

Responsibility of Swimming Pool Managers for First Aid Standards from the Perspective of Mashlahah Mursalah

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Abstract: One thing that needs to be considered in public spaces, such as swimming pools, is the availability of first aid, considering that accidents or things related to visitor safety are very important. Therefore, one thing that needs to be considered is how the first aid health services are in swimming pools, so the study aims to see the standards of first aid in swimming pools. The research method used is empirical juridical with data processing from interviews or direct field observations of 4 swimming pools. From this study it was found that only 2 swimming pools met the safety standard requirements because they provided complete health facilities and 2 more did not have complete health facilities, because safety standards in swimming pools are important based on the analysis of mashlahah mursalah.

Keywords: Swimming pool, mashlahah mursalah, first aid standards

1. Introduction

Swimming is one of the sports that is of interest to many people, from children to adults. It never stops being visited by the public for vacation or recreation. The public in general will also choose a clean, comfortable swimming pool and a fairly affordable entrance ticket price (Sartika, 2021).

In addition to being a popular sport, swimming also has fatal risks that can cause injury or even death. Based on the data I have researched in various swimming pools, there are several cases including risks that can arise such as cramps, slipping, pushing, and drowning.

The cause is mostly due to the negligence of visitors, but the role of supervisors at swimming pools is very important for the safety of visitors, not only supervisors who guard or pay attention, but parents must also pay attention to their children or families to be more careful so that the incident does not happen again. Many injuries or deaths due to lack of supervision, drowning is an injury due to immersion that can result in death in less than 24 hours. Water accidents cause drowning victims to have reduced oxygen supply to the brain (Sistiasih, V.S, 2020). However, water safety is not only the responsibility of a swimming pool supervisor, every individual who swims in public facilities must know about swimming safety. (Suhairi M Lauh, WDA Hardika; Yane S, Abdillah Efendi, AR, Rajidin R., 2020).

This swimming safety has a big influence on the number of injuries and even deaths in the swimming pool. Therefore, insight into swimming safety and security is needed to be able to provide first aid when an accident occurs in the swimming pool. (Nurrahman, YA, Helena, S, Tanjung Pura U, 2023). The higher the level of

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understanding of water safety among swimming pool visitors, the lower the occurrence of accidents while swimming (Agustina, ES Sahputra, H, 2022). Other water injuries are an important shared role, between pool supervisors, swimming instructions, and visitors.

First aid means temporary action or assistance such as existing facilities that have been prepared in advance before being taken to the hospital/clinic handled by a doctor or midwife. In order to help before being handled by more expert personnel with adequate facilities, so that the condition is calmer and can reduce pain.

The role of tourist attraction managers is to pay more attention to the safety of their visitors, because even though the tourist attraction is a recreational facility, it does not rule out the possibility of an accident occurring and of course it is very detrimental to tourists, considering that the tourists who visit are not only adults but are dominated by children.

It is necessary to conduct research in this field so that parties in tourism activities, especially swimming pool managers in Medan must pay more attention to the things that are mandatory and have standards for first aid in swimming pools for visitors in the masalah mursalah. Based on the description above, the author conducts a deeper study in the form of a journal entitled "The responsibility of business actors for first aid standards in swimming pools from the perspective of mashlahah mursalah (Case study of Medan City).

Based on the explanation above, there are several main problems that will be discussed in this study which are then formulated as follows: 1. How is the responsibility of business actors for first aid standards in swimming pools? and has it been standardized in the first aid of the swimming pool?

2. Materials and Methods

This research is a type of empirical legal research or called field research with a case study of several swimming pools in Medan City. Data collection is carried out by field observation or interviews, namely reviewing applicable legal provisions and what happens in reality in society.(Suharsimi Arikanto, 2012).

Empirical legal research is legal research regarding the application or implementation of normative legal provisions in action in every specific legal event that occurs in society.(AbdulKadir Muhammad, 2018). Or in other words, it is a study conducted on the actual situation or real conditions that occur in society with the intention of knowing and finding the facts and data needed, after the required data is collected, it then leads to problem identification which ultimately leads to problem solving.(Bambang Waluyo, 2002).

The journal written by Silvia Aznidar Siregar is entitled "Responsibility of Telecommunication Service Providers for Losses from Recycling SIM Card Numbers in Gunungtua City from the Maslahah Mursalah Perspective". This study discusses the practice of recycling SIM card numbers in Gunung Tua City which causes losses such as financial losses, reputational losses, and privacy losses. The practice of recycling SIM card numbers is included in the category of maslahat dharuriyah because it threatens lives and property, so telecommunications service providers are required to be responsible for losses experienced by customers due to the practice of recycling SIM card

numbers. Meanwhile, the journal I wrote is entitled "Responsibility of Swimming Pool Managers for First Aid Standards from the Maslahah Mursalah Perspective". Discusses first aid standards in swimming pools and there are several health facilities in swimming pools, including: P3K, Health Room, Oxygen, Information Board, Insurance, Pool Guard Certification, but there are two more pools that do not have complete health facilities, and do not meet the standards and the responsibility of the swimming pool for first aid health services in the swimming pool.

To avoid having the same title as I and Silvia Aznidar Siregar which are the initial titles of the same responsibility, then I made a comparison of the contents of my journal with Silvia, in my journal I focused on how the first aid standards are at the swimming pool, what are the health facilities they have if an unwanted incident occurs, how is their responsibility, whether it meets the standards or not. because it is related to the safety of visitors, it is very important.

3. Results and Discussion

3.1. Swimming pool and first aid standards

First aid is providing assistance in the form of treatment or care as quickly as possible after an accident occurs, which can sometimes determine the life or death of the victim.(Ana, Anggraini N. et al, 2018). This is usually done by people who are not experts in handling illness or injury incidents, until definitive treatment can be accessed. Accidents or unwanted incidents can happen at any time. This incident can be a minor incident or a major incident, therefore first aid is very important in the service efforts for accident victims.(Asdiwinata, IN, Yundari, AIDH, Widnyana, IPA, 2019). The first person to provide assistance is those who are at the scene. Those who try to provide this assistance have varying levels of knowledge ranging from having no first aid knowledge and being untrained to those who are experienced and trained. There is a time between assistance at the scene of the accident until the victim can receive assistance from medical personnel at a health facility, so this grace period must be filled by the first person closest to the victim who has had a first aid unit from the field to further care assistance at the hospital.

First aid for accidents is a temporary first aid effort so that the accident victim's condition can improve before getting more perfect help from a doctor or paramedic. Generally, accidents occur suddenly without being expected either due to visitor error or circumstances. First aid has the following goals: saving lives, preventing disability, providing a sense of security and supporting healing

Based on my observation, there are 4 swimming pools that I examined, namely, Deli swimming pool, Sejahtera swimming pool, Paradiso swimming pool and Bahagia swimming pool. Some of the health facilities they have include the following:

1. Deli Swimming Pool
 - a. First Aid Kit(There is)
 - b. Health Room (None)
 - c. Oxygen(There isn't any)

- d. Information Board (Yes)
 - e. Insurance(There is)
 - f. Guard Certification(There isn't any)
2. Swimming Pool Prosperous
 - a. First Aid Kit(There is)
 - b. Health Room (Yes)
 - c. Oxygen(There is)
 - d. Information Board (Yes)
 - e. Insurance(There is)
 - f. Guard Certification(There is)
3. Paradiso Swimming Pool
 - a. First Aid Kit(There is)
 - b. Health Room (None)
 - c. Oxygen(There isn't any)
 - d. Information Board (Yes)
 - e. Insurance(There isn't any)
 - f. Guard Certification(There is)
4. Happy Swimming Pool
 - a. First Aid Kit(There is)
 - b. Health Room (Yes)
 - c. Oxygen(There is)
 - d. Information Board (Yes)
 - e. Insurance(There is)
 - f. Guard Certification (Yes)

From the explanation above, it can be concluded that the swimming pools in Medan City that I studied mostly maintain the safety and comfort of visitors in accordance with existing operational standards and have complete health facilities.

However, there are 2 swimming pools that do not have complete facilities. According to the explanation above, only a few have health facilities, in the first pool there is only a first aid kit, information board, life insurance, but has never participated in training for its guards or supervisors, does not have breathing apparatus and also does not have SOP. And while in the third pool there is only a first aid kit, information board, SOP, but does not have life insurance, does not have a health room, does not have breathing apparatus, and does not participate in training for its guards or supervisors but has been SOPed since Covid-19.

Standard Operating Procedures (SOP) are rules that must be followed by agencies, business actors or the government in implementing a plan in accordance with a guideline so as not to cause errors or losses for many people or the company itself.(Atmoko, Tjipto, 2011).

Implementation of standard operating procedures carried out by business actors to ensure that the service and quality of water that has been met consistently at all times with the aim of making the activities of swimming pool business actors more effective and compliant with existing regulations. Without SOPs in a company, the

performance of actors and employees cannot run well, and the rights and obligations of each party cannot be determined. In addition, the company also has difficulty in assessing the performance of its employees professionally because there is no clear measuring tool.(Andika, F Putra, D. Rani, U, 2022).

These important aspects will always be surrounded by various things that may threaten security, safety and cause financial losses. One effort to overcome this is by transferring the financial loss to another party which then gives rise to insurance. Insurance or coverage is an agreement between two or more people, where an insurer provides a replacement in the form of money to the insured who experiences loss, damage, loss, or an uncertain event that may occur. Insurance is divided into two, namely life insurance and non-life insurance is insurance that aims to cover financial losses caused by damage, loss, fire and others. While life insurance or what is commonly called life insurance is insurance that aims to cover a person against unexpected financial losses caused by death(Salim, AA, 1991).

Life insurance has three types of products, namely whole life insurance, term life insurance and dual purpose life insurance. Whole life insurance is life insurance that provides protection from the beginning of the policy issuance date until the policy owner dies. Term life insurance is insurance that provides protection for a certain period of time. While insurance that provides two benefits, where the business actor will provide compensation if the insured is still alive at the end of the policy period or dies during the policy period(Achdijat, D,, 1995).

Some of the cases that commonly occur in these 4 pools are slipping, hitting, and drowning as follows:

First,in the case at Deli Swimming Pool, including push-offs, jumps, approximately 2 cases were caused by visitors being less careful so that an incident occurred. Not only that, there were other accidents such as drowning accidents, 2 people were victims of drowning. The swimming pool manager stated(Pratama Rizky, 2024):

"have experienced incidents ranging from minor injuries, serious to drowning, those who experienced minor injuries are like frequent incident factors that experience minor injuries are usually school children jumping, pushing. While those who experienced serious injuries such as Jumping hit by an elbow ceramic torn neck, there were those who were rejected by their friends hit by an elbow ceramic also torn heels and there were also adults falling running slipping because the floor was slippery. incidents of people drowning while swimming, "the beginning was from the morning a child invited to swim but his friend said no tomorrow, then they left. His friends swam in a 4-meter pool then his friend said no, because you can't swim, then he jumped forcing himself but in a very deep pool condition a child was already in the water with conditions in the 4-meter pool floating in the water the child's condition was also jumping when checked his condition was critical. The second incident was that a visitor had epilepsy, at first the visitor looked healthy but suddenly the visitor's illness recurred, having convulsions, coincidentally there was only 1 life guard who also doubled as a caretaker but at the time of the incident the life guard was busy with work

activities, the victim was not a school child but from a family group, but his family also did not pay attention."

Second, This prosperous swimming pool has experienced an unwanted incident such as drowning, the manager of the prosperous swimming pool stated (Sitohang, 2024):

"In 2023 there was a case of a child who was full, immediately went into the water, it could have entered the lungs, because he was so full that he was almost exhausted so he almost drowned, noodles came out of his mouth, then when the CCTV was checked the child ate 2 cups of instant noodles at once, but the child finished eating and immediately went into the water, the swimming pool management had also informed that they should not be too full or give a break first, rest for half an hour before being allowed to enter, this was not just after eating and swimming, not only that, this swimming pool has also experienced incidents of cramps. There was also an incident of a visitor having epilepsy, but his older sibling took his younger sibling swimming, initially the older sibling went to buy snacks, left by his younger sibling, then the younger sibling saw the water, this younger sibling entered the pool, and eventually drowned".

Third, At the Paradiso Swimming Pool last year there were no incidents, but 2 years ago there was an incident of someone drowning, the Paradiso swimming pool management stated:

"The records show that he has a history of illness, has heart disease, this has been acknowledged, we...compromise between families only" (Suratmin, 2024).

Fourth, at Happy Swimming Pool there has never been an incident (Napitupulu, 2024):

"The causes of accidents in swimming pools are usually injuries, fatigue, overeating, pushing, slipping and acute illnesses while swimming and inability to swim. There are various risk factors and general conditions that cause drowning, ranging from age, gender, access to water, lack of swimming ability, having certain health conditions, and lack of pool supervision and visitor negligence. Based on my analysis, I stated that drowning is caused by overeating, having a history of illness, and swimming in a deep pool when unable to swim. In addition, for drowning accidents, most participants only know about giving rescue breaths as a drowning rescue.

Based on the description above, to ensure the safety and security of visitors, pool managers should always provide instructions to each visitor through various information media and communication facilities. And parents also always pay attention and advise their children and families to avoid unwanted accidents, so that they will feel safe.

Safety and security are important factors, risk control needs to be done to minimize accidents for both workers and visitors. Control is done with the aim of reducing the level of risk or danger in the tourist spot such as slipping, falling, drowning, and so on, in addition to health, safety and security issues are one of the important elements in visitor satisfaction.

The actions taken by management if an accident or incident occurs to a visitor

are:

"Paradiso Swimming Pool has 2 life guards if anything happens they report to me, and I am the one who sees it, what happened, serious, light or severe, if it is serious we take it to the authorities, if it is light just between families. The life guard reports to see how the incident happened, we also have CCTV and can be monitored to know how the incident happened or the chronology, if there is a small wound we have a first aid kit, if there is a big or severe wound we take it to the hospital, and we don't have life insurance yet"(Suratmin, 2024).

if an accident occurs at the Sejahtera Swimming Pool, those who experience minor injuries are given a first aid kit containing red medicine (Betadine), alcohol, plasters, but if there are serious injuries, they are immediately taken to the hospital, and those who experience drowning, the first aid is to use artificial respiration. Not only that, the Sejahtera swimming pool will also provide insurance or compensation for victims who have accidents. We also have CCTV, so it can be monitored and can find out what if there is an unwanted incident or accident(Sitohang, 2024).

Deli Swimming Pool if an accident occurs at the Deli Swimming Pool, you will be directed to the administration office, those who suffer minor injuries will be given a first aid kit and we will treat them immediately, but if there are serious injuries such as lacerations, they will be taken to the hospital, the administration will take care of it until it is finished and those who experience drowning will receive first aid by pressing the chest and then giving artificial respiration. Not only that, this Deli swimming pool will also provide insurance or compensation for victims who have accidents(Pratama Rizky, 2024).

In this Happy Swimming Pool, first we will ask who their family is, especially women who are very sensitive, especially those who help men, who their family is, and taken to the medical room that we have provided, provide assistance if they need artificial respiration, we will provide it if they need treatment, for example if they fall or are injured, we will provide medical assistance if the injury is minor, we will provide a first aid kit, if anyone wants it and is taken to the medical room that we have provided.(Napitupulu, 2024).

3.2. The Relationship Between Health Facilities and Masalah Mursalah

Mashlahah mursalah consists of two words, namely the word and mashlahah and mursalah. Etymologically, the word mashlahah is a form of masdar (adverb) which is wrong from fi'il (verb), namely saluha. Judging from its form, besides the word mashlahah being an adverb form, it is also a form of ism (noun) singular (mufrad, singular) from the word masalah (jama', plural)(ibn al-Manzur, 1972). The word mashlahah has been absorbed into the Indonesian language as maslahat, as well as the words manfaat and faedah.

Etymologically, the word mashlahah means: benefit, advantage, good, good (goodness), use (usefulness)(Buti, 2001).

Mashlahah mursalah itself in terms consists of two words, namely Mashlahah

and Mursalah, the word mashlahah according to language is "benefit" while the word mursalah is "release" so the word mashlahah mursalah according to terminology is something that is considered Mashlahah but there is no legal certainty that realizes it, there is also no specific evidence that supports or rejects the matter.

Mashlahat etymologically is the word mufrad from mashlahat which has the same meaning as al-shalah which means bringing goodness. Sometimes another term is used, namely istislah which means seeking goodness. Often the word mashlahat or istihlah is identified with al-Munasib which means things that are suitable, according to where they are used. From these definitions, it can be emphasized that anything that contains benefits in it, whether to achieve benefits, deliciousness or to reject harm, then it is called mashlahat.

In general, this maslahat is like a benefit according to its pronunciation and meaning. Benefit is interpreted as delicious, both in obtaining it and in maintaining, preserving or preserving it. (Husein Hamid Hasan, 1971). Therefore, everything that contains benefits, whether it is a way of attracting or producing them, or a way of rejecting or preventing them from danger and pain, can be called mashlahat.

Regarding health facilities, the mashlahah mursalah is: There are several swimming pools in Medan that have or do not have health facilities, and after I examined it, there are 2 swimming pools that do not have complete health facilities, namely: One of the swimming pools does not have a health room, because the costs are insufficient, it does not have oxygen, and it does not have life insurance, its life guards have never taken swimming training, but an SOP was made for them, the life guards during the Covid era yesterday. In this second swimming pool, there are also no complete health facilities, including not having a health room, not having oxygen, and not having guard certification.

The recreational swimming pools in Medan City can be life-threatening for visitors if an accident occurs in the swimming pool. Because of several swimming pools, only 2 swimming pools meet the safety standard requirements because they provide complete health facilities and 2 more do not have complete health facilities, because safety standards in swimming pools are important. If an accident occurs or things related to the safety of visitors are very important. Therefore, one thing that needs to be considered is the first aid health services available at the swimming pool. Therefore, one thing that needs to be considered is the first aid health services available at the swimming pool.

In the book al-Mustasfa, Al-Ghazali explains the meaning of maslahat both in terms of language and terminology. In terms of language, al-Ghazali gives the meaning benefit:

وما ضرر دفع او م نفعه جلب عنصل ال في عبار ة في

meaning: maslahat is a term for gaining benefits and rejecting harm."

Meanwhile, in terms of terminology, al-Ghazali explains the meaning of maslahat:

هي المحافظة علي مقصود الشرع في الخلق خمسة, وهي أن يحفظ عليهم دينهم ونسلهم ومالهم. The message
الأصول فهي مفسدة, ودفعها مصلحة

Meaning: "Guarding the goals of shara', there are five goals of shara' that have

been determined for humans, namely protecting their religion, soul, mind, offspring and property. So everything that contains maintaining these five basics is called *maslahah* and everything that eliminates these five basics is considered *mafsadah* and rejecting these *mafsadah* is *mafsadah*."

Imam al-Ghazaly stated that the purpose of realizing *mashlahah* here is not based on human desires or solely for the good based on their desires. However, the benchmark for realizing *mashlahah* here is based on the goals outlined by the Creator in order to create benefits for His creatures. He further clarified that what is meant by *mashlahah* desired by al-Syari` for humans is divided into five forms, namely, maintaining religion, soul, mind, descendants and property. So every effort made to realize the above things is called *mashlahah* while everything that can waste it is called *mafsadah* and rejecting everything that can waste it is also called *mashlahah*, providing goodness for humans and keeping them away from evil can be said to be *mashlahah*

There are four kinds of meanings of the word *al-masâlih*, namely deliciousness, things that make deliciousness, pleasure and things that make pleasure, so too with the word *al-mafâsid* in it contains four meanings, namely pain, things that cause it, sadness and things that cause it. What is meant by the causes of deliciousness and pleasure here is an act whose implications provide benefits and goodness to the doer or other people, so what is meant by the causes of pain and sadness in the content of the word *al-mafâsid* is an act whose implications make the doer or other people feel pain and sadness. (Nasrun Haroen, 1996).

So the swimming pool tries to provide a form of protection for its visitors such as providing first aid, in addition the organizer will be responsible for providing medical assistance and providing compensation if an accident occurs while swimming. This is intended so that visitors feel safe while swimming.

4. Conclusions

From the explanation above, it can be concluded that to reduce the risk of accidents in swimming pools, pool supervision or left guard must be more observant and more alert. Not only that, visitors must also be more careful, guarded, monitored continuously if their family or friends are swimming, especially children, it is very dangerous if not supervised so that it does not happen again. And for evaluation and improving pool supervisors to provide first aid to drowning victims, the guards or supervisors must also take swimming training to increase insight and increase respondent knowledge in first aid more appropriately, and have life insurance so that the first aid given can be better so that they feel comfortable and safe in traveling and avoid accidents.

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