

THE ROLE OF THE POLICE IN OVERCOMING MOTORCYCLE RACING ACTIONS THAT DISTURB ROAD USERS

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ABSTRACT

Efforts to eradicate the act of illegal racing on the road seemed endless. The police seem to be tireless in conducting raids on illegal races and they are also constantly making efforts to develop them. All methods have been tried, from the soft method to the rather hard approach. However, all the efforts and hard work of the authorities to eradicate the illegal races seemed meaningless. But the action of motor racing on the streets is still getting worse. In terms of efforts to overcome illegal racing behaviour which is very troubling to the community, law enforcement officers in this case the traffic police take preventive and repressive measures in tackling illegal racing actions. The implementation of law enforcement, especially the police, is obliged to maintain public order in order to create security and comfort in traffic. And providing a sense of security to every motorized vehicle driver, law enforcement is carried out by means of repressive efforts, which is an effort to combat illegal racing actions conceptually which was taken after the occurrence of the Illegal Racing Action. The sanction given is detention in accordance with Law No. 22 of 2009 and given a penalty in accordance with article 309, the sanction is a fine of Rp. 3,000,000.00, for a deterrent effect the police will hold the vehicle for 2 months. Countermeasures with repressive efforts are intended to take action against the perpetrators of crimes in accordance with their actions and improve them again so that they are aware that their actions are unlawful and detrimental to society.

Keywords: *Illegal Racing, Police; Preventive; Repressive Measures.*



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INTRODUCTION

Motorcycle racing is an activity carried out in an organized manner by conducting motorcycle competitions based on the type, speed, and engine capacity.

This activity is usually carried out as a hobby-type sporting event which will later lead to a profession if it is supported by the achievements of the racers and their supporters. Motorcycle racing is carried out in areas specifically designed to achieve safety in motorcycle racing itself. There are various types of sports that use motor racing facilities such as motocross, drag bike, and so on. Motor racing, we know in the term official races that have permission from the government (legal) and wild races (illegal). Usually, the official races are Road races, National Championships, Kejurda, Indoprix, and Yamaha Cup Races which are usually held in several regions in Indonesia, while wild races are unclear and cannot be ascertained, when and where the initial formation of wild racing action which later became a trend among teenagers recently.

In this day and age in the era of globalization, many things have changed, a small example of which is the association of teenagers which is a bit smudged and has no limits, many teenagers do negative things that are detrimental not only to themselves but also to others. For example, wild racing because today's teenagers have a high curiosity spirit that is influenced by movies or just wants to find a name and be said to be a champion, juvenile delinquency can be classified into deviant activities or negative activities that harm themselves and others, racing activities. The illegal activities carried out by teenagers are no longer foreign to the community, in fact for the lower class people, illegal racing is entertainment in itself, most of the perpetrators of this illegal racing are not just the middle class but all groups also enjoy this wild racing action.

The police as the executor as proclaimed by the National Police in its implementation requires always to be oriented to a service approach, respecting human rights, and building harmonious cooperation with the community. This harmonious cooperation will be realized if the cultural reform of the National Police continues to be directed at efforts to change the attitudes and behavior of each member and implement new strategies that are able to build public trust in the Police ([WIDYARINI, 2016](#)).

The National Police of the Republic of Indonesia has a fairly heavy task in preventing the occurrence of violations that are quite serious in preventing the occurrence of violations and crimes, serving the community, and protecting and bringing order to the community, in addition to administrative tasks within the State Police agency itself and assisting state security with the Army. Indonesian National Team in participating in national defense and security in a broad sense ([WIDYARINI, 2016](#)).

Efforts to eradicate the act of illegal racing on the road seemed endless. The police seem to be tireless in conducting raids on illegal races and they are also constantly making efforts to develop them. All methods have been tried, from the soft method to the rather hard approach. However, all the efforts and hard work of the authorities to eradicate the illegal races seemed meaningless. But the action of motor racing on the streets is still getting worse. Almost every night, the police routinely patrol and conduct raids. One of the targets is the perpetrators of illegal racing. The patrols are held at 'vulnerable' hours, namely at night, that's when usually teenagers and young people who are involved in illegal racing begin to take action.

Motorcycle racing activities are usually carried out without using safety and driving safety standards such as not installing the motor body, headlights, brake lights, directional lights, tires that are not standard sizes, loud exhausts, and not wearing helmets and jackets as a means of driving safety. Adib Bahari stated that motorcycles must be complete, this is due to the rule of Article 285 paragraph (1), that everyone who drives a motorcycle on the road must meet technical and road-worthy requirements which include rearview mirrors, horns, headlights, brake lights, headlights directions, reflectors, speed gauges, exhaust and tire tread depth ([Bahari, 2010](#)). Incomplete motorcycle equipment can cause discomfort and disturbance in order

Law No. 22 of 2009 concerning Road Traffic and Transportation, which contains provisions prohibiting illegal racing, namely Article 115 letter b of Law No. 22 of 2009 which affirms "Drivers of motorized vehicles on the road are prohibited from racing with other vehicles", and in Article 297 of Law Number 22 of 2009 concerning Road Traffic and Transportation which affirms "Everyone who drives a motorized vehicle racing on the road as referred to in Article 115 letter b shall be punished with imprisonment for a maximum of 1 (one) year or a fine maximum Rp.3,000,000.00 (three million rupiah)", and fulfills the elements of a criminal act in Article 503 paragraph (1) of the Criminal Code (KUHP) ([Wulandari, 2019](#)). But the reality is that the action of wild races in Bone is getting more brutal as happened in Jalan Jenderal Sudirman, Blue Village, Tanete Riattang District, where wild races are held every Sunday night and make residents feel very disturbed by the wild races.

RESEARCH METHOD

This research is included in qualitative research with an empirical normative approach, namely reviewing and analyzing data based on facts found in the field from the point of view of legislation and the provisions outlined by government regulations ([Zainal, 2004](#)).

Sources of data used in this study are as follows:

1. Primary data

It is data obtained directly through interviews with police officers.

2. Secondary Data

Data were taken as support or appeal material to understand primary data, such as books, online media, documents, print media, research results, and data also obtained by the author in various works of literature in the library of the Faculty of Law, Hasanuddin University, ect. related to this research.

RESULT AND DISCUSSION

A. Factors Causing Wild Racing

The tendency of teenagers to do something sometimes cannot be fulfilled because it is hindered by religious provisions and customs in the community. The contradiction is more visible when you want something only according to your taste and will. They dress immodestly, watch movies and have bad

manners even though all of these actions are against religious provisions and universal values.

Seeing this illegal racing action is not a positive action or a work that can be imitated, because this illegal racing action is very detrimental to the perpetrators themselves and can even harm others. The factors that cause the occurrence of illegal racing actions can be caused poor self-control of adolescents who cannot control the desire to find identity by doing new things and also weakening social control due to the failure of families, environments, schools, and law enforcement to perform its control function.

Illegal motorcycle racing is a very risky and dangerous activity because it is carried out without adequate safety standards such as the use of helmets, jackets, and protective gloves as well as motorcycle accessories such as mirrors, lights, and inadequate engines. In addition, the action of speeding on public roads also triggers congestion it can disrupt the smooth flow of traffic around it. Not infrequently illegal motorcycle racing also causes accidents that cause casualties, both injured and dead.

Teenagers choose to do illegal racing on public roads due to the absence of facilities in the form of an official racing circuit provided by the government and a large amount of capital needed to become a racer.

Illegal racing action is regulated in 115 letter b which reads "driver of motorized vehicles on the road is prohibited from racing with other vehicles", and Article 297 of Law Number 22 of 2009 concerning Road Traffic and Transportation, which reads "everyone who driving a motorized vehicle racing on the road" as referred to in Article 115 letter b shall be punished with a maximum imprisonment of 1 (one) year or a maximum fine of Rp. 3,000,000.00 (three million rupiah) ([Panggabean, 2021](#)).

The results of the interview with the youth (Andi) said:

"One of the factors that cause young people to take part in wild races on the highway is because they are looking for sensation, seeking people's attention, betting money, wanting to feel great, wanting to be praised, having fun because they have nothing to do, that's why young people do wild races. Young people who do not think long about what will happen in the future even though the consequences are very fatal can endanger their child. In addition to risking money, prestige, and self-respect, these racers are also risking the honour of the community they belong to. If they can win a wild race, they will automatically raise the motorcycle community so that it is more famous. As a result, the viewers who watch can be interested in joining the community."

There are many main factors that encourage the occurrence of wild races, namely:

1. The absence of racing circuit facilities, the absence of circuit facilities for racing, makes this automotive lover choose a public highway instead, if available it usually has to go through a long process.
2. Fun and adrenaline for the perpetrators of wild races say they get pleasure from the thrill of wild racing, there is an extraordinary feeling that cannot be described when the race is over.

3. Family and environment lack of parental attention, problems occur in the family, or too much attention from parents to children, and so on. It can also be a motivating factor for children to engage in negative activities such as wild racing. In addition, the influence or invitation of friends can also be a factor.

As for the negative impacts resulting from illegal racing which also harms others, namely:

1. Have the effect of disrupting the smooth running of the highway;
2. Disturbing the peace of the surrounding community due to exhaust sound;
3. Harm parents and make parents worry; d. Can trigger a brawl between motorcycle gangs;
4. Trigger betting and gambling;
5. Contribute to the number of traffic accidents; and
6. The heaviest impact is the loss of life.

Environmental factors that make each other feel better. The study of juvenile delinquency related to illegal racing is important to study at least due to several things, including:

1. That illegal racing which is a phenomenon among teenagers has caused a lot of harm to society. Many fatalities resulted from this illegal racing behaviour.
2. That although there have been victims who have harmed the perpetrators and the community, but until now these acts are still happening. For this reason, it is necessary to study further how the law works to overcome this problem.

Another factor of the proliferation of illegal racing is the situation in which people now easily own a motorbike. Not because of the price, but with a credit system through leasing, people can easily have the motorbike they want. Plus, the current modification of the motorcycle engine has been developed in such a way with easy internet access to find the necessary information on the motorcycle parts, including how to modify it.

B. Police Efforts in Tackling Illegal Racing Act

The crime of wild racing committed by motorcycle gangs basically can be reduced in number, but eliminating it is very difficult. Therefore, the efforts of law enforcement officers, especially members of the Samarinda Police in overcoming the level of development of illegal racing carried out by motorcycle gangs, in general, can be carried out with preventive and repressive efforts.

The perpetrators of this illegal race are indeed disturbing, not only for local residents but also for the authorities. Because the actions of the perpetrators of this illegal race are considered to have harmed many other road users. So, it is not surprising that the public finally urged the police to take firm action regarding this issue. Indeed, there are police who are really serious about

responding to this illegal racing case to enforce discipline in traffic, but there are people who take advantage of raids that are held to make money.

Because the police have tried to disperse the illegal race and arrest the racers. But it seems that this is not enough, because wild races are still happening regularly. The longer the action of the wild race the more daring. As law enforcement officers, especially the police, they are obliged to maintain public order in order to create security and comfort in traffic. And provide a sense of security to every motorized vehicle driver by being committed to tackling illegal racing actions and implementing the Law of the Republic of Indonesia Number 22 of 2009 concerning Road Traffic and Transportation so that it is obeyed by every community who will use the road and public road users.

Mr. Budi Santoso as Head of Dikyasa Traffic Police of Samarinda said: “The sanction given is detention in accordance with Law No. 22 of 2009 and given a penalty in accordance with article 309, a fine of Rp. 3,000,000, - for a deterrent effect the police detain the vehicle for 2 months. The steps to prevent illegal racing from the traffic side explained by Mr. Budi Santoso are to coordinate with the District, Kelurahan, RT, RW, local residents by patrolling at night between 11 pm and 4 am where the wild race is carried out by teenagers by holding a race in a special arena to channel their wild racing action.”

In the Law of the Republic of Indonesia Number 22 of 2009 concerning Road Traffic and Transportation Article 21 which reads:

1. Every road has a nationally established maximum speed limit
2. The highest speed limit as referred to in paragraph (1) is determined based on residential areas, urban areas, inter-city roads, and freeways.
3. For safety considerations or other special considerations, the Regional Government may determine the local highest speed limit which must be stated with a Traffic Sign.
4. The lowest speed limit on expressways is set with an absolute limit of 60 (sixty) kilometres per hour in free flow conditions.
5. Further provisions regarding the speed limit as referred to in paragraph (1) and paragraph (2) shall be regulated by a government regulation.

Based on the law above, it is said that article 21 regulates the speed limit that must be obeyed by motorized vehicle drivers, both two-wheeled, four-wheeled and above 4-wheeled. . Another article that regulates illegal racing is Article 11 of the Law of the Republic of Indonesia Number 22 of 2009 concerning Road Traffic and Transportation which reads:

“Drivers of Motorized Vehicles on the Road are prohibited from: 1) Driving vehicles exceeding the maximum allowed speed limit as referred to in Article 21; and/or 2) Racing with other motorized vehicles”

From the wild races carried out by the teenagers, there were several specifications with the motorcycles of each teenager, there were several characteristics used, namely their motorcycles were not equipped with mirrors, the motorcycle tires of the teenagers were not up to standard or with small tires

that did not fit the size, then the motorcycle which is no longer suitable or the motor body is removed, it is also lighter when driving faster, the motor vehicle documents are not complete and the motorcycle headlights and motorcycle taillights are not equipped.

The public also has an obligation to maintain public order in traffic as stipulated in the Law of the Republic of Indonesia Number 22 of 2009 concerning Traffic and Road Transportation Article 256 which reads: "First, the public has the right to participate in the administration of road traffic and transportation. Second, the participation of the community as referred to in paragraph (1) is in the form of: a) Monitoring and safeguarding the Security, Safety, Order, and Smoothness of Traffic and Road Transportation; b) Inputs to the agencies that foster and administer Road Traffic and Transportation at the central and regional levels in the refinement of regulations, guidelines, and technical standards in the field of Road Traffic and Transportation; c) Opinions and considerations to the agencies that foster and organize Road Traffic and Transportation at the central and regional levels on Traffic and Road Transport operations that cause environmental impacts; and d) Support for the implementation of Road Traffic and Transportation"

Mistakes in society that cause social control that is not good for children or when the child is a teenager. Because education greatly affects the development factor for children, considering there is such a thing as prestige in society and even in the school environment. Seeing this illegal racing action is not a positive action or a work that can be imitated, because this illegal racing action is very detrimental to the perpetrators themselves and can even harm others. The factors that cause the occurrence of illegal racing actions can be caused poor self-control of adolescents who cannot control the desire to find identity by doing new things and also weakening social control due to the failure of families, environments, schools, and law enforcement to perform its control function.

Wild racing is a very risky and dangerous activity because it is carried out without adequate safety standards such as the use of helmets, jackets, and protective gloves as well as motorcycle accessories such as mirrors, lights, and inadequate engines. In addition, the action of speeding on public roads also triggers congestion it can disrupt the smooth flow of traffic around it. Not infrequently also illegal motorcycle racing causes accidents that cause casualties, both injured and dead.

One of the factors that cause young people to take part in wild races on the highway is because they are looking for sensation, seeking people's attention, betting money, wanting to feel great, wanting to be praised, having fun because they have nothing to do, that's why young people do wild races. Young people who think without thinking even though the consequences are very fatal can harm the child. In addition to risking money, prestige, and self-esteem, the perpetrators of this illegal race also risk the honor of the community they follow. If they can win a wild race, they will automatically raise the motorcycle community so that it is more famous. As a result, the viewers who watch can be interested in joining the community.

The action of illegal racing among teenagers in Samarinda City can fulfill the elements of a criminal act, as regulated in Article 297 of Law Number 22 of 2009 concerning Road Traffic and Transportation, which reads "everyone who drives a motorized vehicle race on the road" as referred to in Article 115 letter b shall be sentenced to a maximum imprisonment of 1 (one) year or a maximum fine of Rp. 3,000,000, - (three million rupiah).

In terms of efforts to overcome illegal racing behavior which is very disturbing to the community, law enforcement officers in this case the traffic police must make several efforts. As stated by E.H. Sutherland and Cressey in Widyarini (2015: 51) that there are two methods used, namely:

1. Preventive Effort

Preventive countermeasures are carried out to prevent or stem the problem before it occurs, so that the problem does not occur the first time, efforts are made by community leaders to overcome so that there is no illegal race.

Based on the results of an interview with Mr. Budi Santoso as the Head of Dikyasa Traffic Unit of the Samarinda Police, he said:

“Prevention is carried out preventively by providing counselling to schools, such as: SMP, SMA and Universities. Provide an explanation that illegal racing is an unlawful act. Wild racing is very disturbing the peace of other people / other riders who use the road. And give about safe traffic rules”

In preventive efforts, it is how we do a positive business, and how we create conditions such as economic and environmental conditions as well as community culture which becomes a dynamic force in development and not vice versa, such as causing social tensions that encourage deviant acts. that is how to increase public awareness and participation that security and order are a shared responsibility.

Preventive crime prevention is also a preventive measure before a crime occurs. This preventive action seeks to eradicate the crime by eliminating everything that is the cause of the occurrence of a crime. In other words, the offender's opportunities are prevented.

The preventive measures taken include:

- a. Improving the handling of areas prone to illegal racing crimes, this effort is made to anticipate by placing members at every point prone to illegal racing actions.
- b. Carry out routine patrol activities. This is done in order to create a sense of security and peace for the community and not to worry about illegal racing, especially at night.
- c. Take action quickly on reports from the public regarding illegal racing or speeding on the highway that occurred in the City of Samarinda.
- d. Conduct raids on liquor sellers. This effort is intended to reduce crimes committed by motorcycle gangs, because motorcycle gang members before carrying out their actions, they "party alcohol" first.

- e. Calling on all levels of society to immediately report to the authorities, if there is a crime of illegal racing which is usually carried out by motorcycle gangs.
- f. Conduct counseling in schools. This is related to the routine program launched by the Samarinda City Police Chief so that good students can avoid and stay away from illegal races.

2. Repressive Effort

The repressive effort is an effort to conceptually overcome the illegal racing action taken after the Illegal Racing Action takes place. The sanction given is detention in accordance with Law No. 22 of 2009 and given a penalty in accordance with article 309, the sanction is a fine of Rp. 3,000,000, - for a deterrent effect the police detain the vehicle for 2 months.

Countermeasures with repressive efforts are intended to take action against the perpetrators of crimes according to their actions and correct them again so that they are aware that their actions are unlawful and detrimental to society, so they will not repeat it and other people will not do it because the sanctions that will be borne are very heavy.

Basically, there are three main ideas about the goals to be achieved in a sentence, namely:

- a. To improve the person of the convict,
- b. To make perpetrators a deterrent to committing crimes,
- c. To make certain criminals capable of doing other jobs, after they are released from prison.

The repressive efforts to tackle illegal racing crimes by illegal racing participants include:

- a. To pursue and arrest criminal suspects.
- b. Conducting an examination of the suspect along with other evidence of efforts in the context of investigating the case, and then the case file will be transferred to the District Attorney for further processing.

CONCLUSION

Illegal motorcycle racing is a risky and dangerous activity because it is carried out without adequate safety standards, such as the use of helmets, jackets, and protective gloves as well as motorcycle accessories such as mirrors, lights, and inadequate engines. In addition, the action of speeding on public roads also triggers congestion. Hence, it can disrupt the smooth flow of traffic around it. Frequently illegal motorcycle racing also causes accidents that cause casualties, both injured and dead. The role of the police in tackling illegal racing is very much needed.

The implementation of law enforcement, especially the police, is obliged to maintain public order in order to create security and comfort in traffic. And to provide a sense of security to every motorized vehicle driver, law enforcement is carried out by repressive efforts, which is an effort to overcome the illegal racing action conceptually which was taken after the Illegal Racing Action took place. The sanction given is detention in accordance with Law No. 22 of 2009 and given a

penalty in accordance with article 309, the sanction is a fine of Rp. 3,000,000.00, for a deterrent effect the police will hold the vehicle for 2 months. Countermeasures with repressive measures are intended to take action against the perpetrators of crimes according to their actions and improve them again so that they are aware that their actions are unlawful and detrimental to society.

REFERENCES

- Bahari, Adib. (2010). Tanya Jawab Aturan Wajib Berlalu Lintas. *Pustaka Yustisia, Jakarta*. [Google Scholar](#)
- Panggabean, Nina Rahma. (2021). *Peran Polsek Tampan Kota Pekanbaru Dalam Menertibkan Balap Liar Berdasarkan Undang-undang Nomor 22 Tahun 2009 Tentang Lalu Lintas dan Angkutan Jalan Menurut Fresfektif Fiqih Siyasah*. UNIVERSITAS ISLAM NEGERI SULTAN SYARIF KASIM RIAU. [Google Scholar](#)
- WIDYARINI, MARSHA CHIKITA. (2016). *Kajian Sosiologi Hukum Terhadap Peran Kepolisian Dalam Menanggulangi Balapan Liar Di Kalangan Remaja Di Kota Makassar*. [Google Scholar](#)
- Wulandari, Dhya. (2019). Peranan Kepolisian Dalam Penanggulangan Balapan Liar Menurut Undang-Undang Nomor 22 Tahun 2009 Tentang Lalu Lintas Dan Angkutan Jalan (Studi Kasus Di Polres Bone). *Jurnal Al-Dustur, 1(1)*. [Google Scholar](#)
- Zainal, Asikin. (2004). *Amiruddin. Pengantar metode penelitian hukum*. Jakarta: PT Raja Grafindo Persada. [Google Scholar](#)