

CHAPTER IV

CONCLUSION AND RECOMMENDATIONS

A. Conclusion

Based on the previous research results and discussion, it can be concluded that:

1. The research finds that there are several ways legal systems were implemented:

- a. There are cases where the families still uphold the Chinese customary law; and distributed the legacy exclusively among the sons.
- b. There are cases where the family undertaken and implemented the Civil law completely among the siblings.
- c. There are cases where the family used both system. The family used public notary or testament, while still upholding the value of Chinese custom.
- d. There are cases where the family do not use neither Civil law nor Chinese customary law. The families make their own agreement regardless both systems.

2. The legal strategy taken by women were none. The research finds that the Chinese-Indonesian women are not litigious. Therefore, Chinese-Indonesian women tend to use non-legal strategy, which is lumping it to avoid potential conflict. The main reasons that women refrain from claiming their rights to inheritance are:

- a. Lack of knowledge on women behalf of their rights to inheritance and the laws and procedures of division of inheritance.

- b. The importance of kinship within the family.
- c. Being embarrassed to demand the right to inheritance.
- d. Inability to pay the courts' and lawyers' to take legal action.
- e. Underestimation against the legal system and the court.

B. Recommendations

1. For the Government

Even if the laws addressing inheritance are equal, they cannot serve if the women are unaware of their own rights. Therefore, the government should start to raise women's awareness about their rights, for example by using mass media, such as television or radio to promote equal rights between man and woman.

2. For the Women

It is important for women to know and aware about their rights, especially their rights to inherit. Women also need to introduce themselves to the legal ways to obtain their rights, for example by following legal counseling or training.

3. For the Society

The usual publication in law uses complex legal words, which can be difficult to understand by public. Therefore, there is a need to publish law, especially about inheritance and women's rights in plain words. The publication is expected to raise awareness about women's rights and equal rights between man and woman among the society.

4. For the Further Research

The future research should consider reducing the representativeness and generalizability aspects of a qualitative research. Therefore, the research can use more broad-based sources including government documents, statistics, newspapers, and relevant research findings and survey results at regional and national levels. The research should also make a linkage between the micro-study and its macro-implications.

