

## CHAPTER V

### FINALE

#### A. Conclusion

1. This study found that the number of laws and regulations from Law to Regional Regulations in 2019-2024 was successfully reduced by 16,016 from 20,115 in 2014-2019. However, at the end of the 2019 period and the end of the 2024 period, the government gave birth to a law with a drastic increase in the number which has the potential to give birth to more implementing regulations and technical regulations. In addition, this study shows that the root of the *hyper-regulated problem* is not the number of regulations that are formed, but the system of formation which requires a lot of delegated regulations in its implementation. This study found that further studies and improvements are still needed to the legal system for the formation of regulations regulated by the P3 Law to overcome existing problems. This is because the amendment to Law P3 is not entirely related to the problematic aspects of the legal system in the formation of laws and regulations;
2. The legal politics of laws and regulations in 2019-2024 is to form a special institution and add the omnibus method in the formation of laws and regulations. This legal politics is manifested by the amendment of the P3 Law 2 times, namely in 2019 and 2022. The establishment of the special institution is mandated in Article 99A of the first amendment to the P3 Law. However, the special institution has not yet been formed as if it shows the reality of the opposing party's thinking regarding the strengthening of the functions of BPHN, the Directorate General of PP and budget problems. Meanwhile, the

addition of the omnibus method in legal politics in the second amendment to the P3 Law aims to overcome the problem of *hyper-regulation* by simplifying the formation of regulations. Thus, the policy taken by the government in 2019-2024 or during the administration of President Joko Widodo is to overcome the problem of *hyper-regulation* by providing a normative basis for the existence of special institutions in the field of regulation formation and adding a method of forming regulations, namely omnibus.

## **B. Suggestion**

1. The government should to solve the problem of *hyper-regulation* and overlap between regulations by discussing and reviewing the legal system for the formation of laws and regulations regulated in Law Number 12 of 2011 as amended several times recently by Law Number 13 of 2022 concerning the Second Amendment to Law Number 12 of 2011 concerning the Establishment of Laws and Regulations. This is because there are gaps in the law, namely restrictions on the principle of openness, content material that has no parameters, and an unclear regulatory hierarchy. Furthermore, these problems are factors that cause *hyper regulation* and overlap;
2. The government should to follow up on the establishment of a special institution in the field of laws and regulations as mandated by Article 99A of Law Number 15 of 2019 concerning the First Amendment to Law Number 12 of 2011 concerning the Establishment of Laws and Regulations. This formation is important to overcome the problem of overlap, *hyper-regulated*, and institutional Sectoral Ego in forming regulations;

3. This research can be continued with research related to the problem of the legal system for the formation of laws and regulations regulated in Law Number 12 of 2011 as amended several times recently by Law Number 13 of 2022 concerning the second amendment to Law Number 12 of 2011 concerning the Formation of laws and regulations because the two amendments to the Law do not touch substantial aspects, namely the content material and hierarchy of laws and regulations

