

INTISARI

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EFEKTIVITAS PERAN *WILAYATUL HISBAH* (WH) KOTA LHOKSEUMAWA TERHADAP PENEGAKAN HUKUM TINDAKAN HUBUNGAN SESAMA JENIS

(Prof. Dr. Malahayati, S.H., LL.M. dan Laila M. Rasyid, S.H., M.Hum)

Hubungan sesama jenis merupakan salah satu *jarimah* yang diatur dalam *Qanun* Aceh Nomor 6 Tahun 2014 tentang Hukum *Jinayat*. Meskipun telah diatur dan diberikan sanksi yang tegas, kasus hubungan sesama jenis masih ditemukan di kota Lhokseumawe dan mengalami peningkatan dari tahun 2023 hingga 2024. sehingga perlu dilakukan kajian mengenai efektivitas peran *Wilayatul Hisbah* dalam penegakan hukum terhadap tindakan tersebut. Tujuan penelitian ini adalah untuk mengetahui peran *Wilayatul Hisbah* kota Lhokseumawe dalam penegakan hukum tindakan hubungan sesama jenis, mengidentifikasi hambatan yang dihadapi dalam pelaksanaannya, serta menganalisis upaya yang dilakukan untuk mengatasi hambatan tersebut. Metode yang digunakan dalam penelitian ini adalah yuridis empiris, metode yuridis empiris digunakan untuk menyelesaikan permasalahan yang ada dengan menganalisis situasi aktual di masyarakat. Pendekatan hukum mengikutsertakan penggunaan sumber-sumber hukum utama, pendukung dan penyelenggara. Hasil penelitian menunjukkan bahwa peran *Wilayatul Hisbah* (WH) kota Lhokseumawe dalam penegakan hukum terhadap tindakan hubungan sesama jenis masih kurang efektif karena adanya hambatan yang dialami, seperti keterbatasan personel, sarana dan prasarana, kualitas sumber daya manusia, serta kurangnya dukungan masyarakat, untuk mengatasi hambatan tersebut, *Wilayatul Hisbah* melakukan optimalisasi personel, peningkatan kualitas sumber daya manusia, sosialisasi hukum, serta memperkuat kerja sama dengan aparatur gampong, tokoh masyarakat, tokoh agama, dan Polres Lhokseumawe. Berdasarkan hasil penelitian, disarankan agar *Wilayatul Hisbah* kota Lhokseumawe melakukan peningkatan pengawasan, patrol rutin dan penertiban terhadap tindakan hubungan sesama jenis. Selain itu *Wilayatul Hisbah* kota lhokseumawe perlu meningkatkan serta mengoptimalkan personel yang ada dan menjalin kerja sama dengan Masyarakat agar mempermudah penegakan tindakan hubungan sesama jenis. Di samping itu *Wilayatul Hisbah* menguatkan koordinasi dengan instansi terkait serta memperluas sosialisasi kepada Masyarakat mengenai pentingnya mendukung penegakan *Qanun*.

Kata Kunci: Efektivitas, *Wilayatul Hisbah*, Penegakan Hukum, Hubungan Sesama Jenis, Hukum *Jinayat*.

SUMMARY

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Effectiveness of the Role of Wilayatul Hisbah (WH) in Lhokseumawe City on Enforcing Laws Regarding Same-Sex Relations

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Same-sex relations constitute one of the jarimah (criminal offenses) regulated under Qanun Aceh Number 6 of 2014 concerning Jinayat Law. Although it has been regulated and strict sanctions have been imposed, cases of same-sex relations are still found in Lhokseumawe City and have experienced an increase from 2023 to 2024. Therefore, a study on the effectiveness of Wilayatul Hisbah's role in law enforcement against such acts is necessary. The objectives of this research are to determine the role of Wilayatul Hisbah of Lhokseumawe City in law enforcement against same-sex relations, to identify the obstacles faced in its implementation, and to analyze the efforts made to overcome those obstacles. The method used in this research is empirical legal research, which is employed to resolve existing problems by analyzing the actual situation in society. The legal approach involves the use of primary, secondary, and tertiary legal sources. The research findings indicate that the role of Wilayatul Hisbah (WH) of Lhokseumawe City in law enforcement against same-sex relations is still less effective due to several obstacles, such as limited personnel, inadequate facilities and infrastructure, the quality of human resources, and lack of community support. To overcome these obstacles, Wilayatul Hisbah has carried out personnel optimization, improvement of human resource quality, legal socialization, and strengthening cooperation with village apparatus, community leaders, religious leaders, and the Lhokseumawe Police Resort. Based on the research findings, it is recommended that Wilayatul Hisbah of Lhokseumawe City enhance supervision, conduct routine patrols, and carry out enforcement actions against same-sex relations. In addition, Wilayatul Hisbah of Lhokseumawe City needs to improve and optimize existing personnel and establish cooperation with the community to facilitate law enforcement against same-sex relations. Furthermore, Wilayatul Hisbah should strengthen coordination with related agencies and broaden socialization to the community regarding the importance of supporting the enforcement of Qanun.

Keywords: *Effectiveness, Wilayatul Hisbah, Law Enforcement, Same-Sex Relations, Jinayat Law.*