

ABSTRACT

The purpose of this research is 1. To identify and analyze the regulation of restorative justice in the process of resolving domestic violence crimes. 2. To examine the application of restorative justice in resolving domestic violence crimes from the perspective of utilitarianism. The formulation of the problem in this research are 1. How is the regulation of restorative justice in the process of resolving domestic violence crimes 2. How is the application of restorative justice in resolving domestic violence crimes from the perspective utilitarianism. The research method used is normative juridical research with a conceptual approach, legislation approach, and historical approach. The results of this research indicate that the regulation of the concept of restorative justice in Indonesia is related to its legal framework, as almost all criminal cases handled by the Indonesian criminal justice system end up in imprisonment. Resolving cases using restorative justice is in line with the theory of the utility of law and runs counter to retribution, namely criminal sanctions. The law should be measured based on the good or bad consequences resulting from its application."

Keywords: restorative justice, domestic violence, utilitarianism