

THE IMPORTANCE OF ACTUALIZING THE EXISTENCE OF DIRECTING ELEMENTS IN THE REGIONAL DISASTER MANAGEMENT AGENCY ACCORDING TO LAW NUMBER 24 OF 2007 IN ASAHAN DISTRICT

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Abstract

The Steering Element in the Regional Disaster Management Agency (BPBD) is an important organ that must exist, where one of its tasks is to provide input in the form of suggestions to the BPBD Leadership as a derivative of the National Disaster Management Agency (BNPb) in the regions. The absence of a Directing Element organ in BPBD will have no impact walking BPBD functions optimally and violates existing provisions. The existence of a Steering Element is very important, where the input provided is related to strategies, plans and evaluations at BPBD, where the Steering Element consists of employees from Government Agencies and those from Professional/Expert Societies. Empirical research is used due to the potential gap between *Das Sollen* and *Sein* , namely there is a gap between existing regulations and the existing situation. The type of field research *referred* to is obtaining data from research field directly which is the result become objective from research This that is Having a Steering Element in BPBD Asahan is an important and urgent matter. The result form found there are obstacles in implementation is one of them because mechanism the determination is assessed eat time so that needed seriousness as well as support budget from since start of the registration process until financing in implementation his job. The conclusion is that the existence of a Steering Element in the BPBD in Asahan is important and immediate actualization and existence This steering element must also be complemented by legal regulations at the level Regional District .

I. Introduction

Every year the Asahan Regency area experiences an increase in the number of disasters, especially in villages prone to disasters such as floods, landslides which result in losses for both victims and material, This Asahan Regency Regional Disaster Management Agency is concerned, the increasing number of disasters requires handling efforts so that a strategic study of disasters that occur in Asahan Regency is needed.

Based on analysis in RISK, parts of Asahan Regency that border these waters have the potential for flood danger in the moderate to high category. A total of 25 (twenty five) sub-districts were identified as being in potential danger. Asahan Regency Regional Disaster Management Agency in the period between 2010-2020 there were 31 flood events during the last ten years. Affected areas Disasters in Asahan Regency include Pulo Bandring, Setia Janji, Sei Dadap, Tinggi Raja, Buntu Pane, Air Joman , Rawang Panca Districts. Arga , Air Batu, Simpang Empat , Bandar Pasir Mandoge , and East Kisaran City. The water level height when the initial flood occurred was around 50 to 150 cm (BNPB, 2022).

Therefore in frame maximizing disaster management in Asahan Regency requires studies that can provide quick solutions to problems related to natural disasters in Asahan Regency, in accordance with the Regulation of the Head of the National Disaster Management Agency Number 2 of 2009 concerning Work Procedures for Disaster Management Directing Elements which has duties and functions, among others: The directing element as intended in the Regulation of the Head of the National Disaster Management Agency Number 2 of 2009 concerning Work Procedures of the Disaster Management Directing Element, has duties and functions as following (Reg Head of the National Countermeasures Agency Disaster , 2009):

1. The Disaster Management Directive Element has the task of providing input and suggestions to the Head of BNPB in disaster management.
2. The Disaster Management Steering Element carries out the following functions:
 - a. Formulation of disaster management policy concepts ;
 - b. Monitoring; And
 - c. Evaluation in implementing disaster management.

In line with the need for very fast and effective disaster studies and handling within the Regency/City scope, a Regency/City level Steering Element is needed from the Government and from the professional community as stated in the Regulation of the Head of the National Disaster Management Agency Number 2 of 2009 concerning the Working Procedures of the Steering Element Disaster Management, this is also a need at the Regency/City level to contribute to handling and prevention in strategic disaster studies in Asahan Regency , so that a Steering Element at the Regency/City level is needed to be able to maximize performance in the implementation and implementation of disaster mitigation which occurred in the Asahan Regency area. In the problem above, the researcher has done what is intended with Element Director of the National Countermeasures Agency Disasters in Indonesia According to Constitution Number 24 of 2007 and what is meant with Importance exists Element Director of the Management Agency Regional Disasters in the Regency Existing challenges and obstacles in actualize Element Director of the Management Agency District Regional Disasters Sharpening as step transformative in handling disaster .

2. Research Method

This research on Juridical Analysis of the Need for Actualization of the Directing Elements of the Regional Disaster Management Agency According to Law Number 24 of 2007 in Asahan Regency uses a legal science approach with empirical aspects. Empirical legal research starts from the gap between *das Sollen* and *das Sein*, namely the gap between theory and the world of reality. Soetandyo Wignjosoebroto as quoted by Bambang Sunggono state aspect Empirical legal research is also referred to as *non-doctrinal research* or *socio-legal research* (Bambang, 1999).

This type of research is field research, namely obtaining data from direct field research regarding Juridical Analysis of the Need for Actualization of the Directing Elements of the Regional Disaster Management Agency According to Law Number 24 of 2007 in Asahan Regency, this research uses a descriptive approach, namely wanting to find answers directly. fundamentals regarding the Need for Actualization of the Steering Elements of the Regional Disaster Management Agency in Asahan Regency, background behind Why it needs Element Director of the Regional Disaster Management Agency in Asahan Regency based on the Disaster Management Law.

The location that is the focus of the research is the Asahan Regency Regional Disaster Management Agency Office located at Jalan Jenderal Ahmad Yani, Kel. Sei Renggas, District. West Kisaran City, Asahan Regency, North Sumatra 21216. The data obtained at the Asahan Regency Regional Disaster Management Agency Office was used to complete the thesis research carried out by the author in order to fulfill all the required materials and data.

Data analysis is the process of systematically searching and compiling data obtained from interviews, field notes and other materials, so that it can be easily understood, and the findings can be informed to other people (Nawawi, 2001). After the data is collected, the researcher will then analyze it. In analyzing the researcher starts from general problems to draw conclusions on specific problems.

3. Results and Discussion

1. Steering Element of the National Disaster Management Agency According to Law Number 24 of 2007

President's Vision 2020-2024 states that "the realization of a developed, sovereign Indonesia with personality based on mutual cooperation" (<https://www.menpan.go.id/site/tangan-kami/tangan-kami/visi-misi-presiden-dan-bangun-presiden-ri>), to support The President's vision and mission for 2020-2024, the National Disaster Management Agency has a vision for 2020-2024, namely "a reliable and professional BNPB to create a disaster-resilient Indonesia to support the realization of a sovereign, independent and individualized Indonesia based on mutual cooperation" (National Prevention Agency Disaster, 2020). The policy direction for implementing disaster management for the 2020-2024 period is "increasing disaster resilience towards sustainable prosperity For development sustainable". Disaster resilience means that Indonesia is able to withstand, absorb, adapt and recover from the consequences of disasters and climate change in a timely, effective and efficient manner.

Based on The position of the National Disaster Management Agency as stated in Article 10 paragraph (2) is that "The National Disaster Management Agency is a Government Institution Non-departmental according to the Minister. Steering Elements for Disaster Management as stated in Article 11 letter a, Law Number 24 of 2007 concerning Disaster Management, there is no definition regarding the meaning of Steering Elements. As for the duties of the Disaster

Management Steering Element, it is contained in Article 3 of the National Disaster Management Agency Regulation Number 8 of 2022 concerning Procedures for Selection and Work Procedures for Disaster Management Steering Elements where it is stated that " *The Directing Element has the task of providing input and suggestions to the Head in the implementation of disaster management* ".

As for functions Element Director of disaster management based on Article 14 of Law Number 24 of 2007 concerning Disaster Management Jo. Article 4 of the National Disaster Management Agency Regulation Number 8 of 2022 concerning Procedures for Selection and Work Procedures for Disaster Management Steering Elements states that the Steering Elements have the following functions:

- a. Formulation of a national disaster management policy concept ;
- b. Monitoring; And
- c. Evaluation in implementing disaster management.

The steps taken by the National Bencana Management Agency in supporting the development vision and mission remain focused on adapting planning and evaluation, as well as appropriate handling in disaster management, so that Steering Elements who have a strategic role in BNPB, Provincial BPBD, and Regency /City BPBD must aligned down to the Regency/City level , bearing in mind that the Directing Element has the function of providing advice to the Head of BNPB, Provincial BPBD and Regency/City BPBD.

a. Organizational Structure, Selection Procedures and Element Work Procedures Director Countermeasures Disaster

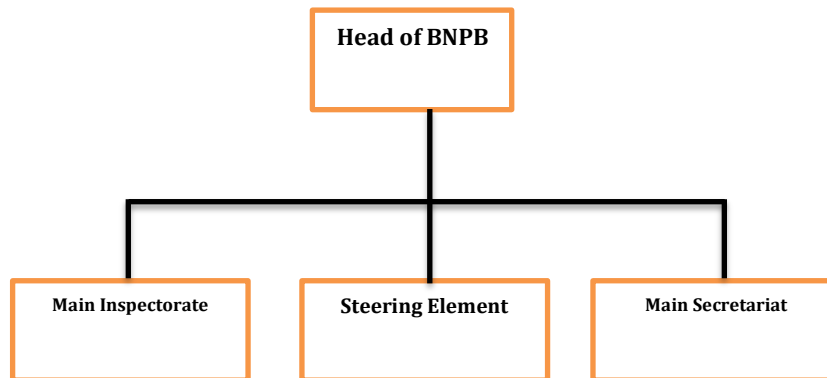
National Countermeasures Agency Disaster through BNPB Regulations stipulates Procedures for Selection and Work Procedures for Disaster Management Directing Elements as a guideline for the selection and implementation of the work of Steering Officers. Through the mandate of the law and BNPB Regulations, Regional Governments can carry out the formation of Steering Committees in both Provincial and Regency/City areas. The mechanism for determining the need to fill the position of Directing Element is carried out through a selection stage through an independent institution for the professional community to determine the suitability of candidates for Directing Element, followed by a feasibility test by the Provincial DPRD for candidates for Directing Element at the Provincial BPBD and by the Regency/City DPRD for candidates for Directing Element at Regency/City BPBD, while the Steering Element that comes from government employees is carried out by authorized government officials. Below is the organizational structure of the Steering Elements of the National Mitigation Agency Disaster, as following :

1. Arrangement Organization

Element Director Countermeasures Disaster, hereinafter referred to as the Steering Element, is a part/element of BNPB which has the task of providing input and suggestions to the Head of BNPB in maintenance countermeasures disaster (Regulation of the National Management Agency Disaster Number 8 of 2022) . Element The Steering Committee which is part of the National Disaster Management Agency which reports directly to the Head of BNPB has a chairman and members Where between The members in question are a combination of government agencies and professional societies. That the Directing Element is a part that is not separate from the National Disaster Management Agency in accordance with Law Number 24 of 2007, the following is the organizational structure of the Steering Elements at the National

Disaster Management Agency (BNPB), described in table under This .

Figure 1.
Organizational Structure of Steering Elements as a Unit with the National Disaster Management Agency



(Source : <https://bnpb.go.id/structure-organization-bnpb>)

Based on Figure 1 above , the Head of BNPB supervises the Main Inspectorate, Elements The Steering Committee and the Main Secretariat have coordination lines, which clearly illustrate that the existence of the Steering Committee is an inseparable unit from the National Disaster Management Agency organization. The Main Inspectorate oversees 3 (three) other Inspectorates such as; Inspectorate I, Inspectorate II, and Inspectorate III. Whereas The Main Secretariat, based on coordination lines, oversees the Planning Bureau, Finance Bureau, Organizational Law and Cooperation Bureau , and Human Resources and General Bureau. For Elements Supervised director directly by the Head of BNPB in a line of coordination following the Head of BNPB who is in charge of the Deputy for Systems and Strategy, Deputy for Prevention, Deputy for Emergency Management, Deputy for Rehabilitation and Reconstruction, Deputy for Logistics and Equipment and other fields supervised by the Deputy . Direct coordination lines at the Education and Training Center, Disaster Data, Information and Communication Center, Operations Control Center and Task Implementation Unit (, <https://bnpb.go.id/truk-organization-bnpb>). It can be seen that the Steering Element of the National Disaster Management Agency, in terms of organizational structure and line of task coordination, is an inseparable unit from the National Disaster Management Agency which has a strategic role in disaster management.

In order to fulfill the needs of the Steering Elements in the National Disaster Management Agency, the National Disaster Management Agency established BNPB Regulation Number 8 of 2022 concerning Procedures for selecting and Working Procedures for the Disaster Management Steering Elements which apply to the National Disaster Management Agency, this is to fulfill the function of the Steering Elements, which has duties and functions as regulated in laws and Government regulations related to disaster management.

2. Election Procedures

Based on Article 5 paragraphs (3), (4) and (5) of the National Disaster Management Agency Regulation Number 8 of 2022 concerning Procedures for Selection and Work Procedures for Disaster Management Directing Elements, members consist of:

- a. 11 (eleven) Officials echelon He and echelon Ib or equivalent to a Middle High Leadership Officer, proposed by the Head of a Government Agency; And
- b. 9 (nine) members of the Professional Society.

Members of the occupying government position echelon He and echelon Ib or equivalent Middle High Leadership Officer represents:

- a. Coordinating Ministry for Human Development and Culture;
- b. Coordinating Ministry for Political, Legal and Security Affairs;
- c. Ministry of Internal Affairs;
- d. Ministry of Finance;
- e. Ministry of Health;
- f. Ministry of Social Affairs;
- g. Ministry of Energy and Mineral Resources;
- h. Minister For Public Works and Human Settlements;
- i. Ministry of Transportation;
- j. National Police of the Republic of Indonesia; And
- k. Indonesian national army.

Then what is meant by members of a professional society are members who come from experts / professionals and / or figure public .

3. Working procedure Element Director

Implementation duties and functions by members of the Steering Committee done through mechanism (Article 19, National Mitigation Agency Regulations Disaster Number 8 of 2022):

- a. Propose and propose the concept of disaster management policy formulation to the Head;
- b. Carry out monitoring and evaluation of disaster management implementation independently and/or jointly with disaster management Implementing Elements; And
- c. Conduct consultations periodically and/or at any time according to the needs of the Head.

Element Director carry out meeting periodically at least 1 (one) time in 1 (one) month or at any time as needed. In holding meetings, the Steering Element may include representatives from Government Agencies outside the Steering Element, regional governments, business institutions, international institutions, and/or other related parties. Meeting results be delivered to Head (Article 20, National Countermeasures Agency Regulations Disaster Number 8 of 2022) .

b. Importance Element Director of the Regional Disaster Management Agency in the Regency Sharpening

Based on the Respondent's statement regarding the existence of a Directing Element in the Regional Disaster Management Agency of Asahan Regency, "until now there is no such thing as a BPBD in Asahan Regency formed Element Director ” (Interview results with Harry Naldo Tambunan) . Presence Element Director in handling disaster in the area Regency Sharpening according to Respondent “ Absolutely existence Element Director is important thing , because as in provision Constitution Number 24 of 2007, that Element Director is the part that doesn't inseparable from the Management Agency Regional Disasters . Where is the position? in the structure own functions

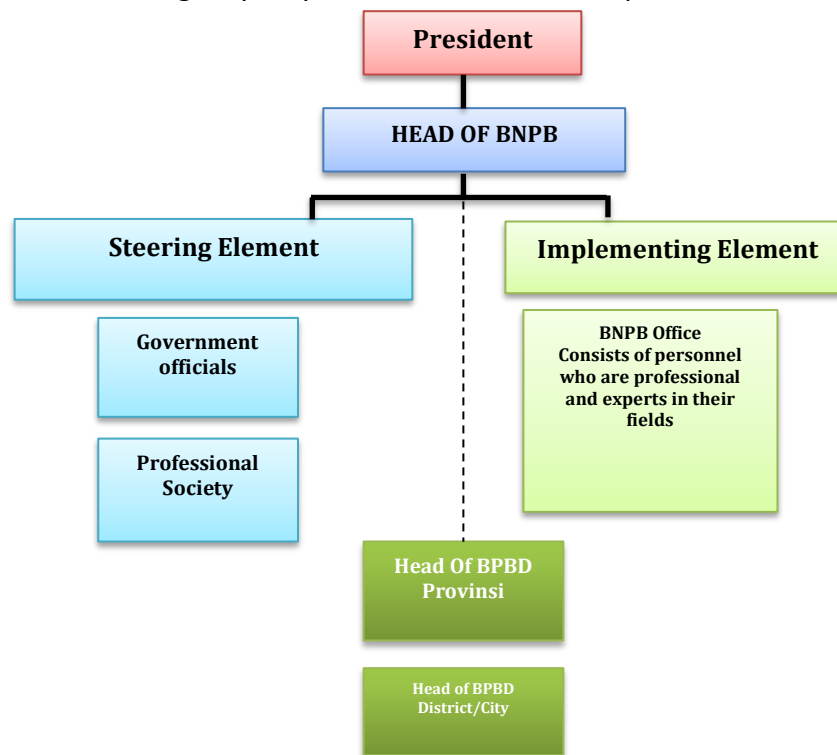
include: Developing concepts for implementing regional disaster management policies, monitoring and evaluating them maintenance countermeasures disaster” (Interview results with Harry Naldo Tambunan) . Element Director consists on government officials and professional societies. Government officials cover several sections, namely planning/finance, cooperation/overseas, domestic, and technical elements. Meanwhile, the professional community includes academics, civil society, business institutions and mass media. Disaster management is not only carried out by the government through formal institutions. Disaster management activities in Indonesia rely heavily on informal institutions the solution . Disaster management assistance can be at the national, local or local level thematic (Agung, 2021).

The mechanism for determining the BPBD Steering Element according to Respondents is that the Steering Element in the Regency/City BPBD is 9 (nine) people consisting of 5 (five) people from Regional Government Agencies/Institutions and 4 (four) people from Professional Community Groups/ Expert. The mechanism for determining the Steering Element from Professional/Expert Community Groups must be carried out through selection by an Independent Institution determined by the BPBD. The results of the selection by the Independent Institution will be proposed to the Regent to be submitted to the DPRD to take part in a fit and proper test as a candidate for the Steering Element. "Candidates who are declared to have passed the fit and proper test will be appointed together with those from the Regional Government Agency/Institution as the Directing Element for a term of office of 5 (five) years." Related with determination Element Director according to Respondent “Barriers in matter actualization need Element Director at Regency BPBD Asahan , because mechanism the determination is assessed eat time so that needed seriousness as well as support budget from since start of the registration process until financing in implementation his job ” (Interview results with Harry Naldo Tambunan) .

c. Asahan Regency Regional Disaster Management Agency (BPBD).

The institutional element that is closely related to disaster management in Indonesia is the National Disaster Management Agency (BNPB). The BNPB institution is deployed at the regional level to handle disasters on a local scale at the Provincial and Regency/City levels. The relationship and work procedures of BNPB and BPBD are horizontal with other institutions, vertical, coordination and command. The formal institutional structure from national to regional level is shown in the picture below.

Figure 2
BNPB to Regency/City BPBD Institutional Composition Scheme



(Source: Training Module Disaster , PSBA, 2018)

Institutional implementation in disaster management is integrated and has coordinating authority between sectors and regions. Each level of the disaster management agency is divided based on position, duties, functions, authority and responsibility, namely consisting of a Directing Element and an Implementing Element.

The Asahan Regency Regional Disaster Management Agency carries out supporting functions for Government Affairs in accordance with Law Number 23 of 2014 article 219 paragraph (1). Meanwhile, the main duties and functions of the Asahan Regency Regional Disaster Management Agency are regulated through the Asahan Regency Regional Regulation Number 6 of 2011 concerning the Organization and Work Procedures of Other Asahan Regency Institutions. The Regional Disaster Management Agency in Asahan Regency has the function of carrying out disaster management tasks in accordance with the disaster management functions in the region, especially in Asahan Regency. This implementation is carried out in the pre-stage

disaster, during a disaster, and after a disaster. Disasters that occurred in Asahan Regency included: Flood disasters in parts of villages and sub-districts prone to flooding, apart from that there were also landslides. According to the Asahan Regency Regional Disaster Management Agency, flooding in Asahan Regency is caused because apart from being close to water areas, rivers are also caused by the intensity of rainfall when the rainy season arrives, the impact of which can result in flood disasters and landslides.

d. Responsibilities and Authorities of Regional Governments in Disaster Management

To deal with disasters in Regency/City areas, the Head of the National Disaster Management Agency has formed guidelines for the formation of Regional Disaster Management Bodies based on the Regulation of the Head of the National Disaster Management Agency Number 3 of 2008 concerning Guidelines for the Establishment of Regional Disaster Management Bodies. The guidelines for establishing Regional Disaster Management Bodies aim to provide a reference for Regional Governments in establishing Disaster Management Bodies in the regions.

- a. Based on Chapter II concerning the responsibilities and authority of Regional Governments in disaster management, it means that the responsibilities of Regional Governments in implementing disaster management are that of the Regent/Mayor as the main person responsible for implementing disaster management in their region.
- b. Then, the responsibility of the Regional Government is to provide and allocate adequate disaster management funds in the Regional Revenue and Expenditure Budget (APBD) in accordance with the implementation of disaster management, at each stage of pre-disaster, emergency response and post-disaster. Integrating disaster management in regional development in the form of:
 - 1) Integrating disaster risk reduction and disaster management in the Regional Long Term Development Plan (RPJPD), Regional Medium Term Development Plan (RPJMD), and Regional Government Work Plan (RKPD)
 - 2) Prepare and determine disaster management plans and periodically review disaster management planning documents.
- c. Regional Government responsibilities in countermeasures disaster among them protect public from the threat and impact of disasters, including :
 - 1) Providing information and knowledge about disaster threats and risks in the region; b. Education, training and skills improvement in implementing disaster management;
 - 2) Social protection and providing a sense of security, especially for disaster-vulnerable groups;
- d. Prevention, mitigation, preparedness, emergency management, rehabilitation and reconstruction. In terms of authority, the Regional Government has the authority to carry out disaster management as determined by the Governor, Regent/Mayor, namely (attachment Regulation Head of the National Countermeasures Agency Disaster Number 3 of 2008) :
 - 1) Formulate and establish disaster management policies in accordance with the level of authority and regional characteristics.
 - 2) Determine the status and level of disaster emergencies in accordance with applicable laws and regulations.
 - 3) Mobilize all existing potential/resources in the region to support the implementation of disaster management.
 - 4) Interweave cooperation with other regions or other parties to support the implementation of disaster management.
 - 5) Regulate and supervise the use of technology that has the potential to be a source of threats that pose a risk of disaster.
 - 6) Prevent and rely on the use and utilization of natural resources that exceed natural capabilities in the area of authority.

- 7) Appoint a commander for emergency disaster management at the suggestion of the Head of BPBD.
- 8) Carry out control over the collection and distribution of aid in the form of money and/or goods and other services (for example volunteers) intended for disaster management in the region, including granting permits to collect donations in the region.
- 9) Develop plans, guidelines and procedures related to the implementation of disaster management in the region.

In accordance with the provisions of this Regulation, the Regional Government, namely the Governor/Regent/Mayor, together with the DPRD, prepare and enact Regional Regulations for disaster management.

Apart from that, the Asahan Regency Regional Disaster Management Agency has responsibility for providing information, managed in the information system "The information system regarding disaster management in Asahan Regency is carried out in stages. Whereas in the BPBD of Asahan Regency there was formed a forum called the Operations Control Center (PUSDALOPS) whose daily task is to receive and distribute expand information disaster in the Asahan Regency area. Information received furthermore processed become useful data determine step treatment required , as well efforts that have been made done in matter countermeasures informed return to public through official media Government Regency Sharpening " (Interview results with Harry Naldo Tambunan) .

According to the Respondent, in handling disasters in Asahan Regency there were no special handling actions taken. Respondents explained that "There are no special things in handling disasters in Asahan Regency. All affairs maintenance countermeasures disaster in the district Sharpening still done with guide the provisions that have been made arranged in legislation , except There is other policies regulated by the Government or Government The province must followed by the Government Regency /City" (Interview results with Harry Naldo Tambunan) .

e. Obstacles found in actualizing the steering elements in the Regency Regional Disaster Management Agency Sharpening and Solutions

The obstacles faced by the Regional Disaster Management Agency of Asahan Regency in implementing disaster management, in terms of the absence of a Directing Element, are in accordance with the Respondent's statement "Of course in disaster management management, especially the functions of the Directing Element, are not working, namely, among other things, preparing concepts for implementing management policies regional disasters; monitoring and evaluating in the implementation of regional disaster management". More carry on explained that "we feel direction policy countermeasures disaster in the district Sharpening No measurable Because No exists draft implementation policy countermeasures a planned disaster that should be organized by Elements Director the ", " related with monitoring and evaluation maintenance countermeasures disaster , we became not enough know Already how much optimal? effort implementation countermeasures the disaster we have wrought as material our future evaluation for implementation maintenance countermeasures disaster that we did can become more good " (Interview results with Harry Naldo Tambunan) .

To actualize the need for a Steering Element for the Asahan Regency Regional Disaster Management Agency, efforts are needed to realize the formation of a Steering Element for the Asahan Regency Regional Disaster Management Agency. The provision of resources will guide the organization's diagnosis towards achieving the desired results objectively. With strategic resources, the Regional Disaster Management Agency can build the strategy as part It is important

for a results-oriented organization. Capabilities and resources Power focused optimally to achieve the desired results.

In carrying out the formation of the Steering Element which is an inseparable part of the National Disaster Management Agency (BNPB), the Steering Element must also indirectly exist in the Regional Disaster Management Agency organization, both in the Provincial and Regency/City Regional Disaster Management Agencies. That strategic resources enable the Regional Disaster Management Agency to provide commitments to activities and activities in the future. Strategic resources require comprehensive information gathering facilities and infrastructure, to then prepare a technical analysis of various alternatives and implications that can be directed in the future. Competent human resources can also maximize disaster management performance in the region, in an effort to actualize the formation of a Steering Element in Asahan Regency.

For regional authority to carry out regional autonomy and assistance tasks in the administration of Regional Government, based on Article 18 paragraph (6) it is stated that "Regional governments have the right to establish regional regulations and other regulations to carry out autonomy and assistance tasks".

Whereas in carrying out the formation of the Steering Element in Asahan Regency, as the Chief Executive at the Regional Disaster Management Agency of Asahan Regency, he has suggested to the Leadership to form regulations governing the Steering Element. Regarding the formation of regulations on the Steering Element, the existence of the Steering Element can be based on the National Disaster Management Agency Regulation Number 8 of 2022 concerning Procedures for Selection and Work Procedures of the Disaster Management Steering Element.

Apart from establishing regulations for Steering Elements, it is necessary to establish guidelines/regulations to regulate the mechanism for recruiting/determining Steering Elements, regulation of Steering Elements in the Regency and Mechanisms recruitment / determination become bullet points in actualizing the existence of the Directing Element, also to follow up on Asahan Regency Regional Regulation Number 6 of 2011 concerning the Organization and Work Procedures of Other Regency Institutions Sharpening is one of them arrange regarding the Regional Disaster Management Agency of Asahan Regency.

According to the Respondent, efforts were made to form regulations to regulate the existence of the Steering Element in the Asahan Regency BPBD as stated in the statement "We have coordinated with the leadership regarding the importance of the existence of the Steering Element in the Asahan Regency BPBD as an important element together with us as the Implementing Element in terms of implementation disaster management in Asahan Regency, so that the function of the Steering Element as intended in Law Number 24 of 2007 can be carried out in the Regency BPBD Sharpening" (Interview results with Harry Naldo Tambunan).

According to the Respondent, "the mechanism for determining Steering Elements from Professional/Expert Society groups must be carried out through selection by an Independent Institution determined by BPBD, the results of the independent institution's selection will be proposed to the Regent to be submitted to the DPRD to take part in the fit and proper test as a candidate Member of the Steering Committee. Candidates who are declared to have passed the fit and proper test will be appointed together with those from the Regional Government Agency/Institution as the Directing Element for a term of 5 (five) years. (Interview result with Harry Naldo Tambunan) .

To fill the membership of the Steering Element in the Asahan Regency Regional Disaster Management Agency, according to the Respondent's statement, the effort to ensure that there is a Steering Element in the Asahan Regency BPBD is "We will suggest to the Leadership that

regulations/rules be immediately formed in Asahan Regency which regulate the Steering Element and recruitment / assignment mechanism Element Director " (Interview results with Harry Naldo Tambunan) .

For solution recruitment un sur The directors at the Regency/City Regional Disaster Management Agency consist of 5 (five) people from Regional Government Agencies/Institutions and 4 (four) people from Professional/Expert Community Groups. So, there are differences in recruiting members of the Steering Committee, both those from government agencies and those from professional community groups.

Whereas in the National Disaster Management Agency Regulation Number 8 of 2022 concerning Election Procedures and Work Procedures Element Director Countermeasures Disaster There are differences in filling the membership of the Steering Committee. Members of government agencies and members of professional societies. For members from government agencies, Article 6 states that "The Head submits an application for membership of the Steering Committee from a Government Agency to the head of the Ministry/Agency. Prospective members of the Steering Committee are proposed by the Head of Government Agencies. The Head submits proposals for prospective members of the Steering Committee from Government Agencies to the President. The Steering Elements of Government Agencies are determined by the President."

That For fill in membership Element Director from Government Agencies at the National Disaster Management Agency is carried out by submitting an application to fill the membership of the Steering Committee to the Ministry/Agency submitted by the Head. Candidate members are proposed by the leadership Government Agencies , after nominating prospective members, the Head submits the prospective members of the Steering Committee to the President and the President determines the members of the Steering Committee from the Government Agencies.

For prospective members of the Steering Committee of the Professional/Expert Society of the National Disaster Management Agency as per Article 7 and Article 8 of the National Disaster Management Agency Regulation Number 8 of 2022 concerning Selection Procedures and Work Procedures Element Director Countermeasures Disaster , there are requirements.

Provisions for selecting prospective members of the Steering Committee from the Professional/Expert Society at the National Disaster Management Agency are carried out by selection by a selection committee and assisted by independent institutions that are certified in the field human Resources . Regarding the selection committee, Article 10 of the National Disaster Management Agency Regulation Number 8 of 2022 concerning Procedures for Selection and Work Procedures for Disaster Management Directing Elements states :

- (1) The selection committee as intended in Article 9 is tasked with:
 - a. prepare and determine the schedule and stages of selection;
 - b. determine selection methods and prepare selection materials;
 - c. determine the system used at each selection stage;
 - d. determine assessment criteria for administrative selection and competency selection;
 - e. announce vacancies and requirements;
 - f. establish independent institutions;
 - g. carry out administrative selection and competency selection; And
 - h. prepare and submit a report on the selection results to the Head.
- (2) The selection committee as intended in paragraph (1) consists of the following elements:
 - a. BNPB;
 - b. academics; And
 - c. practitioner.

- (3) Committee selection as intended in paragraph (2) the maximum number is 9 (nine) people.
- (4) The selection committee as intended in paragraph (2) is determined by the Head.

That as stated in the provisions on to There are 2 criteria for implementation /procedures for filling out Steering Element membership at BNPB, firstly, for prospective members from Government Agencies, this is done by the Head by submitting a proposal to the relevant Agencies to propose prospective members of the Steering Element, which is determined by the President. Meanwhile, for prospective members who come from professional societies, this is carried out by determining the requirements and selection by a selection committee and independent institutions.

According to the Respondent, "the mechanism for determining the originating Steering Element from group Society Professional /Expert must carried out through selection by an Independent Institution determined by the BPBD, the results of the independent institution's selection will be proposed to the Regent to be submitted to the DPRD to take part in a fit and proper test as a candidate for the Steering Committee. Candidates who are declared to have passed the fit and proper test will be appointed together with those from the Regional Government Agency/Institution as Directing Elements for a term of office of 5 (five) years (Interview results with Harry Naldo Tambunan).

To fill in the membership of the Steering Element in the Regional Disaster Management Agency of Asahan Regency, according to the Respondent's statement, the effort to ensure that there is a Steering Element in the Asahan Regency BPBD is "We will suggest to the Leadership that regulations/rules be immediately formed in Asahan Regency which regulate the Steering Element and recruitment / assignment mechanism Element Director " (Interview results with Harry Naldo Tambunan).

4. Conclusion

From the discussion above, it is concluded that the position of the Steering Element in the Regional Disaster Management Agency has been regulated in Article 19 paragraph (1) of Law No. 24 of 2007. It is reiterated that the Steering Element is part of the National Disaster Management Agency in Article 5 of Presidential Regulation No. 8 of 2008, and as a derivative, the mechanism regarding the procedures for selecting and working procedures for Disaster Management Steering Elements in the National Disaster Management Agency has been regulated in detail in the National Disaster Management Agency Regulation Number 8 of 2022 as well as the mechanism for determining the Steering Elements in the Regional Disaster Management Agency in the Regulation of the Head of the National Disaster Management Agency. Disaster Number 3 of 2008.

It is recommended for the Regional Government of Asahan Regency to immediately make rules/regulations which serve as guidelines regarding the Steering Elements as well as the mechanism for determining the Steering Elements in the Regional Disaster Management Agency of Asahan Regency, and it is recommended for the Regional Disaster Management Agency of Asahan Regency to form an independent institution whose function is to recruit prospective members. Steering Elements as stated in the attachment to the Regulation of the Head of the National Disaster Management Agency Number 3 of 2008.

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