

THE ROLE OF STATE ADMINISTRATIVE COURTS IN ENSURE PROTECTION OF CITIZENS' RIGHTS

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Abstract

Study This aim For analyze role State Administrative Court (PTUN) in ensure protection right citizens towards decision administration government . Research This use approach law normative with method descriptive analytical , through studies literature from regulation legislation , PTUN decisions , and literature scientific latest (2020–2025). Research results show that the PTUN has function strategic as institution supervisor administration government that guarantees certainty law , justice , and accountability decision administration . PTUN handles various type dispute administration , starting from decision giving permits , sanctions administrative , up to policy public that impacts rights citizens . The effectiveness of the PTUN is influenced by several factors like certainty law , competence of judges, accessibility citizens , transparency institutions , mechanisms implementation decisions and support system administration government . Strategy for improving The role of the PTUN includes improvement literacy law community , transparency of court processes , training apparatus , as well as strengthening coordination with agency related . Research This confirm that the PTUN is not just a resolution forum dispute administrative , but also an instrument preventive measures that encourage good governance and protection right citizens in general effective .

Keywords: *State Administrative Court , Protection of Citizens' Rights, Disputes Administration , PTUN Effectiveness , Good Governance*

INTRODUCTION

In a democratic state of law , every actions and decisions administration government must based on law as well as uphold tall principle justice and protection right basic human beings . The government , as organizer power executive , have broad authority in emit state administrative decisions that have an impact direct to rights and obligations citizens . However , in practice organization government , no seldom decision administration the cause dispute Because considered harm society , good consequence abuse authority , error procedures , as well as violation principles general good governance . State Administrative Decisions (KTUN) are basically is instrument law of a legal nature concrete , individual, and final. Although aim For organize and serve interest public , KTUN has the potential cause injustice if No accompanied by mechanism effective monitoring and testing . Citizens often be in a weak position when face to face with power administrative government , so that required something institution capable judiciary give protection law in a way objective and impartial . The State Administrative Court is present as form real state commitment in uphold the principle of rule of law and provide room for citizens to get justice on action administration government . Through the PTUN, citizens are given right For sue decision administration that is considered violate law or harm rights they . The existence of PTUN does not only functioning as means settlement dispute , but also as instrument control judicial to power executives to remain walk in accordance with laws and principles good governance .

Table 1. Total PTUN Cases in Indonesia (2019–2024)

Year	Amount Entry Matters	Amount Case Separated	Percentage Completion (%)
2019	5,120	4,300	84%
2020	5,450	4,700	86%
2021	5,800	5,100	88%
2022	6,200	5,400	87%
2023	6,500	5,800	89%
2024	6,900	6,100	88%

Source : Indonesian State Administrative Court (2024)

Based on Table 1, it can be seen that existence trend improvement amount case filed to the PTUN from 2019 to 2024 , starting from 5,120 cases in 2019 to 6,900 cases in 2024. This show that awareness public to rights administrative and necessary mechanism law in respond decision government the more increased . Increase amount case this can also reflect complexity administration government that has an impact on society , so that push they For look for protection law through the PTUN. From the side settlement case , data shows that amount cases decided by the PTUN increased along time , from 4,300 cases in 2019 to 6,100 cases in 2024. Percentage settlement case relatively stable in the range of 84–89%, indicating the effectiveness of the PTUN in operate function his supervision to decision administration government . This is signify that the PTUN is capable give response sufficient law fast and proportional to demands citizen . Connection with study This is that the PTUN has role strategic as instrument laws that protect right citizens of decision potential administrative detrimental . With increasing amount cases entered and resolved , research This can explore factors that influence the effectiveness of the PTUN, such as quality decision , procedure inspection , and level satisfaction public to results decision . In addition , this data support urgency study For analyze the role of the PTUN in ensure justice administrative and protection right citizen .

However Thus , the effectiveness the role of the PTUN in ensure protection right citizens still face various challenges . Problems like limitations understanding public about mechanism PTUN lawsuit , complexity procedure law , as well as inconsistency decision in a number of case become influencing factors optimization PTUN function . In addition , the dynamics development law state administration and increasing complexity policy public sue the PTUN for Keep going adapt to be able to give protection responsive and just law . Urgency study This appear from role central PTUN as supervisory agency action administration government and provide protection law for citizens . Although various regulations and mechanisms administrative has applied , still Lots citizens who face decision the government is considered harm or No in accordance with applicable law . Based on empirical data , the number of case filed continue to the PTUN increase from year to year , shows that public the more realize his rights and needs protection law .

In addition , the effectiveness of the PTUN in finish the matter also becomes attention important . Percentage relative settlement tall show performance positive PTUN, but part case Still Not yet fulfil hope society , so that cause need For evaluation more in- depth research This important Because can identify factors that influence effectiveness protection right citizens through the PTUN, including procedure law , quality decisions , and obstacles possible administrative appear . More far , research this is also relevant from perspective development law national . With understand the role of the PTUN in context protection right inhabitant country, government can increase accountability , transparency , and quality service public , so that strengthen trust public to system law administration . Therefore that , research This worthy done Because No only give contribution theoretical in study law administration , but also benefits practical for community and makers policy in ensure justice administrative . Based on condition said , the study about role State Administrative Court in ensure protection right citizens towards decision administration government become important and relevant For conducted . Research This expected can give greater understanding comprehensive about function PTUN 's strategic system Indonesian state administration , as well as identify to what extent PTUN is capable become instrument protection effective law for citizens in face power administration government .

Identification Problem

Based on background background and empirical data , can identified a number of problem main related role of PTUN:

1. Increasing amount dispute administration : Data shows improvement consistent amount case filed to the PTUN from 2019 to 2024 , which indicates existence mismatch or dissatisfaction public to decision administration government .
2. Effectiveness settlement case : Although percentage settlement relatively high (84–89%), some case Still Not yet fully complete or Not yet fulfil hope society , showing the need evaluation mechanism PTUN laws and procedures .
3. Variation type disputed decision : The case filed diverse , starting from from licensing , personnel , taxes , to procurement goods / services . This is show existence potential risk injustice different administrative procedures in each sector .
4. Limitations understanding public to right administrative : There are still underprivileged citizens understand rights and procedures law For demand decision government that is detrimental , so that protection law become not optimal.
5. Need strengthening regulation and accountability : Research required For evaluate to what extent does the PTUN play a role? in strengthen accountability government and provide protection effective law for citizen

Formulation Problem

Based on identification the problem above , the formulation problem study This is :

1. How role State Administrative Court in ensure protection right citizens towards decision administration government ?
2. Factors What only that affects the effectiveness of the PTUN in finish dispute administration ?
3. How the PTUN handles various type decision administration disputed by citizens ?
4. How perception and understanding public about right administrative and mechanisms protection law through the PTUN?
5. What is the strategy or recommendations that can be done For increase the role of the PTUN in give protection right citizen ?

LITERATURE REVIEW

2.1. Concept State Administrative Court (PTUN)

The State Administrative Court (PTUN) is institution the justice given authority For finish dispute between citizens or legal entities civil with body or officials upper state administration action or decision administration that is considered detrimental . According to Najwa Ashwarina, Harlan Hidayah, Farhan Azka, and Ahmad Maulid, the PTUN was formed with objective provide a legal forum for public For sue decision government that is detrimental and provides protection law to rights- individual in state of law . Imam Gusthomi, Rinaldi & Setiani (2024) added that procedure PTUN court functions as *control mechanism* For ensure that decision officials tested state administration in accordance with principle law and provide protection to right citizens who are harmed . Basis This important For understand function basis of PTUN as institution control to administration government and as means protection right citizen .

2.2. Protection of Citizens' Rights Through the Administrative Court

PTUN plays a role as instrument protection right law citizens in realm decision administrative . Sri Cici Nainggolan and Diki Zukriadi (2024) explain that the PTUN functions as form protection law to action detrimental state administration someone , especially through effort juridical normative For ensure decision administrative in accordance with law . More far , research by Paramita Kau (2025) confirms that the PTUN also ensure *transparency* and *accountability* from decision potential administration harm citizens so that give certainty law and protection right base civil . Sub -chapter This emphasize that protection right become objective main PTUN in test decision government which is direct impact on rights individual or legal entity .

2.3. Function Legal Control and *Rule of Law*

The function of the PTUN is not only finish dispute but also maintain supremacy rule of *law* . Adi Saputro and colleagues (2025) in study systematic state that PTUN is an important pillar in guard balance power between government and citizens , in particular with apply mechanism control independent on action administrative government . Akuna (2025) added that the PTUN plays a role as mechanism supervision administration

government (*oversight mechanism*) that ensures decision administrative No only formally legal but also fair and appropriate with principles of good governance. Approach This highlight PTUN's function in system state of law , not just as court normal , but as institution controller to abuse authority government .

2.4. Obstacles in Implementation Protection of Citizens' Rights at the PTUN

Even though the PTUN has confirm its role , implementation protection rights at the level practice face various challenge . As example , findings in research by Ronald C. Soegiarto and colleagues (2025) shows that lack of mechanism implementation decision as well as understanding public to PTUN function can become obstacle in give protection effective rights . In addition , the study Ivansyah & Akbarsyah (2025) highlighted that complexity procedures and limitations tool law in context *government tort* become challenge Serious in give access fast and effective to administrative justice . Sub- -chapter This important For identify practical gaps between theory protection law in the PTUN and reality its implementation .

RESEARCH METHODS

3.1. Approach Study

Study This apply method study law normative as approach main . Approach This chosen Because object study focuses on the study of legal norms , regulations legislation -, principles *rule of law* , and decisions State Administrative Court (PTUN) in context protection right citizens towards decision administration government approach juridical normative This in accordance with majority study previously reviewed the PTUN in detail comprehensive through studies document law and literature law , which is also used by Saputro et al. (2025) in study *systematic review* about the role of the PTUN in finish dispute state Administration . In addition , research this also applies approach statute approach -, approach case approach , and approach conceptual (*conceptual approach*) as recommended in Dynasty Review study (2025) for analyzing legal norms , PTUN decisions , and theories relevant laws to protection right citizens by the courts administration .

3.2. Type of Research

Types of research This is study law normative descriptive analytical , namely research that describes and analyzes legal data originating from from regulation legislation -, decisions court , literature scientific , and documents law other For explain phenomenon the law studied . Approach This in harmony with research conducted by Najwa et al. (2024) and Bertha Maulidina et al. (2025), who use study law normative with analysis document written For understand justice administration and principles of good governance in PTUN context .

3.3. Data Sources

Data in study This originate from material primary, secondary , and tertiary laws , as practiced in study study law normative :

1. Primary legal materials : Regulations legislation- related administration government and state administrative courts such as Constitution- Number 5 of 1986 , Law- Number 30 of 2014 concerning Administration Government , Regulations Supreme Court (Perma), as well as relevant PTUN decisions .
2. Legal materials secondary : Books theory law , journal scientific , articles work expert law regarding PTUN, protection rights and good governance that are published since 2020 .
3. Legal materials tertiary : Encyclopedia , dictionary laws , footnotes , and index regulation law that expands understanding the concepts discussed .
- 4.

3.4. Data Collection Techniques

Data collection techniques in study This done through studies library *research* . Researchers collect data from document law and literature published scientific papers in form books , journals national and international , as well as related PTUN decisions with protection right upper citizens decision administrative government . Collection method This consistent with procedure study law normative described by Najwa et al. (2024) and research others who place document law as source main data.

3.5. Data Analysis Techniques

Data analysis was performed through analysis qualitative with method review and synthesize sources-relevant laws and literature . Analysis qualitative chosen Because study This focus on interpretation and understanding draft law , norms, principles protection rights , as well as implementation PTUN decision in ensure

certainty law for citizens . Analysis techniques This consistent with study law normative mapping connection between theory , legal norms , and facts decision court .

3.6. Data Validity and Reliability

Research data evaluated based on credibility the source , such as regulation legislation- official , decision published court proceedings in a way open , and literature peer --reviewed and indexed scientific journals . Each data sources checked to accuracy and relevance with focus study For ensure that the findings obtained are valid and can be accountable in a way academic approach similar used by Saputro et al. (2025) in study systematic they about the role of the PTUN.

RESULTS AND DISCUSSION

The Role of State Administrative Courts in ensure protection right citizens towards decision administration government

The State Administrative Court (PTUN) has role strategic in system Indonesian law as bridging institution interest citizens with power administration government . PTUN provides mechanism law for citizens to demand justice if they feel harmed by the decision officials or state administrative body . According to Najwa Ashwarina et al. (2024), PTUN is not only as a court forum For finish dispute administrative , but also as instrument protection law that guarantees rights citizens so as not to eliminated or harmed by action arbitrary administrative . Function The main objective of PTUN is ensure that every decision administration government in accordance with principle applicable law , including principle legality , principles certainty law and principles fairness . Imam Gusthomi , Rinaldi, and Setiani (2024) emphasize that PTUN procedures function as *control mechanism* for action administrative , so that government No can act in a way arbitrary and citizens have right For submit object legally through lawsuit administrative . With Thus , PTUN plays a role in balance connection between government and society , ensuring supremacy the rule of law remains awake .

More far , Sri Cici Nainggolan and Diki Zukriadi (2024) emphasized that the PTUN also functions as means transparency and accountability (*transparency and accountability*). Through mechanism justice , citizens can get clarity about reasons and basis decision administration government . This is push officials administration For take decisions that are not only formally legal but also fair and appropriate with principle *good governance* . Paramita Kau (2025) also emphasizes that the existence of PTUN encourages creation certainty law and provide protection to rights fundamental civil rights for citizens , especially in context dispute complex administrative .

Even though Thus , the implementation protection rights by PTUN not off from constraints . Ronald C. Soegiarto et al. (2025) showed that obstacle main originate from limitations mechanism implementation PTUN decision and understanding public to right they For sue decision administration . In addition , Ivansyah and Akbarsyah (2025) highlighted that procedure complex laws and constraints administrative can slow down access citizens towards justice . This is show that even though the PTUN has very important role , its effectiveness still depend on support system responsive administration and accessibility citizens towards mechanism law . In a way Overall , the PTUN functions as *guardian of administrative justice* , namely the institution that keeps the action in order government still is at in corridor law , protect right citizens , and strengthen principle *rule of law* . This role make PTUN one of the important pillars in democracy law , where every decision administrative must subject to supervision independent and transparent law . With Thus , PTUN does not only become place settlement dispute but also an instrument preventive measures that encourage accountable , fair , and protection - oriented government right citizen .

Factors What only that affects the effectiveness of the PTUN in finish dispute administration

Effectiveness State Administrative Court (PTUN) in finish dispute administration government influenced by various internal and external factors external factors This determine to what extent PTUN can operate its function as institution that guarantees protection right citizens towards decision detrimental administration . First , certainty law and quality regulations become fundamental factors . Clear , consistent , and easy regulations understood by the public allows the PTUN to assess in a way appropriate whether something decision administration government legitimate or disabled law . Najwa Ashwarina et al. (2024) emphasized that overlapping overlapping norms or ambiguity regulation can slowing down the court process and making it difficult for judges to make a fair decision . With strong regulations , PTUN is capable become a pillar of effective rule of law , providing certainty law for citizens , and minimize opportunity abuse authority by officials administration . Second , accessibility citizens to submit lawsuit is factor determinant others . Obstacles geographical , cost courts , and procedures complex laws often become barrier for citizens to utilise his rights . Ronald C. Soegiarto et al. (2025)

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stated that low understanding public about his rights For demand decision administration government reduce the effectiveness of the PTUN in practice . Therefore that , convenience access , socialization , and education law become element it is important that citizens can use mechanism law optimally .

Third , competence and integrity PTUN apparatus plays a role direct to quality verdict . A knowledgeable judge wide about law administration , capable analyze case complex , and upholds tall integrity will produce fast , accurate and reliable decisions trusted . Gusthomi, Rinaldi, & Setiani (2024) emphasized that quality source Power humans in the PTUN become key main effectiveness justice , because wrong decision or slow can harm citizens and lower credibility institutions . Fourth , the mechanism implementation decision become factor external determining impact PTUN real . Paramita Kau (2025) explains that without mechanisms that ensure implementation decision , protection right citizens become formality solely . The decision is not executed with effective will lower trust public to PTUN institution and weaken function control law to administration government Fifth , transparency and accountability institutions also influence effectiveness . Publication decisions , transparency of the trial process , and accountability officials court increase trust society and minimize risk corruption or abuse authority . Sri Cici Nainggolan & Diki Zukriadi (2024) emphasized that the PTUN is transparent push accountability officials administration and ensure that detrimental decisions citizens can accountable in a way law . Sixth , support system administration government become factor supporters . PTUN does not Work in a way isolated ; its effectiveness depends heavily on responsiveness and work The same institution administration in follow up decision court . Ivansyah & Akbarsyah (2025) showed that slow bureaucracy or resistance officials administrative can reduce PTUN's ability in give protection law in a way effective . In a way Overall , the effectiveness of the PTUN in finish dispute administration determined by synergy between factor law , capacity institutional , access community , and support administrative . Synergy This ensure that the PTUN does not only become a formal forum for finish disputes , but also instruments real that protects right citizens and uphold principle *rule of law* in administration government .

How the PTUN handles various type decision administration disputed by citizens

The State Administrative Court (PTUN) has role important as institution supervisors and enforcers law on action administration the government is considered harm citizens . The PTUN handles various type decision administration disputed by citizens , starting from decisions that are individual in nature to impactful decisions widely known to the public or legal entity .

Administrative decisions that can disputed covering decision giving permission , decision termination or appointment employees , sanctions administrative , up to policy public certain . According to Najwa Ashwarina et al. (2024), PTUN has authority For test legality decision including those whether decision has issued in accordance with procedure law , principle certainty law , principle proportionality , and principles justice . With Thus , PTUN becomes a forum for evaluate whether decision administration nature legitimate in a way law and justice for the injured party .

In practice , the PTUN handles dispute with mechanism formal and material testing . Formal testing includes aspect procedural , such as whether the issuing official decision own legitimate authority , or whether procedure taking decision has in accordance with provision regulation legislation . Meanwhile material testing assesses substance decisions , including impact and reasons behind decision Imam Gusthomi, Rinaldi, & Setiani (2024) emphasized that testing This ensure that decision administration No only formally legal but also fair and appropriate with principle *good governance* .

PTUN also handles case decision administrative nature discriminatory or harm interest public . Sri Cici Nainggolan & Diki Zukriadi (2024) showed that in cases like this , PTUN can cancel flawed decision law or order officials administrative For review repeat decision in accordance legitimate procedures . In addition , Paramita Kau (2025) emphasizes that the PTUN has role preventive , namely give effect deterrent for officials administration to be more be careful in take decisions that can be made cause dispute .

In addition , the PTUN handles dispute about decisions that give rise to loss financial or material for citizens or legal entities , for example rejection permission business , cancellation contract , or determination sanctions administrative matters that are not right . Handling process dispute This done through procedure formal lawsuit , where citizens can submit evidence , to show argumentation law , and ask decision binding court in a way law . Ronald C. Soegiarto et al. (2025) emphasizes that effectiveness handling dispute depends on the PTUN's ability to access facts , interpreting regulations , and enforce them decision in a way fair .

With Thus , PTUN has role multifunctional in handle dispute decision administration : as institution supervisor legality decision , resolution dispute , giver protection right citizens , as well as controller quality administration public . Synergy between mechanism formal law , principles justice and accountability officials administration make PTUN as instrument effective in uphold supremacy law (*rule of law*) and protect rights citizens towards action administrative losses .

Perception and understanding public about right administrative and mechanisms protection law through the PTUN

Perception and understanding public to right administrative and mechanisms protection law through The State Administrative Court (PTUN) is factor important things that influence effectiveness institution This in uphold justice . The PTUN plays a role as instrument the law that provides room for citizens to demand justice if they feel harmed by the decision administration government . However , the success justice This No only determined by procedure law only , but also by the extent of society know rights them and understand method access mechanism available laws .

Research by Sri Cici Nainggolan and Diki Zukriadi (2024) shows that Lots citizens who are still own limitations understanding about right administrative duties attached to them , such as right For submit objection , right For demand cancellation adverse decisions , and rights on fair procedures . Ignorance This often make public reluctant or late utilise mechanism PTUN law , so that protection rights that should be can obtained become delayed .

Apart from that , Najwa Ashwarina et al. (2024) emphasized that perception public towards PTUN is also influenced by experience they to system justice in a way general . The public who assess court administrative slow , bureaucratic , or difficult accessible tend own low trust to the effectiveness of the PTUN. This has implications for low level participation public in go through track law For finish dispute administrative , even though right they in a way law protected .

Other factors that influence perception public is socialization and education law . Paramita Kau (2025) emphasized that the existence of PTUN is not Enough only known formally ; society need given clear information about procedure lawsuit , type decision administration that can disputed , as well as rights they in face decision government . Education effective law can increase awareness citizens so that they more proactive in use mechanism protection law .

Ivansyah & Akbarsyah (2025) added that accessibility information law and convenience procedures also become factor important in form perception positive society . System transparent administration , publication PTUN decisions , and services help law for public can increase understanding citizens regarding right administrative and convincing they that the PTUN is credible means For get justice .

With Thus , perception and understanding public about right administrative and mechanisms protection law through the PTUN not only influence on the level participation citizens , but also determine the effectiveness of the PTUN in operate function supervision . A society that understands will rights and trust in the mechanism law will more easy demand justice , while ignorance and disbelief can become obstacle significant for protection right through justice administration .

Strategy or recommendations that can be done For increase the role of the PTUN in give protection right citizen

The State Administrative Court (PTUN) has role strategic in protect right citizens of decision administration detrimental to the government . So that the PTUN can operate its function in a way more effective , some strategies and recommendations need applied , well from side institutional and participation public .

First , the increase accessibility citizens towards PTUN mechanism becomes key main . Ronald C. Soegianto et al. (2025) emphasized that obstacle geographical , cost courts , and procedures complex laws often gets in the way citizens to submit lawsuit . Therefore that , a strategy that can done among other things providing guide clear lawsuit , service help law for public not enough able , and simplify the administrative process through a digital platform or e-court to expand PTUN's reach to all over layer public .

Second , strengthening competence and integrity of judges and PTUN apparatus . Gusthomi, Rinaldi, & Setiani (2024) emphasized that quality source Power humans in the PTUN determine credibility and accuracy decision . Suggested strategy covering training sustainable about law administration , development ability analysis case complex , and implementation system internal supervision for guard integrity and professionalism of judges .

Third , improvement transparency and accountability institution . Sri Cici Nainggolan & Diki Zukriadi (2024) showed that publication decision , transparency information and mechanisms complaint can increase trust

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public against the PTUN. Strategies that can be done covering provide an easy to use database of decisions accessible public, report annual PTUN performance, as well as socialization active about right administrative and procedural submission lawsuit.

Fourth, strengthening support system administration government. Ivansyah & Akbarsyah (2025) emphasize that the effectiveness of the PTUN also depends on responsiveness institution administrative in follow up decision court. Strategies that can be implemented covering routine coordination between PTUN and agencies government related, implementation sanctions for officials who do not follow up decision, and monitoring and evaluation mechanisms implementation decision court.

Fifth, education and literacy law society. Paramita Kau (2025) emphasizes importance understanding public to right administratively so that they more proactive in demand justice. Suggested strategies covering extension program law, public seminars, campaigns information through social media, and collaboration with institution education For build awareness law since early.

In a way Overall, this strategy aim For make PTUN not only as institution reactive courts, but also as instrument preventive measures that encourage accountability administration government, improve trust public, as well as ensure protection right citizens walking effective and sustainable. With synergy between improvement access, quality apparatus, transparency, support administrative and literacy law society, PTUN can strengthen his role as an important pillar in system law administration in Indonesia.

CLOSING

Based on results analysis and discussion that has been done, then can be drawn a number of conclusions as following:

1. Strategic Role of PTUN: PTUN functions as institution supervisor decision administration government and provide mechanism law for citizens to demand justice on detrimental decisions. Function This covers aspect legality, justice, transparency, and accountability (*rule of law*).
2. Handling Various Types of Administrative Decisions: PTUN handles dispute related decision giving permission, sanctions administrative, appointment / dismissal employees, as well as policy public that impacts rights citizens. Handling process covers formal and material testing of legality and substance decision.
3. Factors that Influence Effectiveness of PTUN: The effectiveness of PTUN is influenced by certainty law, competence and integrity of judges, accessibility citizens, transparency and accountability institutions, mechanisms implementation decision, and support system administration government.
4. Public Perception and Understanding: Level of understanding public to right administrative and PTUN mechanisms affect participation they in go through track law. Education and socialization law required For increase awareness and trust public against the PTUN.
5. Strategy for Enhancing the Role of the PTUN: Suggested strategies covering improvement literacy law society, transparency and publication decisions, training and development competence apparatus, greater access easy through digital mechanisms, as well as more coordination Good with agency administrative.

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