

# PROBLEMATICS OF STRUCTURING THE THINKING FRAMEWORK ON LEGAL STUDY (EPISTEMOLOGY OF LAW EPISTEMOLOGY)

*By* Martin Roestamy

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### Abstract

**Background** - Doctrinal research methodology is developed intuitively in general law, where this research method is the core of legal research, so there is no need to describe or classify an object of research in a broader framework. Modern legal academics face a different situation when competition for research grants is intense and interdisciplinary applicants from non-laws are involved. As a result, the legal academics involved should be able to explain the methodology more clearly. Doctrinal academics are required to be more open and articulate about the framework of thinking which in this study is referred to as the epistemology of legal epistemology.

**Purpose** - This paper examines the doctrinal or juridical methods used in legal research and their relation to the scientific dialectic that is currently developing in current research

**Methodology** - Legal academics need to begin to realize that doctrinal research methodologies require clarification for those outside the legal sciences and that a discussion of the position and place of doctrinal research in order to be compared with other methodologies is necessary. The process of analogy, discrimination, and deduction are analytical techniques that need to be mastered by legal researchers, but long before that, every legal researcher absolutely must master legal theories which in this paper are called legal epistemology, as the basic capital to present solutions on various problems that often intersect with the realm of law.

**Findings** - Legal research lies in assessing the relative importance and importance of competing for reasons of advocacy and legislation. Conclusion drawing in the end is always revealed in logical forms, meaning that the disclosure of legal issues must be able to imply a certain condition, for example in the form of a contract or decision and is associated with several opinions on policies and laws and regulations, in short legal issues are always immeasurable quantitatively and therefore, cannot absolutely find the right logical conclusion, unless it has been through the process of understanding the epistemology of the legal epistemology as intended.

**Originality** - The problem arises from the fact that most Law students are considered weak in terms of research methods. The problem becomes more complicated when students reach doctoral level who must classify whether legal research is normative or sociological. The reason is, these two issues are still being discussed and are growing.

Keywords: Epistemology, research method, thinking framework, Law

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