



# Analysis of Article 27 Paragraph (4) of The UU ITE for Perpetrators Who Transmit Indecent Content Through Electronic Media

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**Abstract.** As technology advances in Indonesia, the spread of immoral content in electronic media has become increasingly rampant. The Electronic Information and Transaction Law (ITE Law) is a crucial regulation that needs strict enforcement. Its purpose is to protect users of technology and information media, ensuring they feel secure from internet-related crimes and have legal certainty regarding electronic transactions. The reason for addressing this issue is the widespread use of electronic media. In this modern era, many individuals, both adults and children, are highly active on social media. The circulation of immoral videos is particularly troubling for the community, highlighting the need for individuals to be discerning and wise about the content they consume. Immoral videos can negatively influence people of all ages, often leading to promiscuous behavior and potentially ruining futures. For victims of the spread of immoral content, the impact can be severe, affecting their psychological condition and mental health, and instilling fear and shame that deter them from reporting these acts. To address this issue, the author employs a normative legal research method, which is straightforward and accessible to all readers. This method focuses on a logical and expressive framework based on analytical research. The aim is to adapt to and reflect the evolving legal landscape in Indonesia. The goal of this research is to promote law enforcement through the imposition of penalties, specifically through repressive efforts. Repressive efforts are the last resort, intended to sanction offenders to prevent them from repeating their unlawful actions and to serve as a deterrent, thus protecting society from harm.

**Keywords:** Article 27 Paragraph (4) of the ITE Law, Indecent Content, Electronic Media.

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## 1 Introduction

It must be recognized that law is a very complex science, starting from its philosophical research, the development of both theoretical and practical, nothing until its concrete form Others are devoted to society. One way to understand the development of legal research methods is about tracking the flow of ideas. legal research methodology can be divided into two basic points, namely: Jurisprudential Model and Sociological Model. Through legal studies will help the development of legal science in Indonesia, to see the research topic, it will be easy to determine the background of the problem, the formulation of the problem, the purpose of the problem, the originality of the research, the benefits of the research, the legal theories to be used, the conceptual framework, the research methodology, the writing systematics, and the literature review of the research. Indonesia has recently been shocked by the rampant content of the spread of immoral videos on social media that still often occurs, the actors in the video are not only adults but even among teenagers.

One of the incidents that has been happening lately, the rampant spread of videos that allegedly resemble many Indonesian artists trending on various social media applications. In the Big Indonesian Dictionary, the word *Asusila* is defined as immoral or not good behavior. Immorality itself can be exemplified such as committing obscene acts, being abusive to parents and so on. In today's increasingly modern era, of course, many people, including adults, children and teenagers, are very active in using social media. So that the circulation of immoral videos is very troubling for the community. Immoral videos can have a bad influence on all ages, especially on children and adolescents who still cannot fight curiosity. So, it is not uncommon to cause premarital sexual behavior which can lead to a bleak future. This can also have an impact on academic achievement, if adolescents are affected, they will commit deviations and delinquencies such as inability to follow learning, loss of concentration ability and lazy learning.

## 2 Research Methods

Legal research methods generally divide research into two major groups, namely normative legal research methods and empirical legal research methods. Normative legal research methods are defined as a method of researching the rules of legislation both in terms of the hierarchy of legislation (vertical), as well as the harmony of legislation (horizontal) Normative legal research in Indonesia is similar to common law legal research. Legal research in Indonesia in the common law legal system is more oriented towards practical aspects, namely to solve concrete legal problems (certain legal cases) and is carried out by legal practitioners, whether in the form of disputes or just want to find how and where a legal problem is regulated by law. Normative legal research is carried out through investigating legal facts, relevant legal regulations, even looking at cases that are relevant to the questions to be solved. Then based on the explanation above and the relationship with the title raised by the author, in fact using normative

legal research methods becomes one of the very strategic methods. Because in accordance with the plan that will be carried out at the core of the research, that the nature of this research is an analysis of a review of legal theory applied to practical legal events. So as to provide an answer and conclusion regarding the effectiveness, legal essentials, assertiveness of the determination of sanctions on legal events that occur.

### **3 RESEARCH FINDING AND DISCUSSION**

Research is a problem solving method that is carried out in a planned and planned manner carefully with the aim of obtaining facts and conclusions in order to understand, explain, predict and control situations. And research methods are also a method of use Obtaining data with specific purposes and uses, in the research process there are several keywords that are the core of the research itself, including the scientific method which consists of rational, empirical and systematic. Rational means that research activities are carried out in appropriate ways reasonable, so it is within reach of human reasoning. Empirical means the methods that are carried out it can be observed by the human senses, so that other people can observe and know the methods used. Systematic means, the process used in the research uses certain steps are logical.

Legal research methods in the process of application and development experience various influences, both internal and external factors. Internal factors for example the expansion of the object of study due to the development of cases occurring in society Culturally, there is harmony of thought about the object of study which results in the occurrence of modifications to learning substances, research results that influence the process learning and so on. Externally, this can be seen from government policies resulting in structural changes and the legislative system, the demands of society will be needs for prototype law graduates, demands of graduate users (stake holders) and etc. In the development of legal research methodology, it also experiences influence from development of research methodology in the social sciences. This is fully realized because of the realm Research from legal research methodology is based in the macro domain of social science research. This relationship can be traced from the epistemological paradigm in methodology such as: logical positivism; critical rationalism; analytical empiricism; hermeneutics; constructivism critical.

### **4 Conclusion**

Raising this case is about the use of electronic media, in this increasingly modern era, of course, many people, both adults and children, are very active in using social media. So that the circulation of immoral videos is very troubling for the community, so it must be good at choosing content or spectacles wisely to be seen. Immoral videos can have a bad influence on all ages, often causing free sexual behavior which can lead to a bleak future. Meanwhile, the impact on victims of the spread of immoral content can cause psychological conditions and mental health of victims, so there is fear and shame to report the act of spreading immoral videos.

Using a research method to respond to the needs of readers and, more precisely, to ensure the comfort of readers. About the research method used is the normative legal research method, because this method is easy to understand by anyone. Especially because this research method focuses on a framework based on expressive and logical thinking based on analyst research.

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