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CULTURAL, SOCIAL, AND ECONOMIC PERSPECTIVES IN MAKING A CRIMINAL POLICY (DOLLY PROSTITUTION)

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Abstract

The following essay is a kind of criminal policy that related to culture, social, and economic problems. The criminality which is discussed is about prostitution. Dolly is a place that has been considered as an icon of prostitution in East Java, Indonesia even as the biggest prostitution in South East Asia. In 19th June 2014 Dolly is closed . It is because this prostitution activities create some others bad habits, such as drunk, drug use, and gambling. Moreover, those activities arise some social problems. The emerge problems are uncontrolled prostitutes and the big risk of HIV transmission in this area. In fact, the prostitution now is still developing in the other areas. Therefore, it is required making some proper solutions instead of closing the place. The proper solutions are rejuvenation Dolly area for recreation places, increasing education, establishment multifunctions community agencies, and provide religious facilitations. In additional, provide community companions for ex prostitutes who have new jobs is also needed to control those new jobs. Those solutions are expected to clear up the cultural prostitution comprehensively and also increasing income in this area.

Keywords: *Prostitution, Dolly, Rational Choice Theory, Social Learning Theory*

1. Introduction

Prostitution is a commercial sex that certainly harm the women side because it includes sexual domination or exploitation.¹ Eventhough they prostitute themselves intentionally, that does not mean they want to do it completely. Prostitution also defines as the offering of the body by a person of either sex for the purpose of arousing or gratifying the sexual desire of

¹ Michael Shively, Kristina Kliorys, Kristin Wheeler, Dana Hunt. A National Overview of Prostitution and Sex Trafficking Demand Reduction Efforts, Final Report. Page 1. 2012.

another for payment in return.² Prostitute is a person who has entered into a business arrangement or relationship with the individual for the provision of prostitution, the owner or lessor, alone or jointly, premises used or proposed to be used for the provision of prostitution.³

Prostitution is an act which commonly harm those women who are involved, women are being dominated, being harrassed, and being a sexual objects by the opposite sex. Therefore, prostitution is very dangerous physically and pshycologically for the women. The problem comes up when being a prostitute is the only way for someone to stay alive. It means being a prostitute sometimes is not a choice for some women. It must be related to economics factor. Moreover, there are many from them, who are being prostitute since they were children and some of them are doing by the instruction of their parents.

Vanessa Kelly said about The Traumatic Stress Treatment Program at the University of California in San Fransisco, that there are some significant factors which make women choose to be prostitutes.⁴ The factors are poverty, racism, and the traumatic past events of being harrassed. Those things are not the things that they want to have but their conditions constrain them. There are also some reasons why they will not leave this habit. The reasons are being addict of this habit, the easy way to fulfill their needs of life, they need money, and they also need something to do. The ones who can be blamed of this habitual thing is men who use the women to be their prostitutes, the pimps, country which allows sexual industry, and people which build a culture that considered prostitutes is a normal thing.⁵

Another thing to point out is, the harder thing to do is to eliminate the business of prostitution. This is referring to organized syndicated operated which has an enormous business's profit by developing their networks. The payment for the prostitution can be in other forms than money such as, power, food, clothing, and any exchangeable value.⁶ This assures that those ways of payments are easy to conserve this habit.

2. The Facts

Surabaya is a city where is popular for Dolly Prostitution. This Prostitution is considered as a biggest prostitution place in South East Asia. Moreover, Dolly Prostitution is bigger than prostitution in Bangkok, Thailand and Gaylang, Singapore. At first, Dolly is a name of a woman who worked as a pimp when colonial period in Indonesia. Dolly was preparing young women who ready to be prostitutes for Dutch Colonial and also the indonesian people who could afford

² PANCAP (Pan Caribbean Partnership against HIV And Aids). Prostitution, Sex Work, and Transactional Sex. In the English, Dutch-and French Speaking Caribbean a Literature Review of Definitions, Laws and Research.Greater Georgetown, Guyana. Page 8. 2009.

³ The Office of The Queensland Parliamentary Counsel Warning. *Prostitution Act 1999*. Page 12. 2012

⁴ Melissa Farley and Vanessa Kelly. Prostitution: a critical review of the medical and social sciences literatur. Women and Criminal Justice. Vol 11 (4); 29-64. 2000

⁵ Soroptimist White Paper.2010. Prostitution Is Not A Choice. *Soroptimist International of the Americas-1709 Spruce Street Philadelphia*. Live your dream.org (accessed on August, 4th 2015 09:05)

⁶ Kingsley Davis. The Sociology of Prostitution. American Sociological Association. Vol 2 No. 5 hal 752,

to buy them. When Dolly was dead, this prostitution habit is still going on until now even it is massively developing.

Lately, Dolly is a place where many people have living from. There are more than 800 homes are used to be prostitution places. It can be Dangdut Cafes or Massage Parlors. Besides, approximately 9000 men or women are prostitutes in Dolly area. This prostitution habit encompass all class, from high class, middle class, and low class. This prostitution habit in Dolly area is active from 10.00 in the morning until 21.00 night.⁷

On June, 19th 2014, Surabaya's Mayor, Mrs. Risma closed this area. Before this policy has made, she had also made a policy that gave every prostitutes in Dolly area Rp. 3.000.000 for asset to make a new business and also Social Ministry gave them Rp. 4.200.000. Unfortunately, this effort was not that successfull. It just made prostitutes diminish for a while.⁸

The Problems which make Dolly Prostitution is a precarious thing to solve are, this habit raises others dangerous things, such as the spreads of narcotics in all variant of age, HIV transmission, drunken, and gambling. Therefore, many community organizations especially in religion bases are agree and support to close localization Dolly Prostitution. However, Vice Mayor of Surabaya , Wisnu Sakti Buana denied to close Dolly prostitution area and give the subvention. He said that it will only make people in Dolly confuse of any idea what to do and also only stop this habit for a while. In additional, He thought that the subvention is not effective. This thing will only give them happiness for a while and the money will gone fast because they do not habitually have a lot of money and do not know how to manage money righteously.⁹

3. The Ideal Condition

Dolly Prostitution in Surabaya, Indonesia was just a bad memory when Dutch Colonial happened. However, it does not mean that this thing is continued by the next generations. The thing which is expected in the future must be something better than before. Therefore, Dolly Prostitution in the past is a precious memory and history that means a valuable lesson for preventing this bad thing happend in the future. People around Dolly area should show that

⁷ Mohammda Taufik. Kisah Tante Dolly dan legenda gang prostitusi di Surabaya
<http://www.merdeka.com/peristiwa/kisah-tante-dolly-dan-legenda-gang-prostitusi-di-surabaya.html> . 2013(accessed on August, 4th 2015 10:10)

⁸ Achmad Faisal. Beginilah Praktik Prostitusi Terselubung di Surabaya.
<http://regional.kompas.com/read/2013/05/27/10134741/Beginilah.Praktik.Prostitusi.Terselubung.di.Surabaya.2013> .(accessed on August, 4th 2015 10:15)

⁹ Teguh Setiawan. Politik Prostitusi PDIP di Gang Dolly
http://nasional.inilah.com/read/detail/2102677/politik-prostitusi-pdip-di-gang-dolly#.U373_mSxGQ 2013. (Accessed on August, 4th 2015 10:23)

they may have the dark history, but does not mean that they are still bad people. They should convince that they are a community that far from prostitution activity.

4. Criminology Theories

4.1 Differential Opportunity Theory

In general, prostitutes preserve their jobs in order to support their life. They have no other choices because they have no other specific skills and good education backgrounds. Therefore, it is very hard for them to have a better job. It defines that the main prostitutes has problem is on the economic sector. They have not got the same opportunity to have a qualified life because they are lack of many things. Their goals to have an appropriate life as the others are seemed blocked. On the consequence, this condition determines their effort to have the same stage as the others by doing criminal acts.

Differential Opportunity Theory is a theory which could explain this phenomenon, draws from anomie and the work of Merton and Cohen, the social disorganization theory of Shaw and McKay, the differential association theory of Sutherland. It says that although one may be denied legitimate opportunity, that does not mean that one has not got an access to illegitimate opportunity with the primary goal is to have money.¹⁰ Prostitutes may have no access or other way to reach qualified life in a good way. However, there is still other way even it is illegal as long as their goals and needs of life get fulfilled.

4.2 Social Learning Theory

Prostitution has their potentation to keep developing because it includes people in any stage of age. From children, teenages, adults, or even elder get involve into this habit. They must intentionally do it wherefore they live in a circle of prostitution. It means that they have a big opportunity to watch, learn, and then imitate this habit easily. Referring to social learning theory, their conditions are explained. This theory purposes that criminal or conforming behavior are acquired, maintained, or changed by the same process of interaction with others. Sutherland said that criminality is basically the result of engaging in inappropriate behaviors exhibited by those with whom we interact.¹¹

5. Why Closing The Localization Without Strategic Plan Is Not Recommended?

Making a legal commercial sex is not a solution for minimalizing prostitution activities, does not mean that closing the localization is the one. Closing Localization of Dolly Region is not supposed to be happend without series of specific programs for the prostitutes there. There should be a reasonable background behind every policy such as social, economic, and culture.

¹⁰ Ronald L. Akers and Christine S. Sellers. *Criminological Theories: Introduction, Evaluation, and Applications*. Youngstown State University. Los Angeles California, USA. Page 28. 2004.

¹¹ *Ibid.* Page 18.

This thing is recommended because it may minimalized the prostitution thing comprehensively even erase it gradually.

This Dolly phenomenon is rooted from social structure which is not really stand on women side. Even though statistic data shows that there is increasing women workers, the role of them in economic sectors still being questioned, especially in patriarchy system in Indonesia. Therefore, if they closed the localization, the goverment should guarantee the Prostitutes a walfare. This thing is corresponding to Lena and Korn's writing (2002) that said in higher income of person can be an important factor to remove prostitution problem.¹²

Besides the patriarchy system, social learning problelm is supposed to be a thing to look for in localization Dolly Prostitution. Children who are living around Dolly region must learn easily as they can see in their daily life. Therefore, many of them involved the prostitution activity. In Soroptimist White Paper (2010) says that many of prostitutes have been living as a prostitutes since they were children and they did it by instruction of their parents.¹³ Therefore, there should be a serious attention of children protections when Dolly is localized, though there should be a solution to control them, maintain their activities, and keep the children from free sex when Dolly is closed.

Another thing that have to be considered is the rights of the prostitutes. Davidson (2002), referring to Chapkis dan Califia said that the prostitutes think that being prostitute is the only job that that they can do.¹⁴ They want to have an appropriate job as the others. Yet, they are lack of many things until they stuck and comfort with that job. As a human, prostitutes have also rights to have an appropriate job like the others. If the localization of Dolly prostitution is closed, their rights to have new jobs that can help them to fullfill their needs also something important to be considered.

6. Policy Recommendation

The problems that may be come up when localization are explained. Therefore, it will ease to identificate the effective recommendations. This following points are the recommendations for minimalizing or even fixing this prostitution from some perspectives.

6.1 Social and Cultural Perspectives

6.1.1 Establishment new education foundation

Establishment new education foundation especially new and qualified education foundation public universities near Dolly area. This program is expected to increase awareness of education. Therefore, the next generations who live around this area, would have an open mind for always keep trying to make a better living by taking every education step and finishing

¹² Lena Edlund and Evelyn Korn. A Theory of Prostitution. A Journal of Political Economy. Vol 110 no.1. The University of Chicago. 2002.

¹³ *ibid 1* (Soroptimist White Paper, 2010)

¹⁴ Julia O'Connell Davidson. The Rights and Wrongs of Prostitution. Hypatia vol 17, no.2 Spring, 2002.

in a step of having a degree. The other benefit point is, they can have another plan what to do in the future by their background of education.

In order to be educated and good people, they should have some education foundation (formally and nonformally). There are some reasons why the education foundation public universities are more prioritized than other school stages. First, children will have a plan to finish their education higher until they have degree. Consequently, people will be more educated and their perspectives of job could be wider. Second, many of them are just have school experience until high school or even elementary school. Therefore, it may increase their status in society and help them to find jobs in another area.

6.1.2 Making a routine religion activity

It is important to make a new based changing for people in this area. A program that is planned is making routine religion activities. Every religion in Surabaya should have a center home to control every activity. This program is expected to make changes of moral and ethics people around there. If the moral problem can be solved, directly the habits of people around Dolly will change better as their hearts believe in. Another thing to point out is, there must be a support from ministry of religion to provide the facilitations in order to run this program optimally. Besides, there must be support from community organizations that based of religion to ensure this program run routinely.

6.1.3 A Community services for training ex prostitutes

The last program that can help to diminish habitual of prostitution in Dolly area is the City Government provides a community that support ex prostitutes to have a good training, in formal, informal, or nonformal before they have they new jobs. This program is expected to control in order to prevent them back to be a prostitutes.

6.2 Economic perspectives

6.2.1 Revitalization Dolly region to be a giant family recreation area.

The recreations which are recommended, such as amusement parks, swimming pool, lake, outbound, or even fishing pond. This program is expected to make ex prostitutes are being recruited to be employer in those places. This is potential enough because there must be many jobs open, such as to be tour guides, cleaning services, officers in operation and program area, staffs, and manager.

Besides, people around this area can make promising business with making hotels, sublets, cottage, or home-rented. Not only lodging, but also people can make restaurants around there. While the tourist is visiting the recreation, they must also find somewhere place to eat and have a break. Another point is, take into account that in Surabaya the natural resources not really considerable this program is promising to diminish the habit of prostitution and increase income area.

On the progress, it may face a certain problem. The problem which is expected is about the stigma on that place. The area has been stigmatized to a dirty place or other similiar thing. The solution for this thing is related to the next recommendation. There should be a massive advertisement on the media that shows about the whole thing of this recreation area project. The variety of the recreations and the supporters who make this project.

The other thing, it would be excellent if there are relations between this projects to other benefits company. This thing will help to faster this project by their donations. On the consequence, many new products will be sold there and help to get the economic rotation faster. This recommendation is referring to solve the people's economic problems. This thing could be very significant. It is because their main reason to be prostitutes is, they have no other things to do which bring out lots of money easily. Therefore, this is the main recommendation to fix this prostitution thing beside localized them.

6.2.2 Build Particular Mass Media Concerning to Children and Women

Mass Media has the significant role to define how the society would be. In the modern era, the proliferation of news-magazines, daytime talk shows, docudramas, and various other forms of infotainment has ushered in a programming cycle that is heavily dependent on crime news or victim accounts. The factual reports with rumor and speculations blurs the basic distinctions that analysts of crime content have traditionally drawn between news and entertainment media.¹⁵ This is certainly a breakthrough for having a mass media in Surabaya which specifically concerns to children and women.

The media that is discussed is the one which is expected can share significant and weighty issues daily in Surabaya about problematic children and women. On the consequence, the updates of every criminal issues related to children and women could be controlled because they easily consume by the people, and automatically prevent the criminal activity or in this case is commercial sex. In additional, the media is expected to provide advertisements which contain values to remind people to the rights protection of women and children. The tv shows or another tv programs are shared in this media also the ones which can effect people to always appreciate children and women.

Besides, this recommendation is indirectly re-shaped people mind and build a new culture to always protect the rights of children and women, this one exactly is a mutifunction solution. Building a Mass Media exactly can be a new business. In order to actualize children and women mass media, it needs many people to operate and manage. People in Dolly area could have a chance to change their jobs beside involve in prostitution activities.

¹⁵ Vincent F. Sacco. Media Constructions of Crime. Annals of the American Academy of Political and Social Science. Vol. 539. Crime and Violence. 1995. Page 148.

7. Conclusions

Prostitution defines as the offering of the body by a person of either sex for purpose of arousing or gratifying the sexual desire of another for payment in return. It is an act which commonly harm those women who are involved physically and pshyologically. The main factors for people choose to be prostitutes are poverty and their culture. In general, prostitutes preserve their jobs in order to support their life. They have no other choices because they have no other specific skills and good education backgrounds. Their goals to have an appropriate life as the others are seemed blocked. Differential Opportunity Theory is a theory which could explain this phenomenon, prostitutes may have no access or other way to reach qualified life in a good way. However, there is still other way even it is illegal as long as their goals and needs of life get fulfilled. Social learning theory also explains this phenomenon. Prostitution has their potention to keep developing because it includes people in any stage of age. From children, teenages, adults, or even elder get involve to this habit. Referring to social learning theory, Sutherland said that criminality is basically the result of enganging in inappropriate behaviors exhibited by those with whom we interact.

From the explanation above, it is discussed the most enormous prostitution in South East Asia. The problems which make Dolly Prostitution is a precarious thing to solve are, this habit raises others dangerous things, such as the spreads of narcotics in all variant of age, HIV transmission, drunken, and gambling. Therefore, the government took a descision to close the localization of Dolly area and give them some money to be their venture capitals. In fact, this policy is not successfull enough because it just made prostitutes diminish for a while. The subvention is also not effective because they are not habitually have a lot of money and do not know how to manage money properly.

There are some reason also why closing the localization of Dolly area is not recommended. If they closed the localization, the goverment should guarantee the Prostitutes a walfare in a long term. Another point is, there should be a specific plan to control its people, maintain their activities, and keep the children from free sex. Their rights to have new jobs that can help them to fullfill their needs also something that important to be considered. The problems which may come after closing the localization of Dolly area are identified. Therefore, there must be some plans to solve this thing to prevent the spread of prostitution activities to another places and prevent its people neglected. From social and cultural perspectives, the ideas are establishment new education foundation especially new and qualified education foundation public universities near Dolly area, making routine religion activities, and provides a community that support ex prostitutes to have a good training, in formal, informal, or nonformal before they have they new jobs. Economic perspective also has the portion to solve this problem, such as revitalization Dolly region to be a giant family recreation area and build particular Mass Media concerning to children and women.

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