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Fulfillment of Constitutional Rights of Stunting Children in Pekalongan Regency

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Abstract

Children have right For live , grow and develop as befits humans in general with Fulfillment right Constitutional in children affected by stunting is not quite enough state/ government responsibility Because in accordance with Contents the mandate stated in Article 28B paragraph 2 of the 1945 Constitution of the Republic of Indonesia. Fulfillment right constitutional in children Stunting in society Subdistrict Palm Regency Pekalongan . Research objectives This is For know How fulfillment right constitutional in children Stunting in society Subdistrict Palm Regency Pekalongan and how consequence law fulfillment right constitutional in children Stunting in society Subdistrict Palm Regency Pekalongan . Research This use method study juridical empirical with review and analyze implementation law in society about fulfillment right constitutional Stunting and consequence the law . Research results This show that Fulfillment of Constitutional Rights of Stunting Children in Society Subdistrict Palm Regency Pekalongan in accordance with implementation Constitution Number 23 of 2002 concerning Child Protection Article 4 States that every child entitled For can live , grow , develop and participate in a way reasonable in accordance with dignity and honor humanity , as well as get protection , law Number 36 of 2009 concerning Health in Article 132 States that every child entitled to obtain service health base in accordance with need medically , not yet fulfilled , because right child constitutional in the form of the Right to live , grow , develop as well as right to obtain health , that in the Sub-district Community palm tree found Still There is significant stunting data in the Sub-district Community palm tree Regency Pekalongan . Based on the Stunting program in the District palm tree Stunting phenomenon has not fully fulfilled in matter education Because government village only one or two who want cooperate with Health Center Sugar palm.

Keywords : *Convention on the Rights of the Child; Stunting; Fulfillment of Constitutional Rights*

Abstrak

Anak memiliki hak untuk hidup, tumbuh dan berkembang layaknya manusia pada umumnya dengan Pemenuhan hak Konstitusional pada anak yang terkena Stunting merupakan tanggung jawab negara/pemerintah karena sesuai dengan isi amanat yang tertera dalam Undang-Undang Negara Republik Indonesia tahun 1945 pasal 28B ayat 2. Pemenuhan hak konstitusional pada anak Stunting di masyarakat Kecamatan Siwalan Kabupaten Pekalongan. Tujuan penelitian ini adalah untuk mengetahui bagaimana pemenuhan hak konstitusional pada anak Stunting di masyarakat Kecamatan Siwalan Kabupaten Pekalongan dan bagaimana akibat hukum pemenuhan hak konstitusional pada anak Stunting di masyarakat Kecamatan Siwalan Kabupaten pekalongan. Penelitian ini menggunakan metode penelitian yuridi empiris dengan mengkaji dan menganalisis pelaksanaan hukum di masyarakat tentang pemenuhan hak konstitusional Stunting serta akibat hukumnya. Hasil penelitian ini menunjukkan bahwa pemenuhan Hak Konstitusional pada anak Stunting di masyarakat Kecamatan Siwalan Kabupaten Pekalongan sesuai dengan pelaksanaan Undang-undang Nomor 23 Tahun 2002 tentang Perlindungan Anak Pasal 4 Menyatakan bahwa setiap anak berhak untuk dapat hidup, tumbuh, berkembang, dan berpartisipasi secara wajar sesuai dengan harkat dan martabat kemanusiaan, serta mendapat perlindungan, Undang-Undang Nomor 36 Tahun 2009 tentang Kesehatan pada Pasal 132 Menyatakan bahwa setiap anak berhak memperoleh pelayanan kesehatan dasar sesuai dengan kebutuhan medisnya, belum terpenuhi, dikarenakan hak anak konstitusional berupa Hak untuk hidup, tumbuh, berkembang serta hak memperoleh kesehatan, bahwa di Masyarakat Kecamatan siwalan ditemukan masih adanya data Stunting yang signifikan di Masyarakat Kecamatan siwalan Kabupaten Pekalongan. Berdasarkan program Stunting di Kecamatan siwalan fenomena Stunting belum sepenuhnya terpenuhi dalam hal edukasi karena pemerintah desa hanya satu dua yang mau bekerjasama dengan Puskesmas Siwalan.

Kata kunci : *Konvensi Hak Anak; Stunting; Pemenuhan Hak Konstitusional*

Introduction

Source Power Human resources (HR) are very important for the country of Indonesia which is entering demographic bonus phase (population) where the peak that is 2030-2045. Demographic Bonus is a phase Where amount resident age work (15-64 years) exceeds amount resident child (14 years old) down) and continue age (65 years) to above), because aiming For create generation gold that is obtained opportunity For to obtain a better life well , they are the ones who are capable reach peak success and competition on the global stage . The problem of stunting has become world involvement because have influence big in the future nation , especially Indonesia which is a third country with prevalence highest Stunting in the world. The height prevalence (number) overall disease) Stunting as proof failure government in rate reduction and enforcement law to problem nutrition bad / Stunting.

For the sake of continuity life , growth and development physique from all the possibility that will endanger nation in the future state making constitution of human rights Man through law . Law can called with term constitution , meaning as “ regulated rights ” in Constitution of the Republic of Indonesia in 1945 ” . Constitutional Rights is rights that are owned by each citizens who are guaranteed by the constitution and apply in their respective countries .

The formation of Indonesian institutions exist many and varied in accordance with duties and functions in operate a authority that has objective For advance the country and realize welfare society is one of them Stunting problem . Stunting occurs Because consequence toddlers who are deficient intake important such as animal and vegetable proteins as well as substances iron . Indonesian children under 5 years old at risk experiencing Stunting, Stunting starts at the age of 0-6 months , peaking at the age of 2-5 years / 24 months - 59 months under 5 years age toddler .

Constitutional rights highest For life Healthy grow and develop as befits humans in general set up in constitution The 1945 Constitution of the Republic of Indonesia (UUD NRI) in Article 28B paragraph (2) states : " everyone child entitled on continuity live , grow and develop as well as entitled on protection from violence and discrimination ”. Children's rights about Stunting no only set up in the 1945 Constitution of the Republic of Indonesia alone , it is also regulated in MPR Decree Number XVII/MPR/1998 concerning Human Rights human , described in Law Number 39 of 1999 concerning Human Rights.⁶ There is in article 52 paragraph (2) of the Human Rights Law: "Rights child is right basic human and for

its importance right child That recognized and protected by law even since in content ." Article 53 paragraph (1) of the Human Rights Law: " every child since in content , entitled For live , maintain live , and improve level his life ". Article 54 of the Human Rights Law : " everyone disabled child physical and /or mental rights to obtain care , education , training and assistance special on state costs , for ensure his life in accordance with dignity humanity , increasing trust self , and ability participate in life society , nation and state .

Stunting has already become a government program , but rate decline Targeted Stunting Figures in Indonesia Not yet according to the current Stunting Figures in Indonesia This Still high . Stunting cases in Indonesia are still Far from the target in the RPJMN (Long Term Development Plan) National Middle School) from ministry health 2020-2024 , which is 14 percent .

Based on the Indonesian Nutritional Status Study (SSGI), the stunting rate in Indonesia is still 24.4 percent (SSGI 2021), although down from 27.7 percent (SSGI 2019), as quoted from Sehat Negeriku . The impact of stunting is not only affairs height , but the most dangerous later , the low ability child For learn , and emergence diseases chronic easy enter to body children . The scale of Stunting in term length , also increases health society , stability and prosperity of the country. In accordance with Regulation President Number 72 of 2021 concerning " Acceleration of Stunting". and Regulation Regent Regency Pekalongan Number 9 of 2020 concerning " Reducing Stunting" in the Regency Pekalongan , sub-district Palm Alone Not yet fully experience appropriate reduction in stunting with percentage number prevalence (acceleration) of national stunting targeted in 2024 per year down 14%.

Government subdistrict Palm in fulfillment right constitutional Not yet in accordance with percentage number national by 14% per year , the Government Subdistrict in handling stunting experienced decline .

Based on observation in the District Siwalan , Reducing Stunting in the Community Subdistrict Siwalan in 2020 to 2023 number process The stunting still 22.4%, the figure percentage the including Still not enough Good in decline Stunting, numbers Toddlers who are affected by stunting are still many . Should be down to 15% as stated by Muizzudin Zarkasi as part from service health Regency Pekalongan as controller EHDW application . Stunting is stature short in children , Stunting issues , government should notice That's right grow flower clown (baby) under two years) and toddlers (babies) under five years) in society Subdistrict Palm Regency Pekaongan because it has a big influence on the source Power human and economy of the country is good in term short and term long . The following data shows the number of child villages toddlers affected by Stunting /BGM (Below the Red Line) .

Following Table 1.1 Data *Stunting* Lower Line Red

No	Name Village	Short	Very Short	BGM
1	Palm	10	15	15
2	Blacan	10	15	10
3	Depok	10	15	10
4	Bitter	10	10	10
5	Sigh East	20	25	15
6	Sigh West	10	15	6
7	The Garden of Dreams	20	10	10
8	Table	25	30	15
9	Dew	20	30	25
10	Boyote Bay	10	10	10
11	Starfruit Whoops	15	15	5
12	Wonosari	15	15	7
13	Yosorejo	14	15	5

The explanation that child toddlers affected by stunting in society Subdistrict Palm Regency Pekalongan the amount Still many are experiencing stunting and have not fulfilled with good . The Stunting Data Table that is focused on decline Stunting throughout the district Pekalongan based on level subdistrict from the District Health Service data Pekalongan .

Following Table 1.2 Data *Stunting* Regency Pekalongan

No	Health Center	Name Village	Presentation %
1	Buaran	Simbangwetan, Watusalam, Paweden, Sapugarut	46.48%
2	Doro	Rogoselo, Run Away	43.28%
3	Karanganyar	Sukosari, Balance	32.31%
4	Karangdadap	Kebonrowopucang, Pegandon, Karangdadap	31.25%
5	The Talun	The Talun	25.00%
6	Wira Village	Bondansari, Carpentry	24.25%
7	Palm	Mejasem, Tengeng Wetan , and Dew	22.40%

The explanation based on table data on Subdistrict Palm regency Pekalongan including in focus Stunting reduction in the Regency Pekalongan , the percentage reached 22.40%. Researchers choose location Subdistrict Palm Regency Pekalongan , because it is in the government Subdistrict Palm has a stunting reduction program , because access gained more easy , communication with with party related more easy and done know past meetings and programs related to Stunting and other problems Stunting health .

Methods

The research conducted in this article uses an empirical-juridical method, combining normative or ideal law (Das Sollen) with the reality of law in society (Das Sein). The aim of this research is to analyze the implementation of the law and evaluate its effectiveness in fulfilling the constitutional rights of children affected by stunting, specifically in the Siwalan District, Pekalongan Regency. This empirical-juridical approach allows the study to examine how written regulations and policies are applied in practice and their impact on the community.

A sociological legal approach is applied to understand how the law is perceived and practiced in a social context. The research observes factors affecting the implementation of policies, such as suboptimal legal structures, facility availability, and societal culture influencing the protection of children's rights. Primary data were obtained from observations and interviews with healthcare professionals and other relevant parties in the Siwalan District. Secondary data were collected from literature reviews, including legislation such as Law No. 23 of 2002 on Child Protection, and other related regulations.

The theory of law enforcement is used as a foundation to evaluate the extent to which existing policies and regulations ensure children's rights to live, grow, and develop optimally. This theory views law enforcement as a process involving state efforts to uphold regulations

through legal institutions and mechanisms. Constitutional theory emphasizes the importance of protecting rights enshrined in the constitution, such as Article 28B paragraph (2) of the 1945 Constitution, which guarantees children's rights to protection from violence and discrimination.

Discussion

A. Constitutional Rights of Children

Constitutional rights is rights guaranteed by the constitution or Constitution basic , good stated in a way firm and implied , because listed in constitution or Constitution base so right constitutional become part from constitution or Constitution base so that all over branch mandatory state power respect it . Constitutional rights also known as right basic man Because is element important thing to do owned and protected by every legal state . One of the condition for a country of law is existence guarantee on rights base or rights the main thing brought man since born as grace or gift from God Almighty, such as right life , rights freedom and equality which are inherent in nature No may violated by anyone .

Efforts to realize right basic man in life real since formerly until moment This is struggle man in maintain his dignity and honor from actions arbitrary , as for the emergence awareness man will his rights as man is one of factor important background and giving birth to known idea with right basic human . Human rights man is rights owned man Because He solely human , people man have it No Because given by the community or based on law positive , but solely based on his dignity as human . Human rights man and right constitutional this also applies No except which children are children the entitled get protection from rights they .

Speak about Human Rights Human (HAM) there is something called right child . is agreement tie in a way legal and political between various countries that regulate about right children . Children's rights is a process of activity For ensure as well as protect child with his rights in accordance dignity and honor humanity and get protection from violence and discrimination .

Children are trust from God Almighty and the grace of God Almighty is inherent in a way external dignity and honor in self a child . A child is a very important asset , because generation young is successor ideals struggle nation , determinant quality Human Resources (HR) that will be as well as become a main pillar in national development.¹⁸ With condition so , already as it should be quality as well as a child enhanced and maximized in get fulfillment good rights from party family , society , and government . The child future assets A a nation that is also pioneer in development of the country. Fulfillment Protection to child become not quite enough state responsibility .

Based on Constitution Number 22 of 2003 concerning Child Protection , it is stated that " child is someone who has not 18 years old , including children who are still in content ". all child born must For recognized , believed , cared for and maintained as form from implementation the practices of parents , nation and state. Children as generation young people who will play a role important For fill in development in life nation and state in the future come , so it is very much needed thorough preparation .

Importance fulfillment protection right child on health from corner view right basic man emphasize that every child entitled on grow optimal flowers and government expected take steps For support implementation right child on health in a way fair . Protection , advancement , enforcement , and fulfillment right basic man is not quite enough the State's responsibility , especially government . The government must also ensure that policy This based on the principle of non- discrimination and protecting right all child , whatever background behind social or economy they . Children also as element important in perspective respect right basic human . Inside Law no. 39 of 1999 stated that , the right basic man including right base or citizenship inherent in individuals since He born in a way given nature directly by God Almighty who is not can seized and revoked its existence . and is mandatory respected , upheld high , and protected by the state, law , government and every person for the sake of honor and protection dignity and honor man .

Enforcement right basic man related right child has set up in Law - Article 28 B paragraph 2 of the 1945 Constitution of the Republic of Indonesia states : that : " Every child entitled on continuity live , grow and develop as well as entitled on protection from violence and discrimination."

Give mandate that each child own right one of the basic principles is right For grow and develop like humans in general. Rights constitutional the child who must guarded and protected from various party. The nature from protection right is protect right basic man fully through balance between rights and obligations which are duties and responsibilities together between citizens or country .

1. Children's Right to Identity
2. Children's Rights to Health
3. Children's Rights to Education

B. Development Stunting in Sub-districts Palm regency Pekalongan

Amount toddler in 2020 to 2023 sub-district Palm reached 2420 toddlers , but those affected by stunting, and babies below the red line (BGM) a total of 542 children toddler. Toddler is group age children in range age 1–5 years , or older popular interpreted as children under five years of age . Growth children in the range age it is very important For be noted. If high or child weight No in accordance his age , then the parents need be alert. There is a number of factors that can influence ideal body weight for toddlers , among others factor genetics , intake nutrition , activities carried out , to condition medical certain diseases , such as : cancer , abnormality gland Thyroid , Tuberculosis , Diabetes, Disorders digestion , such as diarrhea . Not only lack just weight , excess The child 's weight

is also necessary get attention more from parents . Because , children with excess status nutrition precisely can increase risk child experience various diseases , such as diabetes, cholesterol , to hypertension . Here ideal height for children normal man according to age. The following is Table 2.1 Data on ideal height for children. normal man according to age

Age/Years	Tall Body
1	71 – 82.9 cm
2	81.7 – 97 cm
3	88.7 – 107.2 cm

Following tall body ideal child Woman Which normal in accordance age

Age/Years	Tall Body
1	68.9 – 81.7 cm
2	80 – 96.1 cm
3	87.4 – 106.5 cm

According to Ministry of Health of the Republic of Indonesia (Kemenkes RI), toddlers Can known as Stunting if Already measured long or tall his body , then compared to with standards , and results the measurement whether is in the range below normal or no . A child toddler including in Stunting or no , it depends from results measurement So no . Can only approximately or guessed just without measurement . In addition to the body that is built short from child at his age , there are also characteristics other namely short body , increasing weight reduced , circumference head small , easy sick , late grow teeth , child more young from age his age , ability study it not enough ok , circle arm small , skin dry and have disturbance behavior .

The following is Table 2.3 Normal/ideal height for children. toddler women and men according to WHO starting Age 0-60 months :

Tabel Tinggi Badan Anak Laki-laki Usia 0-60 Bulan Menurut WHO

Umur (bulan)	Tinggi badan (cm)						
	-3 SD	-2 SD	-1 SD	Median	+1 SD	+2 SD	+3 SD
	Pendek	Normal					Tinggi
0	44.2	46.1	48	49.9	51.8	53.7	55.6
1	48.9	50.8	52.8	54.7	56.7	58.6	60.6
2	52.4	54.4	56.4	58.4	60.4	62.4	64.4
3	55.3	57.3	59.4	61.4	63.5	65.5	67.6
4	57.6	59.7	61.8	63.9	66	68	70.1
5	59.6	61.7	63.8	65.9	68	70.1	72.2
6	61.2	63.3	65.5	67.6	69.8	71.9	74
12	68.6	71	73.4	75.7	78.1	80.5	82.9
18	74.2	76.9	79.6	82.3	85	87.7	90.4
24	78.7	81.7	84.8	87.8	90.9	93.9	97
36	85	88.7	92.4	96.1	99.8	103.5	107.2
48	90.7	94.9	99.1	103.3	107.5	111.7	115.9
60	96.1	100.7	105.3	110	114.6	119.2	123.9

The following is Table 2.4 Normal/ideal height for children. toddler women and men according to WHO starting Age 0-60 months :

Tabel Tinggi Badan Anak Perempuan Usia 0-60 Bulan Menurut WHO

Umur (bulan)	Tinggi badan (cm)						
	-3 SD	-2 SD	-1 SD	Median	+1 SD	+2 SD	+3 SD
	Pendek	Normal					Tinggi
0	43.6	45.4	47.3	49.1	51	52.9	54.7
1	47.8	49.8	51.7	53.7	55.6	57.6	59.5
2	51	53	55	57.1	59.1	61.1	63.2
3	53.5	55.6	57.7	59.8	61.9	64	66.1
4	55.6	57.8	59.9	62.1	64.3	66.4	68.6
5	57.4	59.6	61.8	64	66.2	68.5	70.7
6	58.9	61.2	63.5	65.7	68	70.3	72.5
12	66.3	68.9	71.4	74	76.6	79.2	81.7
18	72	74.9	77.8	80.7	83.6	86.5	89.4
24	76.7	80	83.2	86.4	89.6	92.9	96.1
36	83.6	87.4	91.2	95.1	98.9	102.7	106.5
48	89.8	94.1	98.4	102.7	107	111.3	115.7
60	95.2	99.9	104.7	109.4	114.2	118.9	123.7

Child data table presentation toddlers affected by stunting in the sub-district Palm Regency Pekalongan 2023 .

Table 3.1 Observation and Interview Results Party Health Center Palm

No	Village	Amount Toddler <i>Stunting</i> Short/Very Short
1	Blacan	35
2.	Starfruit Whoops	35
3	Boyo Bay	30
4	Depok	35
5	Table	65
6	Bitter	30

7	Dew	70
8	Palm	40
9	Sigh west	31
10	Sigh East	60
11	The Garden of Dreams	40
12	Wonosari	37
13	Yosorejo	34
Amount Percentage		22.4%

Based on Observations conveyed by Nutritionist , Nutritionist Mrs. Elok Asmara, A.mg stated that :

" Amount presentation on according to expert Nutrition of Mrs. Elok Asmara, A.mg at the health center Subdistrict Palm explain that toddlers are stunted in society subdistrict Palm Regency Pekalona totaling 542 or 22.4% of 2420 children toddler in 2023. That means public subdistrict Palm Alone Not yet fulfilled in handle child toddlers affected by stunting. Delivery from power health expert Nutrition of Mrs. Elok Asmara, A.mg state The target of the Stunting program is intervention specific and intervention sensitive ."

Presentation on show that Health Center Palm Not yet handling Stunting as should be . Related the so expert Nutrition of Mrs. Elok Asmara, A.mg at the health center Subdistrict Palm state that :

"Stunting conveyed by Mrs. Elok Asmara, A .mg as Health Center Nutritionist Subdistrict Palm is phenomenon health important For noticed and watched out for by various element society . Because if a child experience Stunting condition , he will experience various impact bad for development his life , including is No optimal development brain and intelligence child , emergence disturbance growth physical and disorders metabolism in body, decreasing ability cognitive and achievement Study children at school , decreasing Power immune so that child become easy sick , and increasing risk caught diabetes , obesity , disease heart , cancer , and stroke."

According to Elok Asmara, A.mg as expert nutrition at the Community Health Center Subdistrict The siwalan that was given to child Stunting sufferers are just nature temporary or formal not until child toddlers affected by stunting fully recovered . service poor health adequate and inadequate complete so that child Stunting toddlers must

rushed to House Sick or to specialist doctor children and while service child Stunt enter to House Sick That paid like a person who is promil .

Limited immunizations given , sometimes If immunization finished so until must be downloaded For month front or if No postponed Sunday front forced child toddler immunization special in specialist child . service measurement toddler height , toddler weighing , measurement Circumference arm (lila) with use tool anthropometry given from regency Pekalongan No effective Because often trouble , and error when used So No maximum For see measurement , weighing . Use tool anthropometry the especially the application moment used often slow .

Access to affordability and quality service health give great influence to success implementation development field health . there is connection between utilization service health with nutritional status toddler . Practice give eating in children covering breastfeeding , food addition quality , preparation food and provision nutritious food , care child including nurse child if sick , immunization , administration supplements , bathing child become grow and develop with healthy . Priority location implementation of programs and activities action acceleration Stunting reduction is determined with consider Regency or City with criteria : Commitment Regency or City with percentage resident with age 15 (fifteen) to 24 (twenty) four) years , the number of child under five years old (toddlers) who enter in Stunting category , prevalence child under five years old (toddlers) Stunting.

C. Analysis Fulfillment of Constitutional Rights of Stunting Children in Sub-districts Palm Regency Pekalongan

Indonesia must own source Power human resources (HR) who can empowered compete so that later capable compete in the era communication and technology . This country must finish Stunting problem with finished If want to more increase quality source Power Indonesian people . Resolution The problem of stunting in Indonesia requires source Power human being who has ability technology height , intelligence and power productive physical .

Realizing good governance according to writer need time that is not short and also continuous effort continuously . Besides that , also needs to be built agreement and a high sense of optimism from all over component nation involving three pillars of the nation and state , namely state apparatus , political parties private and public For grow develop a sense of togetherness in frame achieve good governance . something that is not open and not controlled will invite abuse , that the economic program No will succeed without legitimacy , order social , and institutional efficiency .

Impact of Stunting according to The author analyzed children affected by stunting, becoming cognitive weak and psychomotor obstructed , evidence show growing child with Stunting experiencing problem development cognitive and psychomotor . If the proportion children who experience not enough nutrition , nutrition bad , and big stunting in a country, then will also has an impact on the proportion quality source Power the

human being who will be generated. This means that the magnitude of the stunting problem in children today will impact on the quality of the future nation.

Difficulty mastering science and excelling in children's sports, growing and developing proportionally, in general, will have an ability in a way below average intellectual compared to a growing child with good. The growing generation with cognitive and intellectual deficiencies will find it more difficult to control knowledge (science) and technology because their ability to analyze is weak.

The growing generation with conditions of not enough nutrition and experiencing stunting, cannot be expected to achieve in field sports and physical skills. Proportionally, not enough nutrition and stunting in children is a threat to performance and the quality of the nation in the future from all sides. The source of low quality human resources and stunting at the moment, causes low quality human resources to be productive. The writer mentions that knowledge of nutrition, knowledge of eating, and knowledge of cleanliness are self-influential to improving nutritional status, where the repair of public nutritional potential is pressing. Stunting figures.

Implementation of action programs for stunting reduction, the author conveys the role of the government at the sub-district level that coordinates and implements action programs for stunting reduction at the village level. In this case, the government at the sub-district level works the same with the village government, prioritizing the use of village funds to support organizations for stunting reduction. The village government also optimizes programs and activities for village development to support organizations for stunting reduction. The government area of Pekalongan Regency has its own role in giving considerations and suggestions, as well as recommendations to the village government in matters of program planning and budgeting and activity development related to stunting reduction, as well as provisions for regulation and legislation.

As for children and toddlers in society at the sub-district level of Siwalan, affected by stunting, including in principle based on basic human rights, is as follows:

1. Universal Principles

The universal principle is the principle that is bound and exists in the relation about Human Rights for all children and toddlers who experience stunting. That everyone, all over any part of the world, no matter what his religion, what his country, what his language, what his ethnicity, without looking at identity, politics, and anthropology, and regardless of his disability status, has equal rights as a human. Affirmation of this principle is done through Article 5 of the Declaration of Vienna regarding the Action Program, which reads:

"All human rights are universal, indivisible, interdependent and interrelated. The right to life, liberty and development is essential for the realization of all other rights. All human rights are universal, indivisible, interdependent and interrelated. The author analyzes the existence of the right to life, growth and development as befits humans in

general like as it is right children in the District Palm entitled For grow and develop with ok , explained in Article 28 B of the 1945 Republic of Indonesia Law states " Every child entitled on continuity live , grow and develop as well as entitled on protection self from violence and discrimination ."

Universal principles for children affected by stunting have not been appropriate and not including right basic human being in principle universal basis because in the District Palm Alone Still There is children affected by stunting .

The following data in Table 3.2 shows the number of child villages . Stunting/BGM (Below Red Line) toddlers in the District Palm Regency Pekalongan

No	Name Village	Short	Very Short	BGM
1	Palm	10	15	15
2	Blacan	10	15	10
3	Depok	10	15	10
4	Bitter	10	10	10
5	Sigh East	20	25	15
6	Sigh West	10	15	6
7	The Garden of Dreams	20	10	10
8	Table	25	30	15
9	Dew	20	30	25
10	Boyote Bay	10	10	10
11	Starfruit Whoops	15	15	5
12	Wonosari	15	15	7
13	Yosorejo	14	15	5

2. Principles Dependence

The principle of mutual depends means that a type right certain will always depends with other rights . The Convention on the Rights of the Child explains that " Participating countries confess right every child on level decent life for development physical , mental, spiritual, moral and social child ". Child since in content as set up in Articles 52 and 53 of the Law Number 39 of 1999 concerning Human Rights Humans . According to writer when child from in content until 2 (two) years old First No get intake adequate nutrition , no

monitored grow the flower so child can experience damage brain permanent until influence intelligence and the child's IQ below average. It means child will experience difficulty during the study period until influential get work later when mature .

Principle base dependence in right basic man that right health Mother pregnant with right health child each other depends , so in the District Palm right health Mother pregnant with right health children in the District Palm Not yet fulfilled principle base dependence Because intervention specifically for mothers pregnant Not yet fulfilled related to supplement tablets blood and breast milk pregnancy carried out in class Mother pregnant so that later will influence on the child born . Level of education can influential on nutritional status , where prevalence more stunted children Lots found in educated mothers low compared to with Mother educated height , thing This can happen Because Mother with education tall more own opportunity and access For to obtain information related nutrition compared to with an educated mother low or No educated . Right to education Mother depends with right health child .

2. Principle each other related

Principle This each other related with one and the other . The right to receive intake balanced nutrition to Mother pregnant and child toddlers . The presence of toddlers who are affected by stunting started from Mother pregnant who is not get intake nutrition balanced or Mother pregnant affected nutrition chronic . Author convey Mother pregnant with toddlers affected by stunting are the relation Because existence toddlers affected by stunting begin from Mother pregnant with a deficiency intake nutrition intake in his body . So the principle each other related between Mother pregnant with child toddler No can separated both of them must balanced and equal treatment . Intake balanced nutrition to Mother pregnant and child including principle base right basic humans who interact with each other related Because if intake nutrition in health Mother pregnant No can completed so will more easy Mother pregnant give birth to Stunting children .

3. Principle Equality

Every man have human rights, then every man own equal position or equal with man others . It means man must treated same in the same situation . The author convey equality child toddlers affected by stunting should have development and growth as befits humans in general with facility adequate health , providing intake good nutrition started from one thousand day First life until toddler five years old with content optimal nutrition , don't only child babies under two years just .

Including in Principle base right basic human beings in children in the District Palm equivalent between child who is not affected by Stunting with children affected by stunting . both You're welcome get the same program that is intervention nutrition specific in the

form of follow participate in integrated health posts with given immunization , check-up weighing and measuring children , giving vitamins to children . Even there is a program in the form of giving food nutritious addition For children affected by stunting .

5. Principle of Non- Discrimination

Principle This state right basic man No may discriminated against in form matter whatever . A principle base that every man is The same Because God's creation without distinguish between religion, color skin , language , tribe nation , nationality , belief politics , and so on . Writer analyze related service health services available at the Community Health Center Subdistrict Palm for example in children teenager daughter , mother pregnant , mother post childbirth and toddlers must The same without distinguished . So that the rights grow and develop walk with should be . Including Already according to the principle base right basic non- discriminatory human being because of the Intervention Program nutrition Specific Mother pregnant and child toddler Already there is and has been implemented . For example, the pregnant women program There is class Mother her pregnancy , there is counseling about pregnancy filled by midwife village , there is measurement as well as weighing in mother pregnant in class Mother pregnant . There is a class toddlers who are given counseling in a way directly by force expert nutrition , and there is measurement , weighing in class toddler .

6. Principles not divided

Everyone has all over category rights that are not can shared . Interdependent , principle This No can shared and mutual depends . Author analyze child toddler and mother pregnant both of them entitled get intake nutrition additional funds provided by the government to grow the flower become Good from factor social , economic and political . Including in accordance with principle base right basic human being who is not divided because in the sub-district Palm Because health Mother pregnant , health Mother post giving birth , and health child toddler No may separate and enter in intervention nutrition specifics that will be later will influence on factors social , economic and political .

7. Principles Dignity man

Principle This It means that One right will There is dignity the human being with other rights . Author analyze right get nutrition balanced nutrition and service health with Good can influence source Power man in the future upcoming. Including in accordance with principle base right basic human being who has dignity man Because child baby under two years (toddlers) and infants under five years (toddlers) who are affected by stunting do not can separated , including dignity man Because child toddlers are also important in improve nutritional status society and quality source Power man .

8. Principles State Responsibility

Government Subdistrict Palm Regency Pekalongan has implement various programs for handling and reducing stunting as effort protection right basic human in child toddlers , but its implementation Not yet maximum . As a result Stunting figures have not yet in accordance with standards set by WHO . Failure the is form human rights violations committed by the state against child Stunting sufferers cause No capable protect and fulfill right base child .

Principle base right basic man with the state's responsibility has been appropriate , but in its implementation Not yet in accordance with existing regulations in the intervention program nutrition specific and intervention nutrition sensitive . Intervention program nutrition specifics that have not been in accordance be at a class event Mother pregnant who is not get a booster tablet blood and additives intake nutrition for example formula milk for Mother pregnant . Intervention program nutrition Specific to children toddlers who don't get addition food for children affected by stunting, measurement and weighing of children toddler with use tool anthropometry facilitated by the Regent Pekalongan No effective often happen error so that matter the will hinder the occurrence measurement and weighing in children toddlers and later will difficult in detect whether toddler said Stunting or not Stunting. Some rights violated by the state in implementation right constitutional in children affected by stunting , namely :

a . Rights to health

Rights to health is component main for fulfillment right For life . Fulfillment right For life need a dignified life , and therefore must enter rights economic and social , including For ensure guaranteed right on food , water, and health . The emergence of right health in The Indonesian constitution is regulated in the 1945 Republic of Indonesia Constitution , Article 28 H and Article 34 paragraph (3) of the 1945 Constitution, which states : " That Every citizens have the right For get service health and state must For provide it ."

b. Growth rights child

Children have rights get growth education For to achieve standard a decent life which includes mental, physical , spiritual, social and moral development . The existence of rights growth child This entitled For studying at school , playing , and resting . Monitoring growth , development , and disorders grow flower child contained in the Regulation of the Minister of Health of the Republic of Indonesia Number

Article 2 of Law No. 66 of 2014 states : " Monitoring Growth , Development , and Disorders Child Growth and Development is reference for power health workers working in facilities service health basic /primary, group profession , power educator , officer field Family Planning , officer related social with coaching grow flower children , organization profession and stakeholders interest related growth , development , and disorders grow flower child . rights on protection ."

c. Rights to welfare child

That boy entitled on his/her welfare , care , upbringing and guidance based on love Darling Good in his family both inside and outside care special For grow and develop with reasonable . As for welfare children in Indonesia are guaranteed by a law , namely Constitution Number 4 of 1979 Concerning Child Welfare in Chapter 1 article 1 which reads : " Welfare child is a way of life and livelihood child who can ensure growth and development with fair , good in a way spiritual , physical and " Children 's rights are also regulated in Constitution Number 23 of 2002 concerning protection childnamely all activity For guarantee and protect children and their rights so that they can live , grow , develop and participate optimally according to with dignity and honor humanity , as well as get protection from violence and discrimination .

d. The right to get education

Children's rights for get education including set up in Article 28 C paragraph (1) of the 1945 Constitution of the Republic of Indonesia states : " Everyone has the right to develop self through fulfillment need basically , entitled get education and obtaining benefit from knowledge knowledge and technology , arts and culture , in order to improve quality his life and for the welfare people man ."

e. rights on standard decent life

The right to life is God's gift (non -derogable rights) Human Rights human being who is not can reduced in condition whatever . Explanation right on standard a decent life and includes rights life there is in The Law of the Republic of Indonesia of 1945 article 28 I paragraph (1) states :

- 1) rights For life
- 2) rights For No tortured
- 3) rights independence mind and heart conscience
- 4) rights religious
- 5) rights For No enslaved
- 6) rights For acknowledged as personal in front of law , and
- 7) rights For No sued on base applicable law ebb .

Stunting can have implications to health child Good term short and term long as well as impact on the country's economy . Government , parents , families and society Not yet earnest in protect right child for Stunting sufferers . Protection right basic human in child should emphasized Again in constitution and regulations more legislation special . Principle The state's responsibility to children Stunting toddlers in the District Palm Regency Pekalongan :

- a. Guarantee right child through law and policy as well as ensure the result ;
- b. Guarantee implementation practical and right through step act or rule special in increase service health ;
- c. The country does not only ensure but also realize right child Stunting toddlers ;

- d. Not only ensure de -jure but also de -facto;
- e. The country does not just must responsible and managing it in sector public , but also implement it with Good in fulfillment child toddlers affected by stunting .

B. Legal Impact of Constitutional Rights on Stunting Children in the District Palm Regency Pekalongan

Consequence law is consequences provided by law on a incident law or action from subject law . For example National Human Rights Commission , related with enforcement right basic Humanity and Freedom basically required For to go through all his efforts , using law both regional and international forums international .

Enforcement of human rights Stunting cases that occur in Indonesia, that government has do Enforcement For give rights basic child through government programs that involve service health as well as guaranteed by regulations legislation like in Article 2 paragraph (2) of the regulations president number 72 of 2021 concerning acceleration Stunting decline which states effort enforcement of human rights for reduce stunting in children with goal : To do business For lower Stunting percentage ; Preparing quality preparation life family ; Guarantee fulfillment intake nutrition ; Improve pattern foster ; Improve access and quality service health ; Improve access to drinking water and sanitation .

Elements obligations and responsibilities state responsibility for child who has not or Already experiencing Stunting in Indonesia, namely :

- a. Fulfillment , the State must act active in fulfil rights children who have not and who have experiencing Stunting through step legislative that is regulation legislation , administrative as well as step law if happen violation rights children who experience stunting;
- b. Respect , the state must respect and not follow mix in hinder fulfillment rights inhabitant his country in matter Handling child Stunting sufferers ;
- c. Protect , the country has obligation For give protection on obstacles that occur moment fulfillment right basic children suffering from stunting.

Enforcement law fulfillment right constitutional in children Stunting are the steps taken For ensure that rights base children who experience stunting are met in accordance with constitution and regulations applicable legislation . Stunting is conditions in which the child experience disturbance growth consequence lack nutrition chronic , and things This own implications Serious to rights child . Here is a number of enforcement law that can done :

1. Determination Policies and Regulations

Government can publish and enforce the law which specifically special arrange about health children , including prevention and handling of stunting. Regulations Government and Ministerial Regulations , regulations This can give guidelines technical and allocation clear budget for Stunting handling programs .

a. 1945 Constitution

Article 28B Paragraph 2: States that every child entitled on continuity live , grow and develop as well as entitled on protection from violence and discrimination .

b. Constitution Number 35 of 2014 concerning Child Protection .

Change Constitution Number 23 of 2002 concerning Child Protection Article 4: States that every child entitled For can live , grow , develop and participate in a way reasonable in accordance with dignity and honor humanity , as well as get protection from violence and discrimination .

c. Constitution Number 36 of 2009 concerning Health.

It is stated in Article 132: State that every child entitled to obtain service health base in accordance with need medical . Article 142: Arrange about importance organization service health For children , including effort prevention and treatment problem nutrition bad and Stunting.

d. Regulation President Number 42 of 2013 concerning the National Movement for Acceleration Nutritional Improvement .

Arrange about movement national aiming For repair nutrition society , including effort handling of stunting.

e. Regulation President Number 72 of 2021 concerning Acceleration Decrease Stunting.

Arrange about the national strategy and the steps that must be taken taken by the government central and regional For lower Stunting percentage in Indonesia.

f. Regulation of the Minister of Health Number 2 of 2020 concerning Standard Child Anthropometry .

Arrange about standard nutritional status assessment the child who becomes reference in handling of stunting.

g. Minister of Health Regulation Number 23 of 2014 concerning Nutrition Improvement Efforts .

Arrange about the programs and activities that must be done For repair nutrition society , including effort prevention and handling of stunting.

h. Regulation Government Number 33 of 2012 concerning Exclusive breastfeeding .

Arrange about importance exclusive breastfeeding (ASI) during six month First life child as effort Stunting prevention .

i. Decree of the Minister of Health Number 1995/Menkes/SK/XII/2010 concerning Standard Minimum Health Services .

Arrange about standard minimum service that must be provided filled with facilities health in give service health to mother and child .

j. Instructions President Number 9 of 2000 concerning Gender Mainstreaming in National Development.

Instruct that all development programs , including health and nutrition programs , must consider gender aspects , which have implications for attention special to health mother and child .

k. Population and Family Agency Regulation National Planning Agency (BKKBN).

BKKBN Regulation Number 12 of 2021 concerning the Role of the Family in the Prevention and Management of Stunting: Regulating about role family in effort prevention and control of stunting through programs that support health mother and child . Regulations Regent number 9 of 2020 concerning Stunting Reduction in District Pekalongan . Regulation This related to intervention programs nutrition specific and intervention nutrition sensitive listed in regulation Regent Regency Pekalongan .

1. Programs and Interventions Government

The Nutrition and Health Program for Mothers and Children plays a role is midwife village and specialist expert nutrition at the Community Health Center Subdistrict Siwalan . Government can running a national program that focuses on providing adequate nutrition for Mother pregnant and children . Government Policy in carry out intervention among them ;

- a. Get Health Services for child in Constitution number 36 of 2009 concerning health .
- b. Do activity movement national acceleration repair the nutrients contained in Regulation President Number 42 of 2013.
- c. Planning acceleration reduction in existing stunting in Regulation President Number 72 of 2021.
- d. Give help in the form of tool Anthropometry that is tool measurement and weighing in children toddler or Mother pregnant there is in regulation Minister health number 2 of 2020.
- e. Activity Program Intervention nutrition specific to mother pregnant and activities intervention specific to children toddler .
- f. Intervention program nutrition sensitive that is not in a way direct handle the occurrence of stunting.

2. Monitoring and Evaluation

Supervision and evaluation institutions carried out by the District Health Service Pekalongan . This institution functioning For supervise implementation of government programs and ensuring that rights child fulfilled . Government Health Service Pekalongan need do evaluation in a way periodic For evaluate program effectiveness and conduct repairs started from lower that is with method monitoring measurement with use tool anthropometry from Regent Pekalongan in each Village integrated health post . Doing monitoring with carry out Stunting discussions in each village in one 2 times a year working The same with the village government , namely village head .

3. Education and Counseling

Education and counseling with involving cadre health in every village in the sub-district Siwalan so that they understand That's right related problem health Mother pregnant and health child toddler in prevention of stunting and the incidence of stunting. Training of health cadres for increase capacity cadre health and officers medical in handling and preventing Stunting. After cadre health get education and counseling so furthermore do campaign awareness to public that health Mother pregnant and health child toddler That important done so that Stunting can be prevented . Doing education to public about importance adequate nutrition and diet good care For prevent stunting.

4. Law Enforcement

Sanctions for Offenders that is apartment Health Department , Village Government and Community Health Center Subdistrict Siwalan . Implementation sanctions for individual or the institution that ignore or obstruct effort fulfillment rights child related nutrition and health . Access to Justice with give access to society , especially parents from children who experience stunting, for report violation right constitutional child .

Sanctions for countries that violate human rights Human in children among them ;

- a. There is an Investment Transfer in the form of subtraction help economy and imprisonment .
- b. Investment Transfer in the form of subtraction help economy
- c. Investment Diversion in the Form of Fines.

There is enforcement law this is what is done in right basic man about right child , expected rights constitutional Children who experience stunting can fulfilled , so that they own equal opportunity For grow and develop optimally . The principles base law in right basic human beings who have not appropriate for children in the District Palm Still Not yet maximum in its implementation that is enter into the Universal principle , Principle dependency , Principle each other related , and principles dignity man .

Principle base right basic appropriate human being for children affected by stunting , namely principle equality , principle of non- discrimination , principle not divided and principle state responsibility . If Human Rights Human needs of children affected by stunting are fulfilled so improving nutritional status society and quality source Power the human being will Good in the future future and capable compete with Good .

In Acceleration Roadmap Research Nutritional Improvement consists of consists of from four component main ones include advocacy , strengthening cross sectors , development of specific and sensitive programs , and development database . Intervention nutrition good in nature direct (specific) and not direct (sensitive) need done in a way jointly by ministries / institutions as well as stakeholders interest other .

Regulation of the Minister of Health Number 17 of 2018 concerning Change on Regulation of the Minister of Health concerning General Guidelines for Distribution Help The Government within the Ministry of Health with Provide Food Addition for Pregnant Women and Toddlers and Providing Nutrition Education in Giving Food Addition Local for Pregnant Women and Toddlers.

In 2019, the Minister of Villages signed PDTT Ministerial Regulation No. 16 of 2018 Utilization of village funds For Posyandu, Regulation of the Minister of Health Number 39 of 2016 concerning Guidelines Implementation of the Healthy Indonesia Program with Approach Family. Therefore that, the efforts made For lower Stunting presentations include: focused on mothers pregnant and giving birth, toddler, child age school, teenagers, and adults young.

Human rights enforcement is biased to child Stunting sufferers in fulfillment must involving synergy, fair commitment between government, parents, family and society in implement right child as demands right basic man in a sovereign country. implementation acceleration Stunting reduction found various constraint among them Not yet the effectiveness of acceleration programs Stunting reduction and not yet effective and not yet its efficiency allocation and utilization source power and funding sources. According to author, thing This Already Enough give fulfillment right Stunting in children is caused by Government always move protect child from Stunting, even though Government more focus on effort prevention compared to handling, action the show that government Not yet serious (political will) in upholding human rights and protecting right child specifically for Stunting sufferers. Recovery health child from Stunting must become attention government so that conditions child return healthy, good born and inner.

Conclusion

Fulfillment of Constitutional Rights of Stunting Children in Society Subdistrict Palm Regency Pekalongan in accordance with implementation Constitution Number 23 of 2002 concerning Child Protection Article 4 States that every child entitled For can live, grow, develop and participate in a way reasonable in accordance with dignity and honor humanity, as well as get protection, law Number 36 of 2009 concerning Health in Article 132 states: that every child entitled to obtain service health base in accordance with need medically, not yet fulfilled, because right child constitutional in the form of the Right to live, grow, develop as well as right to obtain health, that in the Sub-district Community palm tree found Still There is significant stunting data in the Sub-district Community palm tree Regency Pekalongan.

Based on the Stunting program in the District palm tree Stunting phenomenon has not fully fulfilled in matter education Because government village only one or two who want cooperate with Health Center Siwalan, even though the Health Department budgeting cost Stunting problem comes in in the Village Fund All, however Already There is fulfillment right constitutional in children Stunting in society Subdistrict Palm Regency Pekalongan Among them, there is a determination policy regulations, programs and interventions government, Supervision and evaluation, Education and outreach, Enforcement law.

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