

CHAPTER III

RESEARCH METHODS

A. Type of Research

This research is conducted by using normative legal approach. Normative legal approach is the legal research based on literature. The stages in the study are: first, collecting data that has a relationship with the research, data collection is divided into two because this research has a purpose to compare between one material with another material. Second analyses of the sources that have been obtained and the third is to compare between both of them and the last stage is to make conclusions and suggestions.

B. Type of Data

This research used a secondary data which were taken from literatures. The legal material of this research consists of primary, secondary and tertiary legal material.

1. Primary Legal Material, as follows:
 - a. The 1945 Constitution
 - b. Law No. 42 of 2008 on General Election of President and Vice President

- c. Al-Quran (*Siyasah Verses*)
 - d. Hadith (*Shahih Hadith*)
2. Secondary Legal Material consist of several documents related to the primary legal material, such as:
- a. Books;
 - b. Scientific Journals;
 - c. Other legal documents related to the issue;
 - d. Trusted sites of internets;
 - e. Other non-legal documents related to this research.
3. Tertiary Legal Material consist any legal or non-legal material supported the primary and secondary legal material.

C. Method of Collecting Data

The data were collected through literature review. The data were taken by reading, analysing, and making conclusion from related document such as, Al-Quran (*Siyasah Verses*), Hadith (*Shahih Hadith*), Constitution 1945, Law No. 42 of 2008 on General Election of President and Vice President, law books, legal journals, books and others related to the main problem as the object of this research.

D. Data Analysis

The data were analysed systematically through juridical qualitative approach. It means the research analyses the data based on legislations related to general election in Indonesian democratic system and all resource related to Islamic system on staffing mechanism as head of state/head of government.