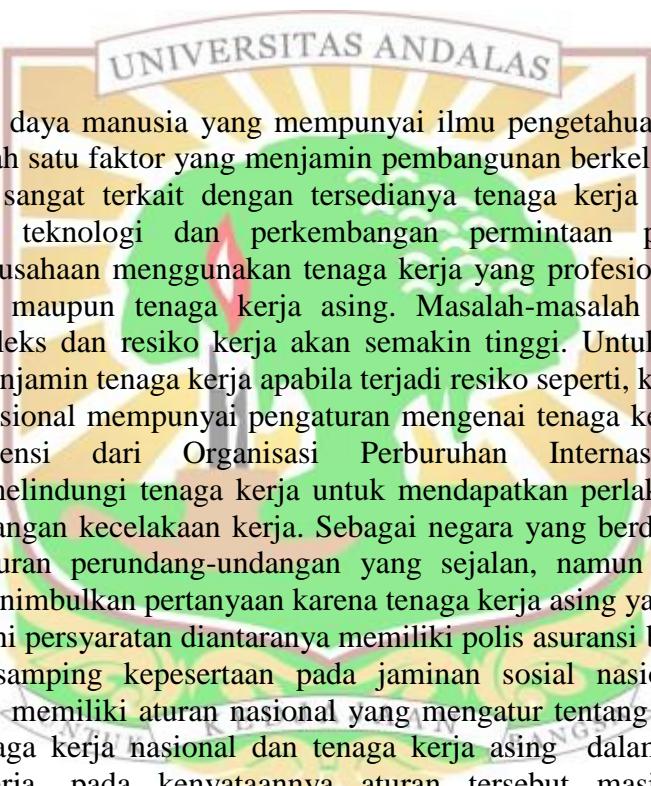


**PENGATURAN KONVENSI *INTERNATIONAL LABOUR
ORGANIZATION (ILO) NOMOR 19 TAHUN 1925 TENTANG EQUALITY
OF TREATMENT FOR NATIONAL AND FOREIGN WORKERS AS
REGARDS WORKMEN'S COMPENSATION FOR ACCIDENTS DAN
PENERAPANNYA DI INDONESIA***

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ABSTRAK



Sumber daya manusia yang mempunyai ilmu pengetahuan dan teknologi merupakan salah satu faktor yang menjamin pembangunan berkelanjutan. Sumber daya manusia sangat terkait dengan tersedianya tenaga kerja yang memadai. Perkembangan teknologi dan perkembangan permintaan pasar membuat perusahaan-perusahaan menggunakan tenaga kerja yang profesional, baik tenaga kerja nasional maupun tenaga kerja asing. Masalah-masalah industrial akan semakin kompleks dan resiko kerja akan semakin tinggi. Untuk itu diperlukan aturan yang menjamin tenaga kerja apabila terjadi resiko seperti, kecelakaan kerja. Hukum Internasional mempunyai pengaturan mengenai tenaga kerja berdasarkan Konvensi-konvensi dari Organisasi Perburuhan Internasional. Hukum Internasional melindungi tenaga kerja untuk mendapatkan perlakuan yang sama dalam hal tunjangan kecelakaan kerja. Sebagai negara yang berdaulat, Indonesia mempunyai aturan perundang-undangan yang sejalan, namun masih terdapat aturan yang menimbulkan pertanyaan karena tenaga kerja asing yang dipekerjakan wajib memenuhi persyaratan diantaranya memiliki polis asuransi berbadan hukum Indonesia di samping kepesertaan pada jaminan sosial nasional. Meskipun Indonesia telah memiliki aturan nasional yang mengatur tentang perlakuan yang sama bagi tenaga kerja nasional dan tenaga kerja asing dalam hal tunjangan kecelakaan kerja, pada kenyataannya aturan tersebut masih memerlukan penjelasan lebih lanjut agar dapat berlaku secara efektif.

Kata kunci: Perlakuan yang sama, Tenaga kerja nasional, Tenaga kerja asing, Kecelakaan kerja.

**REGULATION INTERNATIONAL LABOR ORGANIZATION (ILO)
CONVENTION NO. 19 1925 CONCERNING EQUALITY OF TREATMENT
FOR NATIONAL AND FOREIGN WORKERS AS REGARDS WORKMEN'S
COMPENSATION FOR ACCIDENTS AND IMPLEMENTATION IN
INDONESIA**

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ABSTRACT

The human resources who have knowledge and technology is one of the factors that ensure the sustainable development. Human resources is related to the availability of a qualified worker. Technological development and the market demand development make companies use professional worker, both national worker and foreign worker. The problems in industrial will be more complex and job risk will be higher. That require rules that make sure the worker if there is a risk, such as work accidents. International law has a regulation of worker based on the Conventions of the International Labour Organization. International law protects the workers to get equal treatment as regards workmen's compensation for accidents. As a sovereign country, National rules of Indonesia in line with international law, but still there is a rule that causes questions for the employment of foreign workers must fulfill the requirements, which have an insurance policy incorporated in Indonesia, in addition to participation in a national social security. Even though Indonesia has had national rules regulating equality of treatment for national and foreign workers as regards workmen's compensation for accidents, in fact, the rules still need the further explanation in order to become effective.

Keywords: Equality of treatment, National worker, Foreign worker, Work accident.