

# **JURIDICAL ANALYSIS OF RACIAL DISCRIMINATION BASED ON THE INTERNATIONAL CONVENTION ON THE ELIMINATION OF ALL FORMS OF RACIAL DISCRIMINATION 1965**

**(Case Study: The Treatment of Racial Discrimination By Americans and Europeans Against Asian Races During the Covid-19 Pandemic)**

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## **ABSTRACT**

The Covid-19 pandemic is one of the factors causing racial discrimination and injustice against minority groups. Minority groups who experience this discrimination are those of Asian descent who have received various acts of discrimination by Americans and Europeans. The racial discrimination experienced by the Asian race during this pandemic started from a negative view of the Asian race, where the emergence of a negative view was caused because they considered the Asian race to be the main source of the spread of the Covid-19 virus, which then took the form of a negative view of the existence of various acts of racial discrimination. from verbal to physical violence. The formulation of the problems obtained from this research are: (1) what are the forms of racial discrimination according to the International Convention on The Elimination of All Forms of Racial Discrimination 1965 (2) How is the juridical analysis of cases of racial discrimination by Americans and Europeans against Asian races during the covid-19. This study aims to determine forms of racial discrimination based on the International Convention on The Elimination of All Forms of Racial Discrimination 1965 and to analyze cases of racial discrimination committed by America and Europe against Asian races during the covid-19 pandemic. This research uses normative research methods, with data sources obtained from various sources related to the things being studied, in the form of books and literatures as well as laws and regulations and international conventions, using library research research techniques and data analysis using the method qualitative analysis. The results of this study show that there are forms of action that are included in racial discrimination in the convention, these actions are in the form of propaganda, incitement, restriction, distinction and exclusion of race and the discovery of cases of racial discrimination against Asian races committed by America and the United States. Europe during covid-19 happened. This racial discrimination case was carried out starting from citizens, political figures, and even state leaders who showed hatred towards those of Asian descent in the form of those who were considered to be the spreaders of COVID-19 in America and Europe.

**Keywords : Racial discrimination, *International Convention on The Elimination of All Forms of Racial Discrimination 1965*, covid-19.**

**ANALISIS YURIDIS DISKRIMINASI RASIAL BERDASARKAN  
*INTERNATIONAL CONVENTION ON THE ELIMINATION OF ALL  
FORMS OF RACIAL DISCRIMINATION 1965*  
(Studi Kasus : Perlakuan Diskriminasi Rasial Oleh Bangsa Amerika dan  
Eropa Terhadap Ras Asia Saat Pandemi Covid-19)**

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**ABSTRAK**

Pandemi covid-19 menjadi salah satu faktor terjadinya diskriminasi rasial dan ketidakadilan terhadap kelompok minoritas. Kelompok minoritas yang mengalami diskriminasi ini adalah mereka yang berketurunan ras asia yang mendapat berbagai tindakan diskriminasi oleh bangsa Amerika dan Eropa. Diskriminasi rasial yang dialami oleh ras asia saat pandemi ini bermula dari pandangan negatif akan ras asia, dimana timbulnya pandangan negatif disebabkan karena mereka menganggap ras Asia yang menjadi sumber utama penyebaran virus covid-19, yang kemudian pandangan negatif tersebut berwujud adanya berbagai macam tindakan diskriminasi rasial berupa kekerasan verbal hingga fisik. Rumusan masalah yang didapat dari penelitian ini yaitu : (1) bagaimanakah bentuk diskriminasi rasial menurut *International Convention on The Elimination of All Forms of Racial Discrimination 1965* (2) Bagaimanakah analisis yuridis kasus diskriminasi rasial oleh bangsa Amerika dan Eropa terhadap ras Asia saat pandemi covid-19. Penelitian ini bertujuan untuk mengetahui bentuk diskriminasi rasial berdasarkan *International Convention on The Elimination of All Forms of Racial Discrimination 1965* serta untuk menganalisis kasus diskriminasi rasial yang dilakukan oleh Amerika dan Eropa terhadap ras asia saat pandemi covid-19. Penelitian ini menggunakan metode penelitian normatif, dengan sumber data yang diperoleh dari berbagai sumber yang berhubungan dengan hal-hal yang diteliti, berupa buku dan literatur-literatur serta peraturan perundang-undangan dan konvensi internasional, menggunakan teknik penelitian studi kepustakaan dan analisis data dengan menggunakan metode analisis kualitatif. Hasil dari penelitian ini menunjukkan adanya bentuk-bentuk tindakan yang termasuk dalam diskriminasi rasial dalam konvensi, tindakan-tindakan tersebut berupa adanya propaganda, hasutan, pembatasan, perbedaan serta pengucilan terhadap ras serta ditemukannya kasus-kasus diskriminasi rasial terhadap ras asia yang dilakukan oleh Amerika dan Eropa selama covid-19 terjadi. Kasus diskriminasi rasial ini dilakukan mulai dari warga, tokoh politik, bahkan pemimpin negara yang menunjukkan kebencian terhadap mereka yang berketurunan asia berupa yang dianggap sebagai penyebar covid-19 di Amerika dan Eropa.

**Kata Kunci : diskriminasi rasial , *International Convention on The Elimination of All Forms of Racial Discrimination 1965*, covid-19.**