

CHAPTER V

CLOSING

A. Conclusion

Based on the previous discussion, conclusion can be drawn that in Libya's conflict, protection upon the civilian as laid down in the International Humanitarian Law wasn't optimal because the condition of Libya. The majority of Libyan forces consist of tribes loyal to Muammar Gaddafi so it's so difficult to avoid the willing of Libyan military forces to attack the groups of rebel against Gaddafi.

In line with that, the humanity intervention from the international community wasn't work well because not all the members of NATO agreed with the decision. Some of state afraid that there is a political interest inside the decision to take humanity intervention in Libya and it could make the condition of Libya even worst.

B. Suggestion

In order to uphold the implementation of International Humanitarian Law regarding on the protection toward civilian in time of conflict, especially in Libya's conflict, first, the international community have to more consent and participate on the Responsibility to Protect (R2P) civilian by override the political interest of each state, not only in supports of interventions aimed mainly at achieving national interest. The R2P

should plan carefully in order to determine how and what step should be taken to make sure that humanity intervention in Libya could running well.

In line with that, the United Nations might strengthen the use of legal institutions such as the UN-Fact Finding Commission in carrying out monitoring and investigation in situation of armed conflict