

CHAPTER V

CONCLUSION AND RECOMMENDATION

A. Conclusion

Based on the results of study on the comparison of succession mechanism of head of state in Indonesian democratic and Islamic systems, it can be concluded that there are similarities and differences. They are as follows:

1. Similarities. There are some similarities in terms of people involvement. In Islam, however, the whole people are not involved, whereas in Indonesian democratic system all people are participated. In terms of requirements, both of systems are almost similar. In inauguration, both of Islamic and Indonesian democratic systems are equal, namely it is conducted by people.
2. Differences. There are differences in general the election in Indonesian democratic system. The sovereignty of the people is the most fundamental. This principle influences overall system in the election, from the aspect of the system, law, requirements, implementation stage and the inauguration. Meanwhile in Islam the sovereignty belongs to Allah, so all of the mechanism is influenced by the provision of Allah which is contained in the Al Quran, hadith and *ijtihad*. Other differences are in terms of succession system, legal source, principles, requirements such as in Islam the head of state should be man and Muslim. In addition, with regards to technical inauguration, in Islamic

system it is conducted directly by the people but in Indonesia system it is done by People Consultative Assembly.

B. Recommendation

Based on the research of succession mechanism of head of state above, some recommendations are proposed for democratic system in Indonesia and Islamic system, namely:

1. For Indonesian democratic system, the absent of this system, Indonesia needs a very high cost. Besides, in democratic system, there is unequal capacity of a person in determining the head of state, so that it may produce leaders who are not qualified. Therefore, it needs an election reform in the democratic system, whether by indirect democracy that is elected by the representative institution of state or by other effective system. In addition as recommendation, since the election of head of state involves many people, so the existence of a comprehensive and just law to avoid a conflict is necessary
2. For the Islamic system, although the source of law in this system is Al Quran, hadith and *ijma*, this system requires rules or procedures that are standard and written as a reference in the succession of Head of State. In the era of modern state, with complexity of problem, it needs a certain procedure of succession of Head of State.