

**THE URGENCY OF THE REGULATION OF MEANINGFUL
PARTICIPATION NORMS IN THE PROCEDURE FOR NOMINATING
CONSTITUTIONAL JUDGES BY THE HOUSE OF REPRESENTATIVES
(CASE STUDY OF THE NOMINATION OF INOSENTIUS SAMSUL)**



UNDERGRADUATE THESIS

This Undergraduate Thesis Was Prepared To Meet One Of The Requirements For
Obtaining A Bachelor Of Law Degree At The Faculty Of Law, National Development
University "Veteran" East Java

Submitted by:

Muhammad Yasser Umam

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To

FACULTY OF LAW

NATIONAL DEVELOPMENT UNIVERSITY "VETERAN" EAST JAVA

SURABAYA

2026

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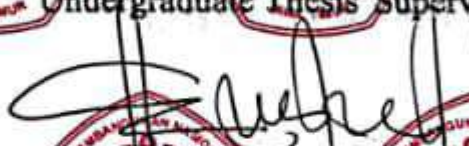
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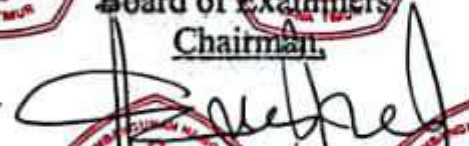
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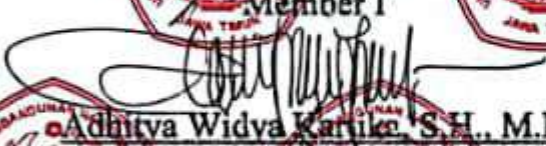

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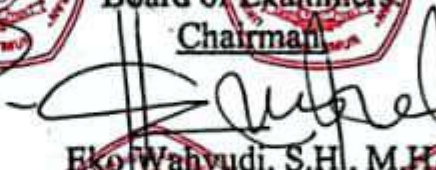
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Stating that in this undergraduate thesis there is no part that is a scientific work of another person that has been submitted to obtain an academic degree at a university, and does not contain works or opinions that have been written or published by other parties, except those that are clearly included as citations in the manuscript and fully explained in the bibliography.

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FOREWORD

Praise be to the author for the presence of Allah SWT who has bestowed His grace and bounty, so that the author is able to complete a undergraduate thesis with the title THE URGENCY OF THE REGULATION OF MEANINGFUL PARTICIPATION NORMS IN THE PROCEDURE FOR NOMINATING CONSTITUTIONAL JUDGES BY THE HOUSE OF REPRESENTATIVES (CASE STUDY OF THE NOMINATION OF INOSENTIUS SAMSUL). The author hopes that this undergraduate thesis can bring benefits to the author, to the Faculty of Law of UPN "Veteran" East Java, and to the state and the nation.

This undergraduate thesis was made by the author to complete the Bachelor of Law level of study and also for academic contributions to the nation and state. The author completed the research on this undergraduate thesis not done alone but also contributed moral and substantial support from other parties. Those who have contributed and need the writer to thank them, namely:

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The author realizes that the writing of this undergraduate thesis still does not touch the perfect word. Therefore, the author opens the door to suggestions and criticism so that this report can be useful for all parties, including the author.

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ABSTRACT

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ABSTRACT : This study examines the urgency of regulating meaningful participation in the procedure for proposing constitutional judges by the House of Representatives and the placement of the hierarchy of its regulation in the system of laws and regulations. This research is motivated by the absence of a clear participatory mechanism so that it opens up a wide space of authority and has the potential to give birth to a selection process that is less transparent and accountable. The research aims to analyze the normative weaknesses of the applicable regulations and formulate the construction of the ideal regulation based on the principle of meaningful participation. The method used is juridical-normative legal research through legislative, conceptual, and case approaches. The results of the study show that the regulation of public participation is still general and does not guarantee meaningful community involvement. Therefore, a more comprehensive arrangement is needed at the legal level to realize a process for proposing constitutional judges that is transparent, accountable, and in line with judicial independence.

Keywords: constitutional judges, judicial independence, meaningful participation, nomination of constitutional judges, state of law.

ABSTRACT

This study examines the urgency of regulating meaningful participation in the procedure for nominating constitutional judges by the House of Representative and the appropriate placement of such regulation within the hierarchy of laws and regulations. The study is motivated by the absence of a clear participatory mechanism, which grants broad discretion to the nominating institution and may result in a selection process that is less transparent and accountable. It aims to analyze the normative weaknesses of the current framework and to formulate an ideal regulatory construction based on the principle of meaningful participation. This normative legal research employs statutory, conceptual, and case approaches. The findings show that the existing regulation remains general and declarative, without procedure guarantees for meaningful public involvement. Therefore, a more comprehensive statutory regulation is needed to ensure a transparent, accountable nomination process consistent with judicial independence.

Keywords: constitutional judges, judicial independence, judicial nomination, legal hierarchy, meaningful participation.

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