

## **BAB V**

### **KESIMPULAN**

Permasalahan pekerja anak di sektor pertambangan emas ASGM Filipina merupakan salah satu bentuk bentuk terburuk dari pekerja anak terburuk yang bekerja di lingkungan yang berbahaya (*Hazardous Child labour*). Sekalipun Pemerintah Filipina telah mencoba menangani permasalahan ini dengan membuat Undang-Undang, peraturan hingga kebijakan, namun pekerja anak masih terlihat di sektor pertambangan emas ASGM Filipina.

Munculnya fenomena ini menunjukkan adanya masalah pada faktor ekonomi, khususnya masalah kemiskinan dalam keluarga hingga kurangnya kepedulian terhadap pendidikan. Hal ini memunculkan adanya kesenjangan antara pemerintah dengan komunitas sektor pertambangan emas ASGM di Filipina. Sehingga kehadiran organisasi internasional sangat diperlukan untuk mengisi kekosongan yang ditimbulkan oleh pemerintah. Seperti halnya ILO-IPEC melalui program CARING *Gold Mining* yang menangani masalah pekerja anak di sektor pertambangan emas ASGM Filipina.

Penelitian ini didasari oleh pertanyaan penelitian, yaitu: “Bagaimana Implementasi CARING Gold Mining Project ILO dalam Upaya Menangani Masalah Pekerja Anak di Pertambangan Emas Filipina?”. Secara khusus, penelitian ini mendeskripsikan upaya yang dilakukan oleh *CARING Gold Mining Project* melalui aktivitas dan capaiannya di sektor pertambangan emas ASGM di Filipina berdasarkan empat *outcomes* dan *sub-outcomes* nya masing-masing.

CARING Gold Mining *Project* telah melakukan upaya yang ditunjukkan melalui enam aktivitas dalam mencapai empat *outcomes* dan masing-masing *sub-outcomes* yang telah ditentukan. Aktivitas project dilakukan dengan berbagai tujuan dan cara yang ditargetkan pada komunitas pertambangan emas ASGM.

Pada aktivitas pertama, ILO melalui CARING Gold Mining Project melakukan penelitian (*research*) agar dapat melihat kesenjangan dalam hukum dan penegakan hukum, kondisi sosial dan ketenagakerjaan di pertambangan kegiatan dan kebutuhan masyarakat, serta berusaha memahami permasalahan yang telah dipublikasikan lewat laporan-laporan yang dipublikasikan seperti HRW dan Alliance 8.7.

Aktivitas kedua yang dilaksanakan dalam project ini adalah perumusan dan perubahan Undang-Undang. Dalam melihat capaian dan tantangan yang dihadapi, project ini berusaha untuk mengubah maupun memperkuat Undang-Undang pertambangan emas ASGM Filipina mengenai masalah yang terjadi, yang diformulasikan pada *Republic Act* Filipina, secara khusus dituangkan pada *Special Order* mengenai legalisasi pertambangan, inisiasi pembentukan badan-badan yang mengimplementasikan project tersebut.

Selanjutnya, aktivitas ketiga dari project ini adalah melakukan penyediaan layanan dan dukungan yang berfokus pada formalisasi operasi dalam perizinan hingga perlindungan sosial. Hal ini juga bertujuan untuk membantu memastikan bahwa rencana dan sumber daya pemerintah daerah selaras dan terkait dengan masyarakat berdasarkan kebutuhan dan prioritas masyarakat tersebut, yang

direalisasikan dalam koordinasi pembentukan IATWG dengan koalisi ASGM di Filipina.

Setelah memberikan layanan dan dukungan, pada aktivitas keempat project ini adalah memberikan dukungan operasional, khususnya dalam memperoleh teknologi dan alat yang diperlukan untuk memenuhi standar. Dalam hal ini, CARING Gold Mining bekerja sama dengan ILO-BT Filipina dengan meluncurkan sebuah *brand* CG yang dioperasikan secara legal dan memenuhi standar ketenagakerjaan yang dibuktikan dengan tidak adanya pekerja anak dan meningkatnya kondisi kerja.

Selanjutnya pada aktivitas ke lima, project ini melakukan kampanye komunikasi dan advokasi yang bertujuan untuk berkontribusi meningkatkan kesadaran tentang kondisi pertambangan emas ASGM, serta menyebarluaskan bagaimana praktik-praktik yang baik dalam mengupayakan penghapusan pekerja anak, perbaikan kondisi kerja, dan advokasi dalam menanganinya.

Aktivitas terakhir, ILO melalui CARING Gold Mining Project juga menyiapkan platform pemantauan (*monitoring*) yang berusaha melihat bagaimana masalah yang terjadi di lingkungan sosial maupun masalah standar ketenagakerjaan. Hal ini direalisasikannya dengan membuat badan atau komite monitoring, seperti CBMS dan MSMCT.

Enam aktivitas tersebut diupayakan CARING Gold Mining Project melalui kerja sama dengan pemerintah setempat hingga mitra kerja sama lainnya seperti Ban Toxics! Dan USDOL agar objektivitas project ini dapat tercapai. Upaya tersebut sebagai besar telah tercapai sesuai dengan empat *outcomes* dan masing-

masing *sub-outcomes* yang telah ditentukan. Berdasarkan pemaparan hasil capaian dan tantangannya, project ini sebagian besar telah mampu memenuhi target dari setiap *outcome* dan *sub-outcomenya* dengan menghasilkan perubahan Undang-Undang dan peraturan, pembuatan badan pemantauan, hingga adanya bantuan operasional yang mendukung pemerintah Filipina dalam ikut berpartisipasi. Sehingga, dapat disimpulkan bahwa project ini baik dalam menangani permasalahan pekerja anak dan kondisi kerja di sektor pertambangan emas ASGM di Filipina.

Secara keseluruhan, dapat disimpulkan bahwa penelitian ini memiliki temuan bahwa ILO sebagai organisasi internasional telah berkontribusi dalam menangani kasus pekerja anak di Filipina. Upaya ini dilakukan berdasarkan peran dan fungsinya sebagai organisasi internasional yang diimplementasikan melalui aktivitas project CARING Gold Mining terhadap komunitas sektor pertambangan emas ASGM di Filipina. Project CARING Gold Mining juga turut mencapai satu *objective* dan empat *outcome* yang telah ditentukan dan disepakati bersama dengan Pemerintah Filipina baik pada tingkat lokal, daerah dan nasional, hingga ILO, Ban Toxics! dan USDOL. Dengan begitu, Project CARING Gold Mining telah terlaksana dengan upaya yang telah dilakukan dalam menangani masalah pekerja anak di sektor pertambangan emas ASGM Filipina.

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