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- M.Dh. singkatan dari Manawa Dharmasastra, merupakan salah satu kitab suci agama Hindu yang tergolong dalam Kitab Smerti yaitu kitab-kitab yang tidak memuat wahyu Tuhan, melainkan kitab yang ditulis berdasarkan pemikiran dan renungan manusia, seperti misalnya kitab tentang ilmu astronomi, ekonomi, politik, kepemimpinan, tata negara, hukum, sosiologi, dan sebagainya. Kitab-kitab Smerti merupakan penjabaran moral yang terdapat dalam kitab Sruti
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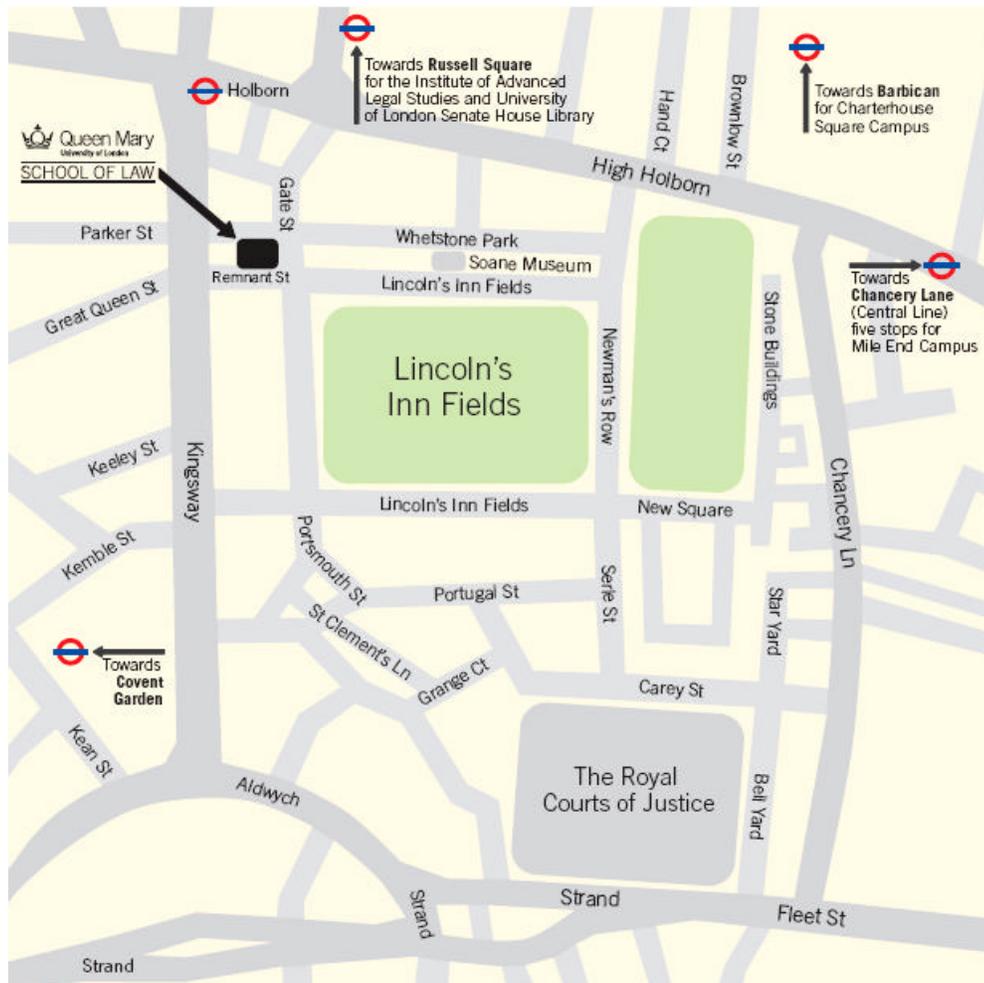
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Gambar 1

Peta Lokasi Queen Mary, University of London, Lincoln's Inn Field,
Postgraduate Law Campus, London



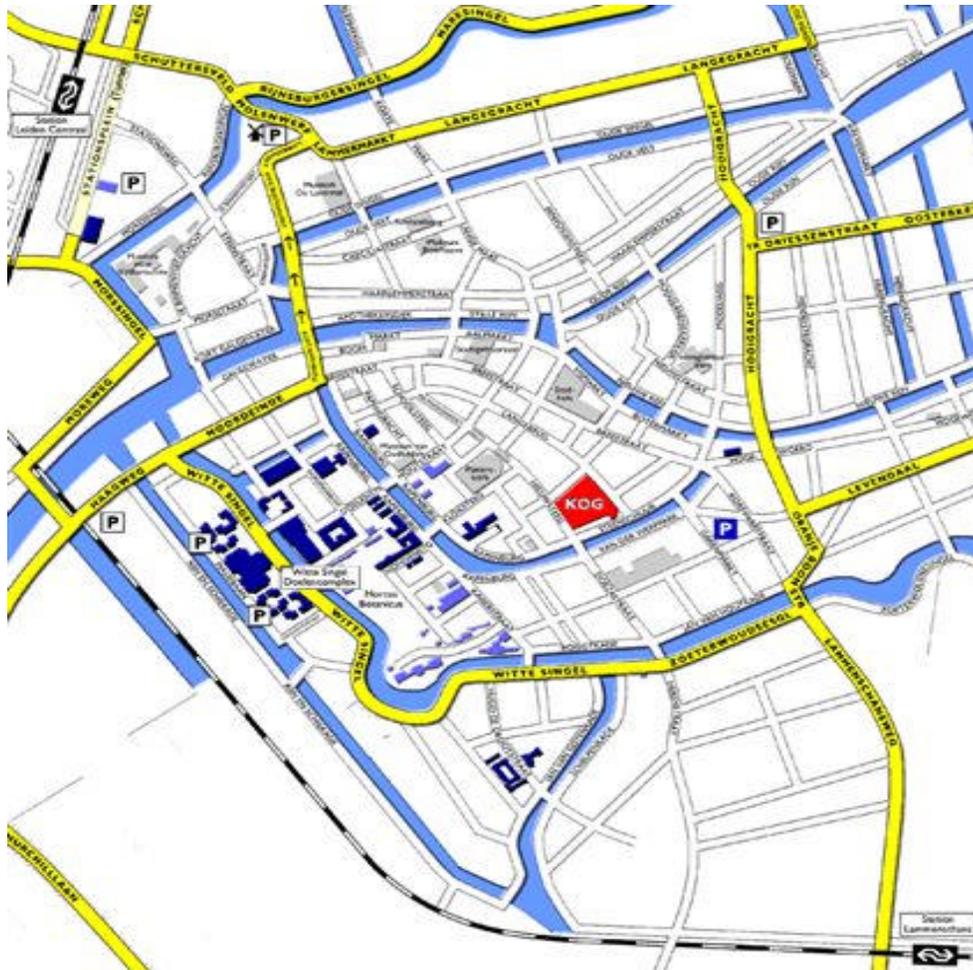
School of Law (Lincoln's Inn Fields Campus)
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Gambar 2

Peta Lokasi Van Vollenhoven Institute

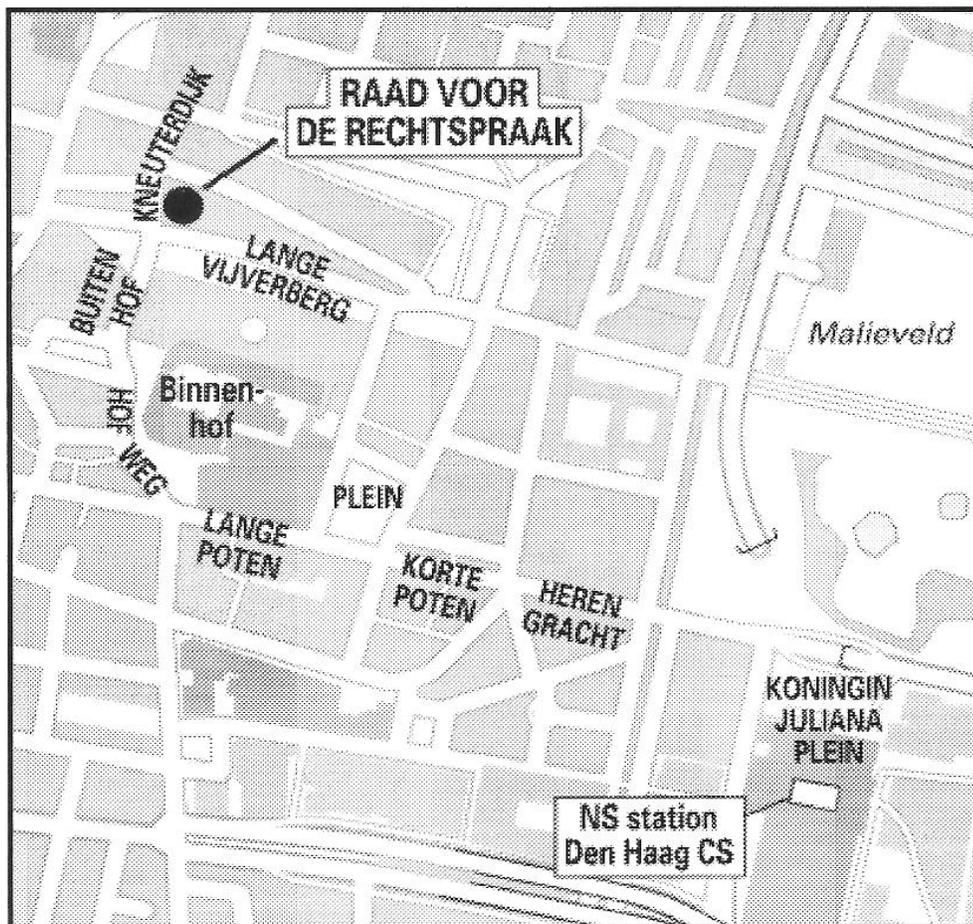
Library Universiteit Leiden



Gambar 3

Peta Lokasi Gedung Raad Voor De Rechtspraak,
Lange Vijverberg Kneuterdijk Straat, Den Haag

Routebeschrijving



Daftar pertanyaan dalam rangka Penelitian:

1. Does Netherland's judges have their own profession organization as in Indonesia? (Indonesian judges have IKAHI – Indonesian Judge Association)
2. Does Netherland's judicial code of conduct compose by the Netherland's judge profession organization or by another institution (e.g. Judicial Commission)?
3. How does the judicial code of conduct formed, what / which parties involved in the formation of Netherland's judicial code of conduct ?
4. How does the influence of internal and external factors towards the formation of Netherland's judicial code of conduct?
5. What kind of matters regulated in the Netherland's judicial code of conduct?
6. What kind of sanctions exists in the Netherland's judicial code of conduct?
7. In your opinion, is the Netherland's judicial code of conduct effective enough in maintaining judicial (judges) integrity and professionalism? What kind of matters & sanction shall be regulated in an ideal judicial code of conduct?

8. In your opinion, what is the most appropriate form of the judicial code of conduct? Shall it take the form of code, law, rule or regulation? Why?
9. How does the system and procedure of judge supervision in Netherland?
10. Is the internal supervision towards Netherland's judges conducted by its court leadership or by another institution?
11. How does the mechanism of judge supervision which is conducted by internal supervisor?
12. How does the mechanism of judge supervision which is conducted by external supervisor?
13. How does the role of the public?
14. Is there any limitation toward the authority of the Netherland's judge supervisor institution authority?
15. What are the tasks, functions and authorities of the Netherland's internal judge supervisor institution?
16. What are the tasks, functions and authorities of the Netherland's external judge supervisor institution?

17. In your opinion, what factors are tend to determine the judges infringement of judicial code of conduct: personal quality of the judge or regulation and supervision mechanism weakness?
18. In your opinion, what shall be done to anticipate / minimize that judicial code of conduct infringements?
19. In your opinion, which one is more principal: strengthening the judicial code of conduct; or, increasing the judges' welfare?
20. Is there Judicial Commission in the Netherland?
21. How does the composition of Judicial Commission board / membership?
22. How does the membership of Netherland's Judicial Commission, how many members do it has? Does the members recruited from particular elements, e.g. judge, lawyer or other elements of the society?
23. What are the tasks, functions and authorities of the Netherland's Judicial Commission?
24. How far is the Netherland's Judicial Commission's authority?
25. Does the Netherland's Judicial Commission authority include the authority to give sanction or only to recommend a sanction?
26. How does work mechanism Netherland's Judicial Commission?

27. What is the role of Netherland's Judicial Commission in running the function of Netherland's judicature system?
28. How does the Netherland's Judicial Commission operates, particularly in carrying out supervision toward judges?
29. Please explain about "The Judicial Commission Rules of Procedure", about its scope, jurisdiction and mechanism?
30. What conducts are considered as judicial code of conduct infringement in Netherland's judicature system?
31. What are the limits of the Netherland's judge extrajudicial activity?
32. Does the Netherland's judicial code of conduct applied equally towards all judges (districts court judge, appellate court judges and Supreme Court judges)? Or, is there any different treatment for those three level of judiciary in maintaining the judicial code of conduct?
33. How far is the effectiveness of Netherland's judicial code of conduct in maintaining judge's integrity and professionalism?
34. In your opinion, what factors determine the effectiveness of judicial code of conduct in maintaining judge's / court's integrity and credibility?

35. In your opinion, does Netherland's judicial code of conduct really relevant and needed to maintain authority, dignity and judge profession glory?
36. How far is the Judicial Commission role in runing supervision mechanism towards judge behaviour?
37. Actually, if considered from the religion point of view, especially christian, holly bible contains many basic principles for judge to behave or, even, to bring justice for the society. For example as writed in:

a. Repetition 16 (Deuteronomy) Verse 19:

"You shall not pervert justice, you shall not show partiality, nor take a bribe, for a bribe blinds the eyes of the wise and twists the words of the righteous".

b. Repetition 16 (Deuteronomy) Verse 20:

"You shall follow what altogether just, that you may live and inherit the land which the lord your god is giving you"

c. Keluaran 23 ayat 8 (Exodus 23:8)

"And you shall take no bribe, for a bribe blinds the discerning and perverts the words of the righteous"

d. Imamat 19: ayat 15 (Leviticus) 19 ayat 15

"You shall do no injustice in judgment; you shall not be partial to the poor, nor honor the person of the mighty. In righteousness you shall judge your neighbor"

e. Timotheus 6 Ayat 10

"For love of money is the root of all kinds of evil, for which some have strayed from the faith in their greediness, and pierced themselves through with many sorrows".

Ayat 11:

"But you, oman of God, flee these things and pursue righteousness, goodliness, faith, love, patience, gentleness"

f. Galatia 6 Ayat 10

"Therefore, as we have opportunity, let us do good to all especially to those who are of the household of faith"

g. Roma 12 Ayat 17

"Repay no one evil for evil. Have regard for good things in the sight of all men".

38. How does the form and format of "Judicial Commission Complaint Form" if there is problem concerning judge's behaviour?
39. What are the main tasks of the Netherland's Judicial Commission in the Netherland's judicature system?
40. When the people experience/find an error / judge disability in the course of conference, to whom shall they submit their complaint or objection? Shall they submit their complaint to the relevant court leadership (high court or Supreme Court) or to Judicial Commission?
41. Please explain about the scope of Judicial Commission's authority and jurisdiction? Is there certain boundaries (for example, the Commission authority and jurisdiction is limited to 1 high court) or cover entire countries?

LAMPIRAN

DAFTAR LAMPIRAN

1. Daftar Riwayat Hidup
2. Peta lokasi penelitian di Inggris dan Belanda
3. Daftar pertanyaan wawancara penelitian di Inggris dan Belanda
4. Pedoman Perilaku Hakim (Code of Conduct)
5. Jadwal penelitian
6. Judicial Impartiality Guidelines
7. The Bangalore Principles of Judicial Conduct 2002 dan Terjemahannya.