



THE 3rd INTERNATIONAL CONFERENCE AND CALL FOR PAPER

"Legal Development in Various Countries"



IMAM AS SYAFEI BUILDING
 Faculty of Law, Sultan Agung Islamic University
 Jalan Raya Kaligawe, KM. 4 Semarang, Indonesia

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INFORMATION OF THE CONFERENCE AND CALL PAPER

WORLD CLASS ISLAMIC UNIVERSITY
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"LEGAL DEVELOPMENT IN VARIOUS COUNTRIES"

This conference tries to reviews different theories of legal development in order to highlight their similarities and differences. And focusing on the development of law in both developed and developing countries and its role in shaping a good future.

KEYNOTE SPEAKER:
Prof. Henning Glaser
Thammasat University, Thailand

IMAM AS SYAFEI BUILDING
Faculty of Law, Sultan Agung Islamic University
Jalan Raya Kaligawe, KM. 4 Semarang, Indonesia

Organized by : Faculty of Law Sultan Agung Islamic University (UNISSULA) Semarang-Indonesia

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Indonesia, September 05th 2017

WORLD CLASS ISLAMIC UNIVERSITY
UNISSULA
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International Conference

5
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Sultan Agung Islamic University, Indonesia

Organized by : Faculty of Law UNISSULA Semarang-Indonesia

This Conference And Call Paper was held by the Faculty of Law, Sultan Agung Islamic University (UNISSULA) Semarang, on:

Day: Tuesday

Date : September 5th 2017

Time : 08:00 - 15:00 pm

Place : Imam AsSyafei Building 3rd Floor

Faculty of Law, Sultan Agung Islamic University, Semarang, Indonesia

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“LEGAL DEVELOPMENT IN VARIOUS COUNTRIES”**

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PREFACE

Assalamu'alaikum, Wr. Wb

First of all, let's say Thanks to Allah, who has been giving us guidance, happiness, healthy, and mercy, so we can finish this conference proceeding without any obstacles. Praise and salutation upon our prophet Muhammad saw the last messenger, the best figure of this universe; the person who was able to save us from Jahiliyah era.

We would like to extend our thanks to the invited speakers: **Prof. Henning Glaser from Thammasat University, Prof. Shimada Yuzuru from Nagoya University, Hilaire Tegan, Ph.D from Sorbone University, Prof. Dr. I Gusti Ayu Ketut Rachmi Handayani, MM from SebelasMaret University, Dr. Zaharudin from Universiti Utara Malaysia, and Dr. Anis Mashdurohatun, S.H., M.Hum from Sultan Agung Islamic University.**

This is our third International conference and call for paper held by Faculty of Law, Sultan Agung Islamic University. This annual conference tries to gain any information and studies done by academician and practitioner to be discussed as guidelines to exchange and discuss views on the most important recent on Legal Development happens in both developed and developing countries and its role in shaping a good future, and to discuss the challenges and practical aspects in integrating competition law enforcement and guidelines to develop legal state in accordance with the diversity of all countries around the world. We hope this conference brings benefit for both participants and our faculty.

We are pleased to have your critique, suggestion and correction in order to make us better. Finally, we do thanks to all who helped this conference. May Allah guide us to always develop useful knowledge for human being.

See you in our fourth International and call for paper next year.

Wassalamualaikum, Wr. Wb

Semarang, September 5th 2017

Chairman of the Committee,



Dr. Anis Mashdurohatun, S.H., M.Hum
NIDN : 06-02105-7002

GREETING FROM THE DEAN OF FACULTY OF LAW

As-salamu'alaikum Wr. Wb.

Thank to Allah SWT is an absolute act that we must say after conducting the International Conference and Call for Paper by theme: “**Legal Development in Various Countries**” which is held by Faculty of Law, Sultan Agung Islamic University (UNISSULA) Semarang, on September 5th 2017.

This conference tries to reviews different theories of legal development in order to highlight their similarities and differences. In the end, as in contract theories, no monist view of legal development possesses the explanatory power needed to understand how law has come to be and where it may take us in the future. What we do have is a foundation built on at least two millennia of legal history. The intellectual starting point for this project is Nathan Isaacs' unfinished work on a cycle theory of legal development. His view of legal development takes issue with Henry Sumner Maine's thesis that development in advanced legal systems is progressive in nature. And, more importantly for the current undertaking, that this progression is linear in nature. Instead, Isaacs' review of thousands of years of Jewish legal development indicated that legal development perpetually progressed in cycles.


Therefore, to discuss more about legal development or law reform, Faculty of Law, Sultan Agung Islamic University is confidence to conduct a conference by the theme “**Legal Development in Various Countries**” focusing on the development of law in both developed and developing countries and its role in shaping a good future.

Finally, we thank to the presenters, article senders, and comittee who have contributed in this event, so that this international seminar ran well.

Wassalamu'alaikum Wr. Wb.

Semarang, September 5th 2017

Dean,



Prof. Dr. Gunarto, SH, SE, Akt, M.Hum
NIDN.062004670

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PREVENT VIOLENT ONLINE VIDEO GAMES THROUGH LEGAL CONSTRUCTION

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ABSTRAK

Globalization development, especially information technology recent days brought to both positive and negative impacts. One of its negative impact is the rampant of violent online video games. The power of violent online video games can effect on gamers behaviours. It is because violent online games will form gamers behaviors through the violent online video games characters in those games. Of course, it will create the phenomenal violent in real life. It requires how the law would be able to overcome the rampant of violent online video games. Previously, information and electronic transaction is regulated by Act 11 of 2008 on Information and Electronic Transaction, then ratified by the Act 19 on 2016 on Information and Electronic Transaction. The study used socio-legal research method to give the analysis of legal construction to prevent violent online video games. The study found that Act 19 on 2016 on Information and Electronic Transaction is not able to prevent violent online video games.

Keywords: violent, online game, legal construction

A. Introduction

Once considered a defunct fad of the 1970s and 1980s, video games are now 30-year-old media phenomenon that has entered the cultural mainstream. No longer considered only children's toys, video games have become a significant cultural force crossing old demographic boundaries, and are now played on one form or another, online or off, by a majority of Americans (Pew Internet and American Life Project, 2002; State of the industry report 2000-2001, 2001). Over 60% of Americans play some form of interactive game on a regular basis, and 32% of the game playing population is now over 35 (State of the industry report). Financially, games have passed the motion picture industry in sales (Williams, 2002).

In Indonesia, violent online video games growing rapidly. Based on the research from 518 respondents (Usage, 2017) found that all of them liked to play games in their free time. This might be caused by the practical utilization to enjoy their leisure time effortlessly as 99,6 has smartphone. Of course, now a days, most of online games can be download easily in application store. It creates that from 25 billions online gamers in Indonesia, and approximately 11 billions of them play every day (APJII, 2014).

Whereas, violent online video games have so many impacts, either social and health impacts have followed (Dominick, 1984; Ellis, 1984; Fisher, 1994; Wartella & Reeves, 1983, 1985). These fears have risen alongside the rise of that violent online video games have become a particularly worrying source for many, with politicians, pundits, and media outlets focusing on the possible link between Internet game violence and real-world aggression (Marketing violence to children, 2000; Prepared Statement of L. Rowell Huesmann, 1999; Walsh, 2001).

Moreover it because law or regulation is our country Indonesia is not providing about violent online video games. That is why, the researcher will give an anylisis about this problem.

B. Research Method

The study used socio-legal research method to give the analysis of legal construction to prevent violent online video games. The study found that Act 19 on 2016 on Information and Electronic Transaction is not able to prevent violent online video games.

C. Result and Discussion

1. Violent Online Video Games Effect

An online game is a game used by some computer connections. Whereas, online video game means a video game uses some online computer connection. It needs quota internet to play the online video games. Recently, it changes to be violent video online games. Many people waste their free time to play this violent online video games. It is more interested because the gamers can see the picture and give more fantasy to the gamers. It cannot be denied that, violent online video games have so many impacts for the gamers.

Sherry's (2001) meta analysis indicated that the initial effects may wear out after a short period of time. What happens when the players participate in video-game violence for longer than 1 or 2 hours? The study duration of 1 month is the longest by far to date, and so offers an hour, and dissappear (or remain very small) after a month, the duration of strong effects becomes suspect. These findings cannot, of course, speak to any longer term processes that may be at work, as we have no evidence about the possible cumulative impact of exposure to violent video games over several months or years. This may be especially important given the observed trends output the increasingly violent nature of video games played by today's gamers (Knowlee et al., 2001; Thompson & Haninger, 2001). Thus, it is vital to examine whether the children who are currently playing them will grow up to be more aggressive

adults, a hypothesis that has received empirical support in the case of television violence (Huesmann, 1999; Huesmann et al., 2003).

The study shown that one type of violent game is having impact on young adults and adults(Williams & Skoric, 2005). For example, this game featured fantasy violence, while others featuring outer space or even everyday urban violence may yield different aoutcomes. Thus, if the content, context, and play length have some bearing on the effects.

The next impact of fantasy violence through violent video online games will create a new violence perpetrators. Someone who play since child until a young and adult will have aggressive in to violence. It because their habit to play and see the violences during their life. So, when something want to harsh them, they will try to practice it in order to defend their selves. As anti sosial also the impact of the addiction of violent online video games.

2. Regulation on Online Video Games

Online video games development in Indonesia is in a high freqwency, but in fact no one of Indonesia regulations is determined to accomodate it. Act 11 of 2008 on Information and Electronic Transaction, the one and only which regulate about information technology do not mention anything about violent online games. It is only regulate about principles and goals; information, document, and electronic signature; the organization of electronic certification and electronic system; electronic transaction; domain name, inteellektual property rights, and privacy protection; prohibited deeds; dispute resolution; government and society role; investigation and criminal provisions.

On the top of that, after the amendment of Act 11 of 2008 on Information and Electronic Transaction trough Act 19 of 2016 on the Amendment of Act 11 of 2008 on Information and Electronic Transaction is only focusing in prohibited deeds sanction changes. Prohibited deeds consist of:

- a) information and/or electonic document charge violates decency (Article 27 (1));
- b) information and/or electonic document charge gambling (Article 27 (2));
- c) information and/or electonic document charge insult and/or defamation (Article 27 (3));
- d) information and/or electonic document charge extortion and/or threatening (Article 27 (4));
- e) spreading hoax (Article 28 (1));
- f) spreading information intended to inflict hatred or hostility on specific individuals and/or groups of people based on ethnic, religious, racial, and intergroup (Article 28 (20));

- g) send information and/or electronic document which contains threats of personalized violence or scare (Article 29);
- h) access a computer and/or electronic system belongs to someone else in a way against the law in the goal of getting information and/or electronic document which breaking the security system (Article 30);
- i) interception or information and/or electronic tapping in a computer and/or electronic system belongs to someone else (Article 31 (1));
- j) interception or information and/or electronic document tapping not public from, to and in a computer and/or certain electronic system belongs to someone else which has not made any changes and/or stop transmissng information and/or electronic document, except in order law enforcement requested by police, attorney, and/or other law enforcement institution (Article 31 (2));
- k) changing information and/or electronic document belongs to someone else or public property and/or electronic document to not eligible others electronic system (Article 32);
- l) open the access of secret information and/or electronic document (Article 33);
- m) manipulate, create, change, lose, and destroy the information and electronic document in the aim of the information and/or electronic document as if authentic (Article 35);
- n) againts the law by doing deeds in Article 27 until 34 which results in harm to others (Article 36).

From all those provisions, no one of them regulate about video games.

D. Conclusion

Act 19 of 2016 on the Amendment of Act 11 on 2208 on Information and Electronic Transaction must be revised and its revision have to accomodate violent online games through norming violent online games as one of prohibited deeds.

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