

CHAPTER III

RESEARCH METHOD

A. TYPES OF RESEARCH

This research is a normative legal or normative research, research that is based on library research to obtain secondary data in the field of law.

B. RESEARCH PROBLEMS APPROACH

To address issues that have been formulated in this study, we will use conceptual approaches (Conceptual Approach), and approach the Rule of Law (Statute Approach). The starting point of all these approaches is the 1945 Constitution, Law Number 24 Year 2003 regarding the Constitutional Court, of Act No. 48 of 2009 on Judicial Power, Other Legal Rules and policies governing authority of the Constitutional Court in resolving disputes between state institutions and rule of law on judicial authority that is free and impartial, and search the various concepts and theories about disputes between state institutions.

C. RESEARCH DATA

Data on library research using secondary data; secondary data is classified into three legal materials, namely:

1. Primary Legal Materials, which consists of:
 - a. the Constitution of the Republic of Indonesia Year 1945
 - b. Law No. 24 of 2003 on the Constitutional Court
 - c. of Act No. 48 of 2009 on Judicial Power

2. Secondary legal materials, which comprises:
 - a. The books on the Constitutional Court
 - b. The books on Constitutional Law
 - c. The books of disputes between state institutions
 - d. The books of the Judicial Power
 - e. Books about the Theory of Law
 - f. Books about the Law of the Constitutional Court
 - g. The results of the study, Journals and Papers related to this research.
3. Tertiary legal material is a material that is supporting the law covers legal materials that provide instructions or explanation of primary and secondary legal materials from outside the field of law, for example from the field of politics, sociology, anthropology, philosophy, language and so forth that are supporting or complementary .

D. DATA COLLECTION TECHNIQUES

The instrument used in this research is the study of normative documents. This document studies the researchers do with the road first select and collect and study the rule of law and regulations and other policies related to the object of research. Furthermore, the substances principle of the material searched legal principles, rules and provisions of law and positive law legal politics underlying the granting authority in the field of judicial authority.

And in this study also used the interview technique, interview guide used is structured guidelines that these guidelines have been prepared in detail so as not there are things that passed. These guidelines will be used by

researchers to answer the problem formulation in this study and as a guidance interview with the expert / expert in constitutional law, namely:

1. Dr. Syaifudin, SH, M.H
2. Dr. Ni'matul Huda, SH, M. Hum

E. RESEARCH SITES

The location was chosen in this study were in Yogyakarta Province.

F. DATA ANALYSIS

Data obtained from normative research is processed based on qualitative descriptive analysis. And the meaning of descriptive is to clearly describe the circumstances of actual and qualitative analysis of the data is expressed by the respondents then described and gain understanding. So are a qualitative descriptive analysis of the constitutional court and the principle of judicial independence in disputes between state institutions.