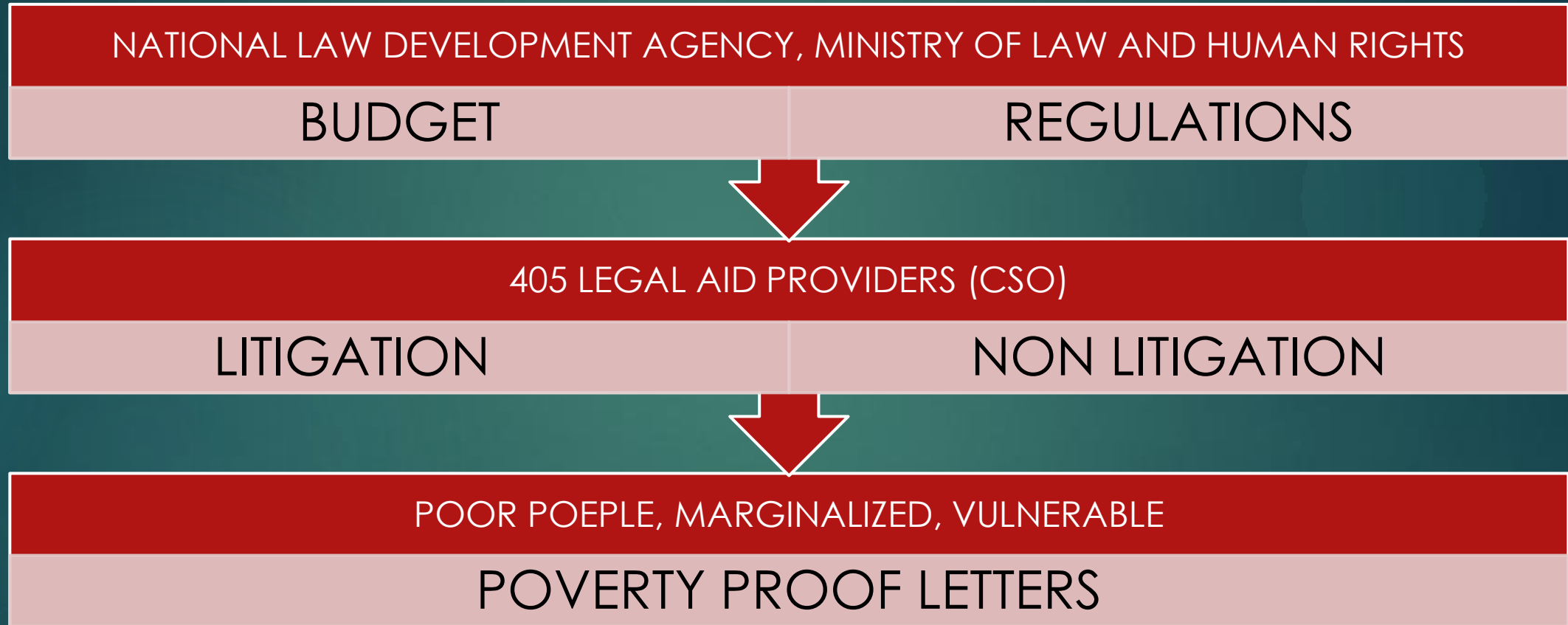




Legal aid for Migrant Workers in Indonesia

KRISTOMO CONSTANTINUS
DEPUTY DIRECTOR OF LEGAL AID,
MINISTRY OF LAW AND HUMAN RIGHTS
REPUBLIC OF INDONESIA

LEGAL AID SCHEME



Legal aid service

Litigation

Criminal
Private
Administration

Non litigation

- 1 Consultation,
2. Mediation,
3. Negotiation,
4. Investigation,
5. Out-of-court Custody,
6. Document drafting,
7. Legal awareness campaign,
8. Legal research
9. People legal empowerment

LEGAL AID PROVIDERS

- ▶ A = 13 LAP
- ▶ B = 61 LAP
- ▶ C = 331 LAP

- ▶ **Total = 405 LAP**

ADVOCATES AND PARALEGALS

Advocates: 2070

Paralegals: 2250

ACCESS TO JUSTICE

Goal

Public legal awareness
(MID TERM National Development)

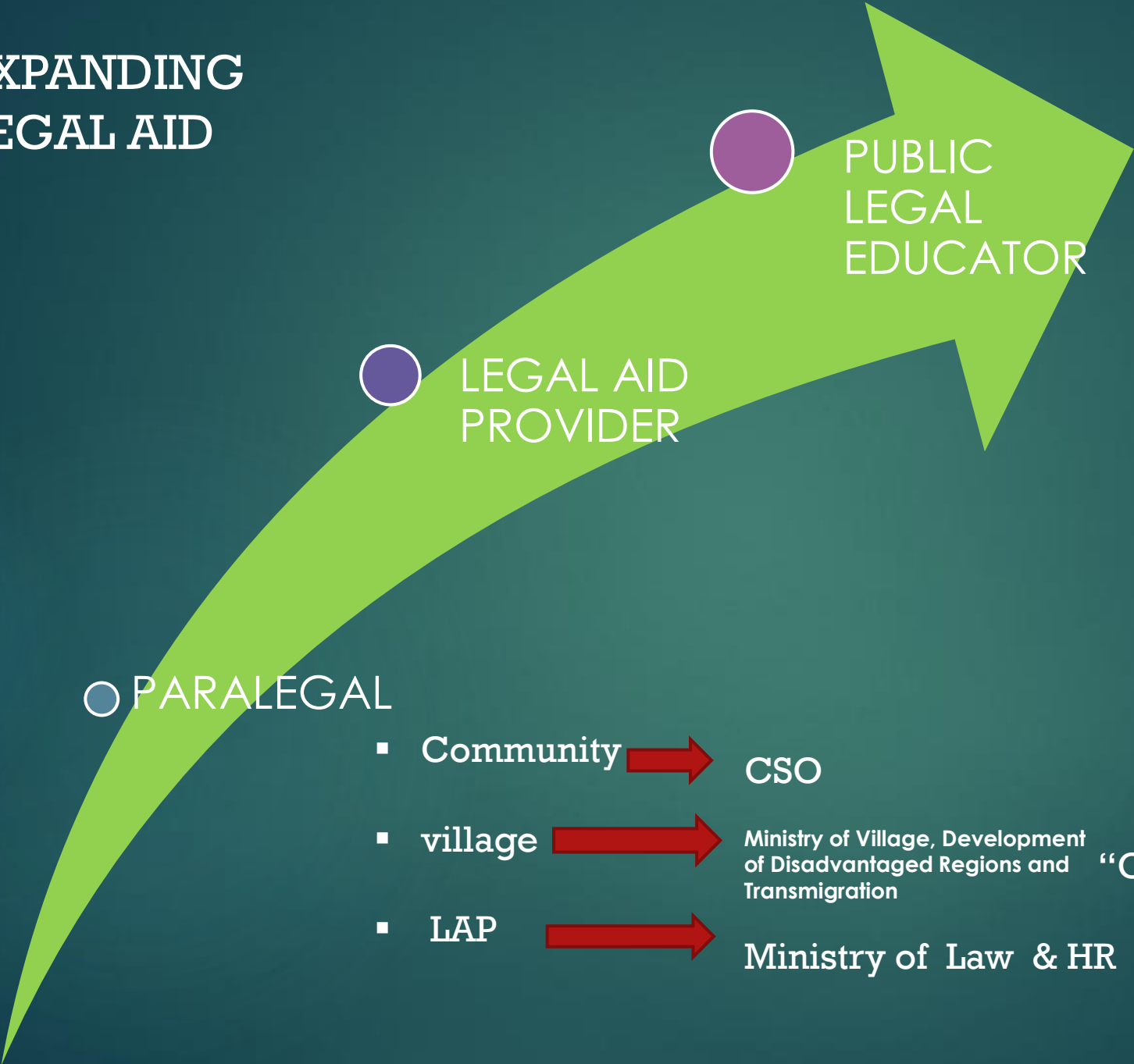
EXPANDING LEGAL AID

○ PARALEGAL

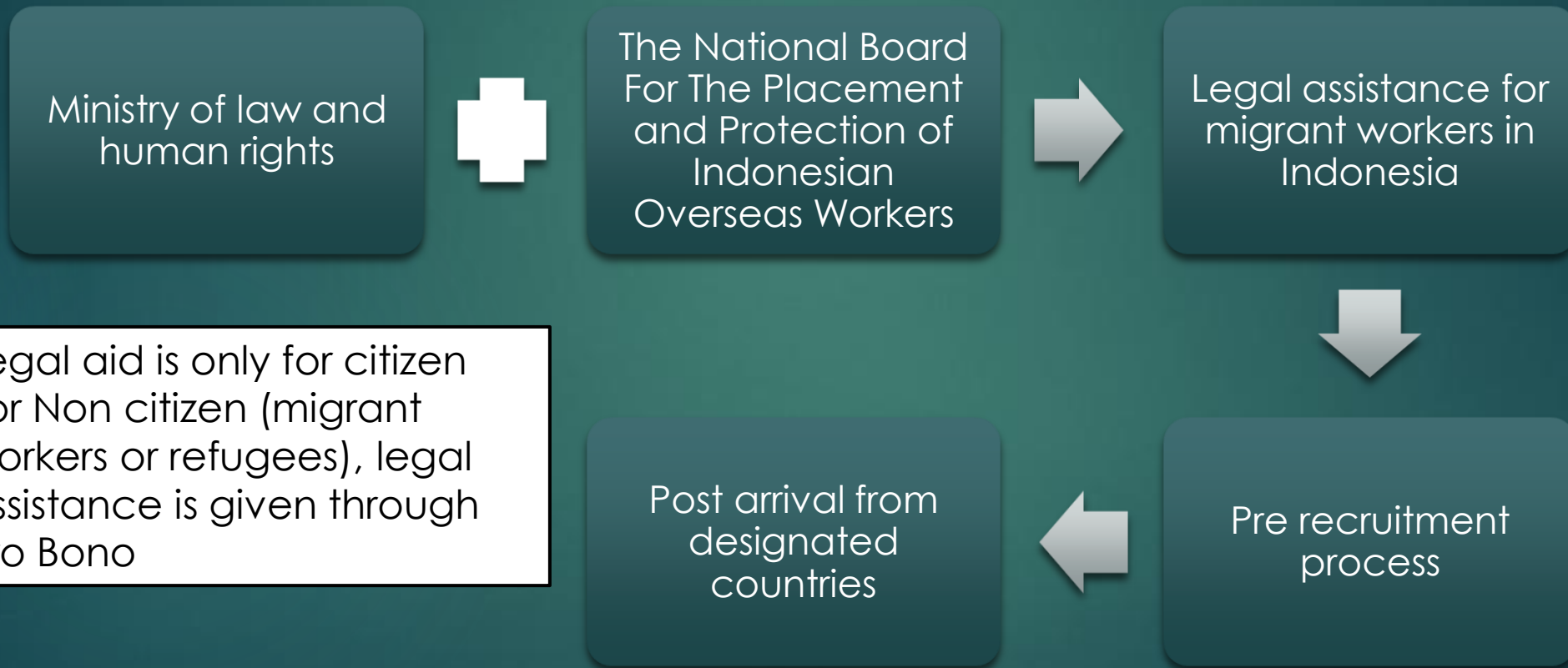
- Community → CSO
- village → Ministry of Village, Development of Disadvantaged Regions and “OVOP” Transmigration
- LAP → Ministry of Law & HR

○ LEGAL AID PROVIDER

○ PUBLIC LEGAL EDUCATOR



MoU 18 May 2017 on Legal Aid



- Legal aid is only for citizen
- For Non citizen (migrant workers or refugees), legal assistance is given through Pro Bono

Recruitment Process

- Legal awareness campaign on destination country law, contract etc
- consultation

Post Arrival

- Non litigation
- Litigation
- (For migrant workers and their families)

Training for Paralegals



- Paralegals are from Migrant Workers Family Groups
- Paralegals are trained to assist Migrant Workers in villages, give legal information in recruitment process, make sure the workers follow formal process to work overseas, and give legal assistant in post arrival
- paralegals then should join Legal Aid Providers

Indonesian Workers in Taiwan Cases in 2018

- ▶ 2017: 1.529, 1 466 cases settled (95,9%)
- ▶ Per 1 November 2018: 696 cases, 579 cases settled (83,2 %)

Top cases professions



Overcharging

payment

caregiver

Manufacture

fishermen

* Data from The National Board For The Placement and Protection of Indonesian Overseas Workers 2018

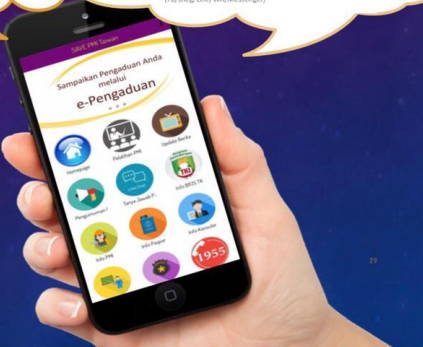
Legal aid from Taiwan LAF

Akses dan Tools Informasi Pengaduan PMI

KDEI Taipei membuka akses informasi dan pengaduan seluas-luasnya kepada PMI di Taiwan


Website
Website Utama KDEI Taipei menyajikan informasi seputar ketenagakerjaan, hukum dan keimigrasian
<http://kdei-taipei.org/>

Media Sosial / App Mobile
Tidak dapat dipungkiri, media sosial sangat luas pengaruh dan jangkauannya.
Dalam rangka mendekatkan diri dan mendengarkan langsung pengaduan dari PMI telah dibuka akses (status unofficial) untuk pengaduan melalui media sosial dan aplikasi mobile (FB/Blog/Line/WA/Messenger)



Chanel Informasi dan Pengaduan | Media Sosial (FB/Blog/Line/WA/Messenger)

CHANEL PENGADUAN PMI DI TAIWAN :
"SAVE PMI TAIWAN"
~ SARANA ADVOKASI & EDUKASI PMI TAIWAN ~



SAMPAIKAN PENGADUAN ANDA!

- most of cases were assisted by Taiwan LAF
- Channels for Legal information, complain and report is also provided by Indonesian Economic and Trade Office to Taipei (KDEI)