadaran Hukum Di Lingkungan Masyarakat', *De Cive: Jurnal Penelitian*

*Pendidikan Pancasila Dan Kewarganegaraan*, 2.2 (2022), 79–87  
<<https://doi.org/10.56393/decive.v2i2.1499>>.

regarding the welfare of its officers; and (c) regulatory instruments that support institutional performance and regulate legal material used as work standards, both material law and procedural law. Systematic law enforcement efforts must pay attention to these three aspects simultaneously, so that the process of internal law enforcement and justice can be realized in real terms.

Third, the Legal Facilities or Facilities Factor. Supporting facilities can simply be formulated as a means to achieve goals. The scope is primarily physical facilities that function as supporting factors. Supporting facilities include educated and skilled human resources, good organization, adequate equipment, sufficient finances, and so on. Apart from the availability of facilities, maintenance is also very important to maintain sustainability. It often happens that a regulation has been implemented, even though the complete facilities are not yet available. Conditions like this will only cause counter-productivity, which should speed up the process, instead resulting in traffic jams.

Fourth, Community Factors. Law enforcement aims to achieve peace in society. Society has certain opinions regarding the law. This means that the effectiveness of the law also depends on the will and legal awareness of the community. Low awareness from the public will make it difficult to enforce the law, while steps that can be taken are socialization involving social layers, power holders and law enforcers themselves. Legal formulation must

also pay attention to the relationship between social changes and the law so that in the end the law can be effective as a means of regulating people's behavior.

Fifth, cultural factors. Cultural factors are actually integrated with social factors or are deliberately differentiated, because in the discussion the issue of the value system which is the core of spiritual or non-material culture is raised.

This is differentiated because as a system (or subsystem of a social system), law includes structure, substance and culture. Structure includes the container or form of the system, for example, includes the order of formal legal institutions, the laws between these institutions, their rights and obligations, and so on. Law has a direct or indirect influence in encouraging social change. Ways to influence society with an orderly and pre-planned system are called social engineering or social planning. In order for law to truly influence people's behavior, the law must be disseminated widely, so that it becomes institutionalized in society. The existence of certain communication tools is one of the conditions for the dissemination and institutionalization of law. Legal communication can be carried out formally, that is, through an officially organized procedure. It was stated by Soerjono Soekanto that an attitude of legal behavior is considered effective if the attitude, action or other behavior leads to the desired goal, meaning if the other party complies with the law. Laws



can be effective if the role played by law enforcement officials is closer to what is expected by law and conversely, it will be ineffective if the role played by law enforcers is far from what is expected by law.<sup>15</sup>

The Brimob Corps or commonly abbreviated as Brimob is a special operations prison unit which is part of the National Police of the Republic of Indonesia. The Brimob Corps is also known as one of the oldest units in the National Police organization. Their primary duties are managing domestic terrorism, riot management, high-risk law enforcement, search and rescue (SAR), hostage rescue, and explosive ordnance disposal (EOD). The Brimob unit, as an important element of the National Police, is responsible for handling high-intensity crimes, anti-terror, riots and crowd control. However, Brimob's role in handling security and order in the implementation of the 2024 elections is part of an effort to maintain a distance from political activities that do not correlate with the role and function of Brimob as a whole. This is because the presence of Brimob is part of the security actors that ensure that the five-year political agenda can run smoothly without any interference or attempts to distort the election results. This is of course at stake for Brimob, whether the National Police will fall back into political pragmatism or move to a more focused and professional level, becoming an

independent and effective institution in carrying out its roles and functions professionally.

#### IV. CONCLUSION

Factors that hamper the National Police Mobile Brigade Unit in handling high-intensity security disturbances in the implementation of the 2024 elections in the jurisdiction of the South Sumatra Regional Police, namely: First, the legal factor itself. In essence, the actual perpetrators in handling high-intensity security disturbances in the implementation of the 2024 elections can be held accountable. In reality, there is a gap in the legal provisions used by law enforcers in handling perpetrators of High Intensity Security Disorders in the Implementation of the 2024 Election. Second, Law Enforcement. because security for the 2024 Election is not only Brimob which will provide security, it is important to coordinate with other agencies such as the TNI, BIN, and/or the Regional Government and others. The tendency for coordination problems will become a serious obstacle for the Third Mobile Brigade, Facilities and Infrastructure. really determines the quality or not of a service provided to the community. Fourth, community factors. There is a gradation and distribution of electoral access which tends to be widespread. This leads to difficulties and lengths of time for

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<sup>15</sup> Ade Paul Lukas, 'Efektivitas Pidana Pembayaran Uang Pengganti Dalam Tindak Pidana Korupsi', *Jurnal Dinamika Hukum*, 10.2 (2010), 81–92.

personnel to work. Evoking an attitude of pragmatism in the public, holding the 2024 Election is also part of the political demonstration of Golput, and not voting. Fifth Factor: Community political culture, gradation and excess distribution make it difficult for personnel to move to their destination.

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