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HASIL PENILAIAN SEJAWAT SEBIDANG ATAU *PEER REVIEW*  
**KARYA ILMIAH : JURNAL ILMIAH**

Judul Karya Ilmiah : "International Human Rights Instruments and Indonesian Legal Protection For Persons With Disabilities" "

Jumlah Penulis : **3 orang**

Status Pengusul : **Penulis ke- 3**

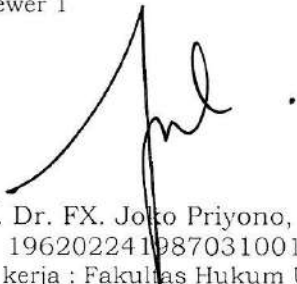
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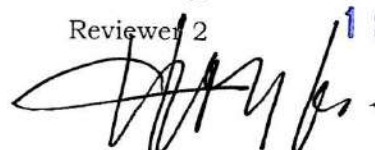
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# International human rights instruments and indonesian legal protection for persons with disabilities

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**Abstract**

Persons with disabilities as Indonesian citizens, in fact have the same position, rights and obligations as other Indonesian citizens. This is guaranteed in the Indonesian Constitution. This study aims to discuss about how the legal protection for persons with disabilities in Indonesia. The juridical normative research method uses a statute approach and conceptual approach, and then the data is processed and analyzed qualitatively. Legal protection for persons with disabilities is the responsibility of the state. Indonesia has ratified the Convention on the Rights of Persons with Disabilities, which was followed up with the revocation of Law no. 4 of 1997 concerning Disabled Persons, then enactment of Law No. 8 of 2016 concerning Persons with Disabilities, which prioritizes the issue of human rights. Persons with disabilities are seen as subjects whose rights must be protected for the sake of their dignity. For the enforcement mechanism, the National Disability Commission was formed based on Presidential Regulation No. 68 of 2020, but the substance is not in accordance with the human rights and independent principles because it is attached to the Ministry of Social Affairs which should be the object of its supervision. Therefore the President must immediately revise it in accordance with the mandate of Law No. 8 of 2016. © 2020, Institute of Medico-Legal Publications. All rights reserved.

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# International Human Rights Instruments and Indonesian Legal Protection For Persons With Disabilities

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## Abstract

Persons with disabilities as Indonesian citizens, in fact have the same position, rights and obligations as other Indonesian citizens. This is guaranteed in the Indonesian Constitution. This study aims to discuss about how the legal protection for persons with disabilities in Indonesia. The juridical normative research method uses a statute approach and conceptual approach, and then the data is processed and analyzed qualitatively. Legal protection for persons with disabilities is the responsibility of the state. Indonesia has ratified the Convention on the Rights of Persons with Disabilities, which was followed up with the revocation of Law no. 4 of 1997 concerning Disabled Persons, then enactment of Law No. 8 of 2016 concerning Persons with Disabilities, which prioritizes the issue of human rights. Persons with disabilities are seen as subjects whose rights must be protected for the sake of their dignity. For the enforcement mechanism, the National Disability Commission was formed based on Presidential Regulation No. 68 of 2020, but the substance is not in accordance with the human rights and independent principles because it is attached to the Ministry of Social Affairs which should be the object of its supervision. Therefore the President must immediately revise it in accordance with the mandate of Law No. 8 of 2016.

**Keywords:** *Legal Protection, Persons with Disabilities, Indonesia*

## Introduction

In Indonesia, the basic rights and freedoms of persons with disabilities are guaranteed by the constitution. Article 28H(2) of the 1945 Constitution states that "Every person has the right to receive facilities and special treatment to obtain equal opportunities and benefits in order to achieve equality and justice". In relation to 'special treatment', vulnerable groups of people are entitled to receive more treatment and protection with regard to their specificity (Article 5 (3) of the Human Rights Law) and every person with a disability has the right to obtain special facilities and treatment (Article 41 (2) of the Human Rights Law). Thus the state has an obligation to protect the rights and dignity of persons with disabilities, because the real responsibility of the

state, especially the Government, is to protect, advance, uphold and fulfill human rights (Article 28 I (4) of the 1945 Constitution).

The general condition of persons with disabilities faced in the community is the low level of participation in various sectors, for example education, training, employment, and others. Persons with disabilities are also considered to be still excluded from the social environment, access to facilities, and limited public services<sup>2,3</sup>. Data on persons with disabilities from the 2018 National Socio-Economic Survey consisted of age groups of 2-6 years totaling 33,320,357 people (people with moderate disabilities: 1,150,173 people, people with severe disabilities: 309,784 people); The age group of 7-18 years was 55,708,205 people (people with moderate disabilities: 1,327,688 people, people with severe disabilities: 433,297 people); The age group between 19-59 years is 150,704,645 people (people with moderate disabilities: 15,834,339 people, people with severe disabilities: 2,627,531 people); The age group > 60 years is 24,493,684 people (people with

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# Age Estimation from Second & Third Molar by Modified Gleiser and Hunt Method : A Retrospective Study

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## Abstract

The aim of the present investigation, which is a modification of previous study done by Gleiser and Hunt(1955). The study was conducted to determine juvenile and adolescent ages of age group 10 to 19.9yrs, in South Indian Population. The evaluated materials consisted of 200 OPG'S. In this Mandibular Left 37 & 38 is the most variable tooth in the permanent dentition, which was the only data used for age estimation. The Standard deviation for Male 37 staging is  $\pm 2.15$ years and for 38 staging is  $\pm 1.29$  years. And, the Standard deviation for Female 37 staging is  $\pm 2.58$  years and in 38 staging is  $\pm 2.24$  years. The combination of Male tooth number 37 & 38 staging is revealing the good results with the standard deviation of  $\pm 1.23$  years and the combination of Female tooth number 37 & 38 revealing the average results of  $\pm 2.18$  years. While comparing to both Male and Female tooth number staging Male is showing more accurate than females in root maturation.

**Key Words:** 2<sup>nd</sup> and 3<sup>rd</sup> (Left Side), Apical Closure, Gleiser and Hunt staging.

## Introduction

The last decade number of unidentified cadavers and human remains as well as number of cases lacking age documentation and therefore requiring age determination has increased. This requires age calculation, not only for differentiating the juvenile from the adult status in criminal law cases, but also for chronological age<sup>[1,2,3]</sup>. The determination of the chronological age within the age span of 10-20 years of age still remains a problem<sup>[4,5,6,7,8,9]</sup>.

Similarly, dental age can be assessed among young children with greater accuracy because many teeth are undergoing development and mineralization simultaneously <sup>[10, 11, 12, 13,14]</sup>. The age span of 10 to 16 years and 17 to 19.9 years of age the second and

third molar are the only teeth still in development and thereby very important for dental age calculation<sup>[3,15]</sup>. In addition, the use of wisdom teeth in age estimation has been questioned in literature <sup>[3,15,20]</sup>. Before drawing this conclusion, one has take into consideration multiple misleading factors such as small sample sized studies <sup>[3,16,17,19]</sup> case reports <sup>[10,21]</sup>, improper statistics <sup>[3,18]</sup> and mixed samples of different ethnic origin <sup>[17,22,23]</sup>. Recently, Schmeling et al. published most suitable procedures that currently available for age estimation in criminal procedures, being physical examination with anthropometric measurements, radiographic examination of left hand in case of dexterity and radiographic study of dentition <sup>[24]</sup>.

## Materials and Method

The study sample consisted of 200 OPG's (100 males and 100 females) of age ranging from 10 to 19.9 years with known date of birth divided into ten groups accordingly (Table 1). The radiographs were collected from archive of Department OMR, JSS Dental College and Hospital, Mysore, Karnataka, which were taken with PROMAX digital Planmeca Machine.

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