

## **CHAPTER THREE**

### **RESEARCH METHOD**

#### **A. Type of Research**

The type of the research is normative legal research, one kind of legal research prominent in professional legal writings, such as handbooks, monographs, commentaries, and textbooks of law that implements a specific legal method consisting in the systematic, analytically evaluative exposition of the substance of private law, Indonesian law, international law, United Nations Convention on the Law of the Sea 1982, etc. The author is focusing on the regulations, and also other books related to the title.

The normative legal research often called as legal studies in books. The research uses statute approach and case approach. The statute approach is conducted by highlighting some regulations that are related to the issues. The case approach is conducted by reviewing the case related to the issues.<sup>1</sup>

#### **B. Type of Data**

The data of the research is taken from the secondary data which consists of primary, secondary, and tertiary legal materials. The

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<sup>1</sup> Peter Mahmud Marzuki, 2011, *Penelitian Hukum*, Jakarta: Kencana Prenada Media Group. p. 24

secondary data means the writer is finding the sources from the journal, book, news, or other typed references.

1. Primary legal materials

- a. United Nation Conventions on the Law of the Sea 1982;
- b. Law Number 6 Year 1996 concerning Indonesian Waters;
- c. Law No. 5 Year 1983 on Exclusive Economic Zone;

2. Secondary legal materials

- a. Books;
- b. Journals;
- c. News;
- d. Other legal documents which are related to the research;
- e. Internet websites; and
- f. Other non-legal documents which are related to the research.

3. Tertiary legal materials

- a. Encyclopaedia;
- b. Dictionary.

**C. Method of Collecting Data**

The data is collected through library research, which means all data are collected through the finding in the legislations, court decision, books, journal, news, internet, and all typed or printed references.

#### **D. Data Analysis**

The data would be analysed systematically through juridical qualitative. Juridical qualitative means it would be connected with the principle of law, convention and other related regulations. The method of research that is used in this paper is a qualitative research. It involves studies of almost any imaginable phenomenon and studies that often require human and environment subjects. In the research, qualitative research is suitable because in the research, it does not need any diagrams; it is based on the concrete data.