

CHAPTER III

METHODOLOGY

A. Type of Research

The type of this research is normative legal research. Normative legal research have a tendency to portray the law as a discipline perspective only viewed from the standpoint of legal norms, which is prescriptive. Normative legal research also as scientific research procedure to find the truth based on legal scientific logic in terms of its normative.¹

The research also used comparative approach. Comparative Approach is a research methodology in the social sciences that aims to make comparisons across different culture or countries. The writer chooses to compared to Islamic Legacy related to the issue of code of conduct of Constitutional Court Judges.²

The Source was from secondary data that was taken from literature: journal, books, encyclopedia, etc.³ This research also used case study, because this research aimed to assess the effectiveness code of conduct of Constitutional Judges.

¹Depri Liber Sonata, 2014, "Metodologi Penelitian Hukum Normatif dan Empiris", taken from <http://download.portalgaruda.org/article.php?article=358811&val=6694&title=METODE%20PENELITIAN%20HUKUM%20NORMATIF%20DAN%20EMPIRIS:%20KARAKTERISTIK%20KHAS%20DARI%20METODE%20MENELITI%20HUKUM> , viewed on 15th December, 2016, at 15:57 pm.

²Johny Ibrahim, 2006, *Teori dan Metodologi Hukum Normatif*, Malang, Bayu Media, p.302.

³*Ibid*, p.321.

B. Type of Data

The data used in this research was secondary data. The secondary data consisted of primary legal material, secondary legal material, and tertiary legal material. The data was explained as follows:

- 1) Primary legal material consisted of regulation such as follows:
 - a. The 1945 Constitution;
 - b. The Constitutional Court Act

- 2) Secondary legal material consisted of several documents that were related to the primary legal materials such as follows:
 - a. Books;
 - b. Scientific journals;
 - c. Other legal documents related to the issue;
 - d. Trusted sites internet; and
 - e. Other non-legal documents related to this research.

- 3) Tertiary legal material, such as follows:
 - a. Black's law dictionary; and
 - b. Indonesian Dictionary.

C. Data Collection

The method of data collection in this research was conducted through library research by literature study. This method collected the data by reading and trying to make a conclusion from related documents such as constitution or laws, books, scientific journals, and other resources which were related to the main problem as the object of this research.

D. Data Analysis

The data was analyzed systematically using descriptive qualitative approach. Systematically meant the research was analyzed based on the Constitution, legislation, and other theory which was related with the issue of code of conduct of Constitutional Court Judges.