

**THE PROMOTION AND PROTECTION FREEDOM OF RELIGION IN  
INDONESIA**

**Undergraduate Thesis**



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2020**

**APPROVAL PAGE**

**THE PROMOTION AND PROTECTION FREEDOM OF RELIGION IN  
INDONESIA**

**Undergraduate Thesis**  
**This is submitted as one of the requirements to obtain the degree of Bachelor of  
Laws at Faculty of Law Universitas Muhammadiyah Yogyakarta**

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**This Undergraduate Thesis has been approved by the Advisor  
On Monday, February 17, 2019**

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## DECLARATION PAGE

I am the undersigned:

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Title of Thesis : **THE PROMOTION AND PROTECTION FREEDOM OF RELIGION IN INDONESIA**

I hereby declare that the undergraduate thesis under the title "**THE PROMOTION AND PROTECTION FREEDOM OF RELIGION IN INDONESIA**", its contents is truly the work of my own and I did not do plagiarism or quotation in ways that are inconsistent with the prevailing ethics in the scientific community. On this statement, I am ready to bear the risk/any sanctions imposed to me in accordance with applicable regulations, if a breach of scientific ethics was found in the future; I am willing to accept the sanctions.

Yogyakarta, August 12<sup>th</sup>, 2020



Muhammad Azwar Abdullah

NIM. 20130610417

## MOTTO PAGE

(Q.S. Al-Insyirah: 94:5)

فَإِنَّ مَعَ الْعُسْرِ يُسْرًا

“So, verily, with every difficulty, there is relief”

“bila kaum muda yang telah belajar di sekolah dan menganggap dirinya terlalu tinggi dan pintar untuk melebur dalam masyarakat yang bekerja dengan cangkul dan hanya memiliki cita-cita sederhana, maka lebih baik pendidikan itu tidak diberikan sama sekali”

(Tan Malaka)

## DEDICATION PAGE

**This Undergraduate Thesis is dedicated to**

- ❖ My Lord, Allah SWT
- ❖ Prophet Muhammad SAW

My beloved parents

- ❖ Ir. H Abdullah Tappareng
- ❖ Ir. Hj Nurlina Ramly

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YOGYAKARTA

My brothers and sisters

- ❖ Ainun Salsabila
- ❖ Muh Arief Furqan
- ❖ Nurul Resky Fatimah
- ❖ Fathul Aiman
- ❖ Nayla Mukarramah

## FOREWORD

*Alhamdulillah* all mercy belongs to Allah SWT, The Most Merciful, The Most Gracious who has given me His blessing and an opportunity to accomplish my undergraduate thesis as the final work to fulfill the degree of Bachelor of Law entitled *The Promotion and Protection Freedom of Religion in Indonesia*.

First of all, I would like to express my deepest gratitude to my parents Ir H. Abdullah Tappareng and Ir Hj. Nurlina Ramly and my siblings Ainun Salsabila, Muh Arief Furqan, Nurul Resky Fatimah, Muh Fathul Aiman and Nayla Mukarramah for their never-ending support, guide, love and affection that are being my strength through my life.

I would like to sincerely address my gratitude to my advisor, Mr Dr. Martino Sardi MA who have guided and taught me with patient, wisdom, and compassion, and allow me to also express my deepest gratitude to Mr Nasrullah, S.H., S.Ag., MCL., and all lecturers at the Faculty of Law UMY who inspired me to reach my future. A million appreciations are also given to all staff at the Faculty of Law for their assistance during my four years of study at Universitas Muhammadiyah Yogyakarta.

I would also like to thank all my beloved friends of the Lelaki Berselera Animsar Achmad, Tucool, Fraisel, Fahmi, Habibi, Adi Wali, Taufik, Afriysa, Janggo. IPMAPI family Anci, Ade, Wawan, Wawa, Anggi. and also Inneke.

I would also like to thank IPMAPI, IAPIM Jogja, Ikatan Kekeluargaan Mahasiswa Indonesia (IKAMI) Sulawesi-Selatan, BEM KM UMY, and all community that give me experience to face the world

Finally, I do expect that this thesis will give benefits to readers and future researchers.

Yogyakarta, March 7<sup>th</sup>, 2020

Muhammad Azwar Abdullah

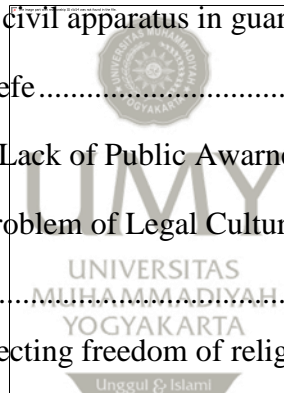


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## **LIST OF STATUTE**

The Constitution 1945

The Universal Declaration of Human Right

The International Covenant on Civil and Political Right

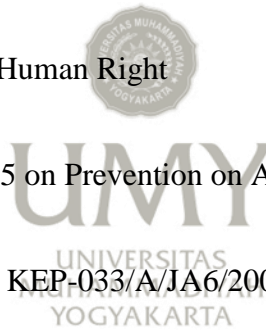
The Law No. 12 of 2005 on Covenant on Civil and Political Right Ratification

The Law No. 39 of 1999 on Human Right

The Law No. 1/PNPS of 1965 on Prevention on Abuse and Blasphemy of Religion

The Joint Decree 3 Ministry, KEP-033/A/JA6/2008

The Criminal Code of Republic of Indonesia



## **LIST OF ABBREVIATIONS**

<b>ICCPR</b>	: <i>International Covenant on Civil and Political Right</i>
<b>MUI</b>	: Majelis Ulama Indonesia
<b>NGO</b>	: Non Governmental Organisations
<b>NU</b>	: Nahdlatul Ulama
<b>PNPS</b>	: <i>Penetapan Presiden</i>