

## CHAPTER THREE

### RESEARCH METHOD

#### A. Type of Research

This research is normative legal research. Normative legal research is a scientific research procedure to find the truth based on legal scientific logic in terms of its normative.<sup>26</sup> This research also uses comparative approach. Comparative approach is a research methodology in the social sciences that aims to make comparison across different countries or cultures.<sup>27</sup> The writer chooses to compare the system of Presidential Threshold in Indonesia with the Presidential Threshold in the Philippines and the United States of America.

#### B. Type of Data

The data used in this research is secondary data. The secondary data consist of primary legal material, secondary legal material, and tertiary legal material.<sup>28</sup> The detailed data are explained in the following:

1. Primary legal material or the relevant laws and regulations that have been used in this research are, such as:

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<sup>26</sup> Mukti Fajar ND, 2010, *Dualisme Penelitian Hukum Normatif dan Empiris*, Yogyakarta: Pustaka Pelajar, p.154.

<sup>27</sup> Johny Ibrahim, 2006, *Teori dan Metodologi Penelitian Hukum Normatif*, Malang, Bayu Media, p. 297.

<sup>28</sup> Mukti Fajar ND, *Op.Cit.*, p.156.

- a) The 1945 Constitution;
- b) Law Number 42 of 2008 on President and Vice President Election;
- c) Law Number 15 of 2011 on General Election Organizer;
- d) Law Number 8 of 2012 on Legislative Election;
- e) The Constitutional Court Verdict Number 14/ PUU – XI - 2013;
- f) Law Number 7 of 2017 on General Election;
- g) Other legislation: the Philippine’s Legislation and the United States of America Legislation.

2. Secondary legal materials consist of several documents that related to the primary legal material as follows:

- a) Books;
- b) Scientific Journals;
- c) Other legal document related issue;
- d) Trusted sites internet; and,
- e) Other non-legal document method to this research.

3. Tertiary Legal Materials consist of several documents such as:

- a) English Dictionary;
- b) Indonesian Dictionary;
- c) Encyclopedia.

### **C. Data Collection**

The method of data collection in this research is through library research by literature learning.<sup>29</sup> In this method, the data were gathered from journals, books, papers, legislation, and encyclopedia. Besides, some experts were also interviewed to confirm the author's accuracy in understanding the reading materials.

### **D. Data Analysis**

The data were analyzed systematically through descriptive qualitative approach. Systematically means the writer analyzes based on the Constitution, Legislation's, and other theories which related to the issue on the implementation of Presidential Threshold concept in simultaneous election after the enactment of the Law Number 7 of 2017 on General Election.

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<sup>29</sup> Zainuddin Ali, 2009, *Metode Penelitian Hukum*, Jakarta: Sinar Grafika, p.9