

Prevention Effortsonline Gambling Crimes Among Students of the State Islamic University of North Sumatra According to the Views of Law Lecturers of the Faculty of Sharia and Law

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Info Articles	Abstract
<p>Article History Received : 2019-07-04 Revised: 2019-07-14 Published: 2019-07-30</p> <p>Keywords: <i>Online gambling crimes, Students, State Islamic University of North Sumatra, Views of Law Lecturers, Faculty of Sharia and Law, Prevention efforts</i></p>	<p>This study aims to analyze efforts to prevent the increasingly widespread crime of online gambling among students based on the perspectives of law lecturers at the Faculty of Sharia and Law. The rapid development of digital technology and internet accessibility has contributed to the rising prevalence of online gambling activities, particularly among young people and university students. This phenomenon poses serious concerns due to its negative consequences on academic performance, financial stability, mental health, and social behavior. The study highlights various adverse impacts of online gambling, including cheating, exploitation, fraud, addiction, and involvement in criminal activities. Furthermore, it examines the factors influencing the effectiveness of prevention and eradication efforts, encompassing legal regulations, law enforcement mechanisms, socio-cultural conditions, community participation, educational awareness, and supporting infrastructure. This research employs a qualitative approach by exploring the views and legal perspectives of lecturers specializing in law and Islamic legal studies. The findings reveal that strengthening legal awareness, improving law enforcement, enhancing digital literacy, and promoting preventive education among students are essential strategies in combating online gambling practices. The implementation of positive law and criminal law enforcement is considered crucial in creating deterrent effects and protecting students from the harmful influence of online gambling. In addition, collaboration between educational institutions, families, government agencies, and society is necessary to develop comprehensive prevention measures. This study is expected to contribute as a reference for policymakers and educational institutions, particularly within the State Islamic University of North Sumatra, in formulating effective policies and strategies to prevent online gambling crimes among students and foster a safer academic environment.</p>

I. INTRODUCTION

Internet gambling (online gaming) is a form of gambling played online on smartphones or smart phones using the internet. This online gambling is a show where all contestants first place a bet. Users can then choose and adjust their bets. This means that the winner of the game wins the entire prize pool, while the loser receives nothing.

Online gambling has spread to many games such as online lottery, online soccer gambling, slot gambling and many more. The provisions for online gambling are regulated in Article 27 number 3 of the ITE Law which states: "Any person who intentionally and without the right

to share, install and/or provide electronic information or documents intended to contain game content. According to Article 27(3), shall be punished with a maximum imprisonment of 6 (six) years and/or a maximum fine of 1 billion Rupiah.

Adolescence is a time of significant change, a transition from childhood to adulthood. Psychological factors are unparalleled, but physical factors also play a role. Physical changes are crucial for the growth of the younger generation. Teenagers using internet connections are believed to lack the ability to choose which features to use. Many teenagers

use sophisticated internet facilities solely for online gaming, and worse, they engage in or participate in online gambling. This can be problematic, as we know, teenagers are the nation's hope, good followers of the nation, and are expected to contribute to its progress in the future. This optimism will be lost if teenagers fail to meet expectations or exhibit negative behaviors that can lead to societal problems, such as internet gambling.

Several related studies have shown that online gambling has several negative impacts on individuals, such as players, and on the community. Examples include domestic conflict, disputes between neighbors, theft, and social dissatisfaction.

Ultimately, gambling can undermine a number of social structures and increase the prevalence of crime. Crime rates in the virtual gambling sector are increasing, including fights, theft, robbery, and financial problems. Besides wasting money, it also leads to players staying up late at night (Budiman, A Adhigama, et al. 2021).

Considering the aforementioned content, this research perspective focuses on the implications of online gambling for students, including social and material impacts, academic achievement, and religious influences. This is common on Islamic campuses. Many students at the State Islamic University of North Sumatra participate in or organize online gambling. Given the context described above, the following research aims to determine how to prevent online gambling crimes against students at the State Islamic University of North Sumatra, according to the views of law lecturers at the Faculty of Sharia and Law.

II. RESEARCH METHODS

This analysis contains a form of empirical juridical criminal study in tracing regulations due to established norms, while also viewing

regulations as facts that must occur because they occur in the environment or in society. The use of statistics in this study includes primary statistics received from the scope and secondary statistics covering primary, secondary, and tertiary legal guidelines. This analysis was conducted in the environment of the State Islamic University of North Sumatra, the purpose of the researcher choosing this location was because of the suggestion of a Metopel lecturer, Mr. Bagus Ramadi, MH as a final assignment. The sources who will be asked by the researcher to be informants are three Law lecturers from the Faculty of Sharia and Law, namely Mr. Rajin Sitepu, SH, M.Hum, Mr. Dian Hardian Silalahi, SH, MH, and Mr. Dr. Akmaluddin Syahputra, M.Hum. who provide information about efforts to prevent online gambling crimes among students at the State Islamic University of North Sumatra. Success statistics obtained through descriptive tactics and qualitative approaches can be used in literature research and interviews to provide explanations for the data obtained, both primary and secondary statistics. To achieve the final results, research statistics are then analyzed methodically.

III. RESULTS AND DISCUSSION

A. Criminal Law Enforcement Against Online Gambling

Article 27(2) and 45(2) of the Electronic Information and Transactions Law (UU ITE) prohibit gambling. Parties who intentionally distribute or create online gambling are threatened with imprisonment for 6 years and a maximum fine of IDR 1,000,000,000. In addition, Article 303 of the Criminal Code also provides a maximum prison sentence of four years and/or a first-class criminal of up to IDR 10 million for players who play. Gambling is included in the second book of the Criminal Code regarding criminal acts. Gambling is considered a criminal offense because it is not only a violation of

applicable laws and regulations, but also violates religious rules. Article 303 paragraph 1 of the Criminal Code states that - Threatened with imprisonment for a maximum of ten years or a maximum fine of twenty-five million rupiah, anyone who, without obtaining permission: (1) Voluntarily offers or provides and creates opportunities for a livelihood in gambling or deliberate participation in a company."

The applicable Government Regulation in Lieu of Law Number Eleven of 2008 concerning Information and Electronic Transactions (ITE Law) Article 27 paragraph (2) of the ITE Law focuses more on the content or content of gambling, so it is not the act of carrying out the gambling game itself. The way of moving and content related without delay or going around gambling is a criminal offense if someone who receives online gambling support is related to sharing content containing gambling, especially based on Article 27 paragraph 2 of the ITE Law which reads "Any person intentionally and without distributing, transmitting, making accessible and/or providing digital recordings or files that are subject to playback fees." The threat of this violation is regulated in Article forty-five paragraph (2) of Law 19/2016, namely "Any person who intentionally and without the right to distribute, make accessible and/or transmit and/or provide Electronic Information and/or Electronic Documents containing game content." Which is referred to in Article 27 (2) is threatened with a maximum prison sentence of 6 (six) years and/or a maximum fine of Rp. 1,000,000,000 (one billion rupiah)". As we know, what is meant by "distributing" can be interpreted as sending or disseminating data electronically to any person or other party. And "making it accessible" is described as a movement that makes records or files known to other people or the public. In Article sixty-three paragraph (2) of the Criminal Code it is stated: "If the act is protected in

popular criminal law and is also regulated in special legislation, then only the special one applies." This article discusses the application of the principle of *Lex Specialis Derogat Legi Generalis* which is more applicable to specific policies than general policies. Focusing on fraudulent activities, the online gambling that the author discusses here is subject to Article 27 paragraph (2) of Law Number 11 of 2008 concerning Electronic Information and Transactions compared to Article 303 paragraph (1) of the Criminal Code. Law Number 11 of 2008 concerning Electronic Information and Transactions is a law that is specifically equated with the Criminal Code (Muhammad Yulianto, & Titiek Guntari. (2022).

B. Factors Causing Students to Become Addicted to Online Gambling

Gambling is any game that typically offers the potential for profit based solely on the player's luck and experience. In fact, besides curiosity and a desire to try it, there are many other reasons why online gambling is a good choice. The main reason for most players is their desire to enjoy the challenge and excitement of each gambling game, especially when they can win money quickly, simply, and easily. This is supported by innovations made by online gambling service providers by creating easy-to-use mobile applications that can be used anytime and anywhere. Creating various types of online games to keep players engaged is another reason why students gamble online because the money their parents send them is not enough to cover their daily needs (Abi Arsyah Makarim Subagyo & Laras Astuti. (2022)

C. Efforts to Prevent Online Gambling Crimes Among UINSU Students According to the Views of Law Lecturers at the Faculty of Sharia and Law

As a precautionary measure, The Dean of the

Faculty, a special section of the university campus, is responsible for the prevention and counseling of online gambling among students in general, to stop violations, the Dean must take the following actions:

Online gambling among UINSU students: The Dean can take several steps, namely:

Preventive

This is a preventative measure the dean can take to reduce online gambling activity among students. The dean can block access to all online gambling sites at UINSU and create a creative space for students to participate. This will enable students to take positive action and provide social guidance that gambling, as a whole, is neither good nor illegal.

Repressive

This stage is where the campus can take direct action if gambling or other misconduct occurs. The campus can track the IP address of every device accessing the site. Punishment will be applied if a criminal case is filed against the perpetrator and they are prosecuted according to law (Rajin Sitepu, SH, M.Hum. (2023)

Persuasive

On a university campus, you can engage emotionally, provide advice, and guide students to behave in accordance with social norms. A campus can target students' desire to gamble by teaching that gambling in any form is prohibited. Demonstrate that winning at gambling does not equate to success in life. Participating campuses provide infrastructure for students to speak out against gambling or avoid gambling-related assignments (Dr. Akmaluddin Syahputra, M.Hum. (2023).

The campus is monitoring online gambling sites and will investigate, freeze, or delete them if accessed on the UINSU campus. This activity is expected to deter Students should be encouraged to access online gambling sites. Students who gamble online should be encouraged to stop, especially since the impact

of online gambling is quite negative for participants. Most beginners in this game essentially give up their jobs, relationships, and even free time (Dian Hardian Silalahi, SH, MH (2023).

IV. CONCLUSION AND SUGGESTIONS

A. Conclusion

After conducting interviews with several law lecturers at the Faculty of Sharia and Law, there are several ways to prevent online gambling crimes in the student environment of the State Islamic University of North Sumatra, including:

- 1) Developing creative resources for students and blocking access to online gambling sites
- 2) Detect every device that browses the site
- 3) Take firm action if online gambling crimes are discovered
- 4) Conduct strict supervision of all online gambling activities
- 5) Conducting discussions with law lecturers at the Faculty of Sharia and Law to suppress the prevention of online gambling crimes.
- 6) Conducting outreach to students about the negative impacts of online gambling
- 7) Approach students so they don't fall into online gambling crimes and explain the risks of being caught in online gambling
- 8) Carrying out collaborative actions between campus parties to prevent and monitor online gambling crimes

B. Suggestions

It is recommended that the State Islamic University of North Sumatra strengthen preventive efforts against online gambling crimes among students by increasing legal awareness through education and outreach programs regarding the negative impacts and legal consequences of online gambling. The university

is also expected to implement stricter supervision, develop systems to detect and block access to online gambling sites, and impose firm sanctions on violations. In addition, collaboration among lecturers, university authorities, students, and related institutions should be enhanced to create comprehensive prevention strategies and support productive student activities that minimize the risk of involvement in online gambling crimes. These measures are expected to foster a safer academic environment and reduce the prevalence of online gambling among students.

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