

**SOUTH CHINA SEA ARBITRATION: IMPLICATION TOWARD
INDONESIAN EXCLUSIVE ECONOMIC ZONE**

A BACHELOR DEGREE THESIS



By:

ENDAH ELLIANA SINTA

Student Number : 13410143

INTERNATIONAL PROGRAM

FACULTY OF LAW

UNIVERSITAS ISLAM INDONESIA

2017

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Submitted in Partial Fulfillment of the Requirement to Obtain Bachelor's Degree
(Tier-1) at Faculty of Law

Universitas Islam Indonesia

Yogyakarta



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ENDAH ELLIANA SINTA

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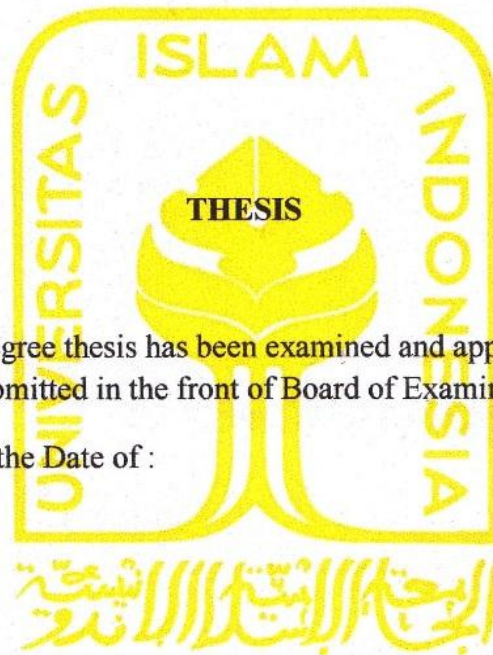
**INTERNATIONAL PROGRAM
FACULTY OF LAW
UNIVERSITAS ISLAM INDONESIA**

2017

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

THESIS PAGE APPROVAL PRE FINAL EXAMINATION

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This bachelor degree thesis has been examined and approved by Thesis Supervisor to be submitted in the front of Board of Examiners in an oral exam

At the Date of :

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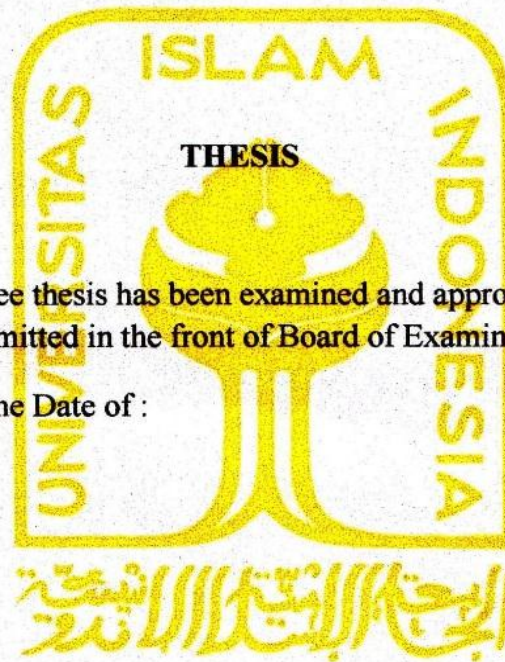
Thesis Supervisor


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Defended Before the Board of Examiners
And Declared Acceptable on 24 April 2018

Examiners Signature

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SURAT PERNYATAAN
ORISINALITAS KARYA TULIS ILMIAH/TUGAS AKHIR MAHASISWA
FAKULTAS HUKUM UNIVERSITAS ISLAM INDONESIA

BISMILLAAHIRRAHMAANIRRAHIM

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Adalah benar-benar mahasiswa Fakultas Hukum Universitas Islam Indonesia Yogyakarta yang telah melakukan penulisan Karya Tulis Ilmiah (Tugas Akhir) berupa skripsi dengan judul:

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Dibuat di : Yogyakarta

Tanggal : 8 Februari 2018

Yang membu



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II. EDUCATION

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III. ORGANISATION EXPERIENCE

♣ As a member of Pemuda Pemuda Pugeran, Yogyakarta 2007-
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♣ As a member of High school Council, Yogyakarta 2010-
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♣ As a member of Eleven English Club, SMAN 11 Yogyakarta 2010-
2012
♣ As a member of Lembaga Keadilan Internship Programme (Faculty
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♣ As a member of Basketball of Law Faculty, Islamic University of
Indonesia 2013- 2015

- ♣ As a member of Human Resource Division of Juridical council of International Program, Law Faculty, Islamic University of Indonesia 2013-2014
- ♣ As a Treasurer of Student Association of International Law (SAIL) , Law Faculty, Islamic University of Indonesia, Yogyakarta 2014-2017
- ♣ As a Secretary of Social Division of Juridical Council of International Program, Law Faculty, Islamic University of Indonesia, Yogyakarta 2014 -2016
- ♣ Internship Program in Embassy of Indonesia in Bucharest, Romania.

VII. LANGUAGES

- ♣ Indonesian : Native Language
- ♣ English : Speak, Write, Listen currently
- ♣ Arabic : Basic Learning
- ♣ Romanian : Basic Learning
- ♣ Spanish : Basic Learning

MOTTO

My Success is only by Allah.
(Quran 11:88)

Life is One way Ticket.
(Unknown)

Dracarys.
(Daenerys Targaryan, Game of Throne)

Why Do we fall? So we can learn to pick ourselves up.
(Batman)

DEDICATION

**I dedicated my thesis to
Both of My parents who always pray and support me in any
situation and aspect.**

Mujiyono and Marsidah

My brother and sister

Anton Setiawan

Evi Sintia Dewi

My Thesis Supervisor

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ABSTRACT

The purpose of this study is to identify the conflict of the South China Sea Arbitration and the implication toward Indonesian EEZ using the decision of the Permanent Court of Arbitration. Therefore, there are two problem formulation, first is regarding how the implication of the south China sea Arbitration to Indonesia EEZ? Second question, what is the proper respond should be done by Indonesian Government towards the possible implication? This thesis Using a Normative legal research with Statute, history, and conceptualize approach to obtain the answer. The result of the study showed that The claimed of the South China Sea by China with nine-dash line which based on their historic right is can not accepted by Permanent Court of Arbitration because that they are incompatible with the 1982 Convention on the Law of the Sea. Eventough, Indonesia not include into conflicted state but Indonesia got an implication in the form of strong position in Indonesia EEZ in Natuna sea towards China. Therefore, Indonesian goverment already given several respond in order to maintain Indonesia EEZ not only in Natuna sea area but also in othermost of the Indonesian sea.

Keywords: UNCLOS, Water Sovereignty, EEZ, Historic Right, South China Sea, Arbitration.