

CHAPTER THREE

RESEARCH METHOD

A. Type of Research

The type of the research is a normative legal research. Normative legal research is a legal research based on literature. The researcher used statute and conceptual approach, it means the research aims to know how the Indonesian Laws guarantee the independence and integrity of General Election Commission in conducting General Elections with special reference to review Laws and Regulations. Conceptual approach means the research referring to the views and doctrines which develop in the legal studies. The source is from secondary data that will be taken from literature: journals, books, encyclopedia, etc.

B. Type of Data

The data used in this research is secondary data. The secondary data consist of primary, secondary, and tertiary legal material³⁵ as follows:

1. Primary legal material consists of regulations as follows:
 - a. The 1945 Constitution;
 - b. Law Number 7 of 2017 on General Elections;
 - c. Election Organizer Ethics Council Regulation Number 2 of 2017
on Code of Ethics and Code of Conduct of the General Election Organizer.
 - d. Law No. 40 of 1999 on Press.

35 Bahder Johan Nasution, 2008, *Metode penelitian Ilmu Hukum I*, ISBN 979-583-335-3, Bandung, CV Mandar Maju, p.86.

2. Secondary legal Material

It refers to all publications related to the law expert for official document. It consists of several documents that are related to the primary legal material. These secondary legal materials basically include textbooks, scientific journals, commentaries on statutes, abstract, bibliographies, indexes and reviews.³⁶ The secondary legal materials consist of several documents related to the primary legal materials as follows:

- a. Books;
- b. Scientific journals;
- c. Other legal documents related to the issue;
- d. Trusted sites on the internet; and
- e. Other non-legal documents related to this research.

3. Tertiary legal material

These legal materials provide further explanation, consisting of any legal or non-legal materials related to the primary and secondary legal materials as follows:

- a. Black's law dictionary;
- b. English dictionary; and
- c. Indonesian dictionary;
- d. Encyclopedias.

C. Method of Collecting Data

The method employed in collecting data in this research is through library research done by reviewing the literatures. The researcher collected

³⁶ Johnny Ibrahim, 2006, *Teori dan Metodologi Penelitian Hukum Normatif*, Second Edition, Malang, Bayu Medi, p.46.

the data by reading, analyzing and concluding from related documents such as constitution or laws, books, legal journals and others related to the main problem as the object of this research.³⁷

D. Data Analysis

The data were analyzed systematically through descriptive qualitative approach. It means the research did the analysis based on the constitution, legislation, and other theories which are related to the issues of the independence and integrity of General Election Commission in conducting general election.³⁸

³⁷*Ibid*, p.71.

³⁸ Mukti Fajar & Yulianto Achmad, 2009, *Dualisme Penelitian Hukum*, Yogyakarta, Pencil Komunikasi, p.123.