

JUDUL SKRIPSI:

**THE IMPACT OF NON-INTERFERENCE PRINCIPLE OF ASEAN IN RESOLVING
HUMANITARIAN ISSUES IN SOUTHEAST ASIA: A CASE OF ROHINGYA**

MOTTO PAGE

إِنَّ اللَّهَ لَا يُغَيِّرُ مَا بِقَوْمٍ حَتَّىٰ يُغَيِّرُوا مَا بِأَنْفُسِهِمْ

“...Verily never will Allah change the condition of a people until they change what is in themselves”

(Q.S Ar-Ra'd: 11)

Al Yaqinu la Yuzalu Bi al-Syak

“Keyakinan itu menghapus segala Keraguan”

DECLARATION OF RESEARCH AUTHENTICITY

I hereby declare that the undergraduate thesis under the title “**The Impact of Non-interference Principle of ASEAN in Resolving Humanitarian Issues in Southeast Asia: A Case of Rohingya**”, 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 ethic 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 the future found a breach of scientific ethics, I am willing to accept the sanctions.

Written By:

Name : Andi Pramawijaya Sar
Student Number : 20120610158
Faculty : Law
Major : International Program for Law and Sharia
University : Universitas Muhammadiyah Yogyakarta

Yogyakarta, March 4th, 2016

Andi Pramawijaya Sar

DEDICATION PAGE

This Undergraduate Thesis dedicate to:

- ❖ **My Lord, Allah SWT**
- ❖ **My Prophet, Muhammad SAW**
- ❖ **My Father & Mother**
 - ❖ **My Brothers**
 - ❖ **My Lovely Family**
 - ❖ **My Friends**

PREFACE

Alhamdulillah, all praises towards Almighty Allah SWT who has given His blessing, spirit, power, and guidance to finish my undergraduate thesis. *Sholawat* and *salam* towards the Prophet Muhammad SAW who has brought us from the darkness to the lightness. Finally, I have successfully accomplished my undergraduate thesis entitled “THE IMPACT OF NON-INTERFERENCE PRINCIPLE OF ASEAN IN RESOLVING HUMANITARIAN ISSUES IN SOUTHEAST ASIA: A CASE OF ROHINGYA”.

First of all, I would like to express my deepest gratitude to my parent, H. A. Samsu Alam, S.Sos and Hj. Rosmiaty, S.Pd, for their prays, love, supports, and encouragement to me for completing this undergraduate thesis. I would like to say thanks to my lovely brothers, Andi Pramowardhan Sar and Andi Pramudya Syamsu who have given their support to me.

Thanks to Bapak H. Nasrullah, S.H., S.Ag., MCL, as the Director of International program for Law and Sharia and all the lecturers of Faculty of Law, Universitas Muhammadiyah Yogyakarta for the support, wisdom, and patience in transferring the knowledge during the learning process.

I would like to say a million thanks to my advisors, Bapak Dr. Muhammad Nur Islami, S.H., M.Hum and Bapak Yordan Gunawan, S.H., (Int.) MBA, who have guided me patiently, wisdom and always give their support for finishing my undergraduate thesis.

I thank to my friends especially IPOLianS 2012 for the time, laugh, cry, support, and many things I got with you all during 4 years in IPOLS. I am really proud being part of you. I do hope we can get our success in the future.

Last but not least, special thanks to my housemate since 2012, Ribut Karnadi and Muh. Zulfiqri Syahmat, S.IP, Muhammad Habibullah A, SE.Sy for the motivation, support, care, and friendship. Even sometimes there is a clash of us but our friendship will never ends. You are not only my friends but also my new family. I hope we can reach our success on the top.

Finally, I realize there are unintended errors in writing this undergraduate thesis. I would be very pleases if all readers to give the suggestion in order to improve its content. Hopefully, this undergraduate this is useful for all in the future.

TABLE OF CONTENTS

APPROVAL PAGE	i
VALIDATION PAGE	ii
MOTTO PAGE	iii
DECLARATION OF RESEARCH AUTHENTICITY	iv
DEDICATION PAGE	v
PREFACE	vi
TABLE OF CONTENTS	vii
Abstract	ix
CHAPTER I INTRODUCTION	
A. Background.....	1
B. Research Question.....	4
C. Research Objectives.....	4
D. The Advantages of Research.....	5
E. Overview of the Chapter.....	5
CHAPTER II Overview on Association of Southeast Asian Nations, Non-interference Principle, and Humanitarian Issues in Rohingya	
A. Association of Southeast Asian Nations (ASEAN).....	8
B. Non-interference Principle.....	12
C. Humanitarian Issues in Rohingya.....	15
CHAPTER III RESEARCH METHODOLOGY	
A. Type of Research.....	18
B. Legal Material.....	19
C. Method of Collecting Data.....	20
D. Method of Data Analysis.....	20
CHAPTER IV The Impact of Non-interference Principle in Resolving Humanitarian Issues in Southeast Asia: A Case of Rohingya	
A. Sovereignty of State	21
1. The Definition of Sovereignty of State.....	21

2. The Function of Sovereignty in the International Law.....	24
B. Historical Background of Non-interference Principle.....	25
1. Non-intervention from the Revolutions of 1848 to the End of the Century.....	
2. The Rejection of Intervention in the Post-World War I.....	25
3. The Principle of Non-intervention at the United Nations.....	
C. The Impact of Non-interference Principle in Resolving Humanitarian Issues in Southeast Asia.....	27
1. The History of Non-interference Principle in Southeast Asia.....	35
2. The Existence of Non-interference Principle within the Problem of Humanitarian Issues in Southeast Asia.....	35
D. The Settlement of Humanitarian Issue in Rohingya within the Non- interference Principle.....	44
1. Humanitarian Crisis in Rohingya.....	48
2. The Political Reasons that Led to Humanitarian Crisis in Myanmar.....	48
3. Responses of the International Organization Toward the Humanitarian Crisis in Myanmar.....	54
4. The Role of ASEAN to Settle the Humanitarian Issues in Rohingya within Non-interference Principle.....	59
CHAPTER V CONCLUSION AND SUGGESTION	64
A. Conclusion.....	
B. Suggestion.....	71
REFERENCES.....	71
	73