

CHAPTER V

CLOSING

A. CONCLUSION

Based on the description above, we can conclude several things.

1. IMPLEMENTATION OF JUDICIAL INDEPENDENCE IN THE CONSTITUTIONAL COURT RELATING TO DISPUTES BETWEEN STATE INSTITUTIONS.

Constitutional Court as one of the state institutions that conduct judicial authority is an judicial independent of all kinds of extra-judicial influence and be responsible to the people through the organization of the Constitutional Court based on the principles of good governance and clean through and the decision in accordance with the constitution, the will of the people and democratic ideals. The implementations of judicial independence arrange in the 1945 constitution with said that constitutional court have authority to trial in the first stage and in the latest stage which the verdict is final to....settlement dispute between state institutions which the authority given by 1945 constitution. Beside that the judicial independence arrange in constitutional court law and procedure of Constitutional Court law and Constitutional Court regulation. The verdict from constitutional court should independent of all kinds of extra-judicial influence and politic and economic power. It means that the dispute between state institutions does not be the political dispute and can be solve based on law in constitutional court. The object of dispute settlement are

not the state institution but the authority which given by 1945 constitution to state institution.

2. LEGAL IMPLICATIONS THAT ARISE IN THE IMPLEMENTATION OF JUDICIAL INDEPENDENCE IN JUDICIAL POWER

The concept of judicial authority as stipulated in Law no. 48 of 2009 can be said is in conformity with the Indonesian state administration system. Judicial authority with the power of other states institution is an independent authority but not absolute because one is based on Pancasila and the 1945 Constitution for the sake of the Law and Justice.

B. SUGGESTION

1. In enforcement judicial independence in the constitutional court should be balanced with the implementing regulations for the implementation of these principles appropriate to run the authority without interference from third parties.
2. The concept of judicial power in the law number 48 year 2009 on judicial authority must be executed by all law enforcement circles for rules that adopt the principle of power which is free and impartial to minimize the occurrence of conflicts or disputes of authority between state institutions