

TABLE OF CONTENTS

TITLE PAGE	i
ENDORSEMENT	ii
APPROVAL	iii
DISCLAIMER	iv
ACKNOWLEDGEMENTS	v
TABLE OF CONTENTS	vii
ABSTRACT	x
INTISARI	xi
CHAPTER I: INTRODUCTION	1
A. Background	1
B. Research Questions	10
C. Guarantee of Authenticity	10
D. Objective of Study	12
E. Benefit	12
CHAPTER II: THEORETICAL REVIEW	13
A. Importance of Theoretical Review	13
B. The Right of Free Movement of Workers	14
i. Defining the Right of Free Movement	14
ii. “Workers” in the Free Movement of Workers	17
C. Economic Integration and the Relation with the Free Movement of Worker	22
i. Defining Economic Integration	22
ii. Forms of Economic Integration	23
D. Legal Transplant in a Comparative Legal Research	24

CHAPTER III: RESEARCH METHOD	28
A. Characteristic of Research	28
B. Type of Research	29
C. Data Analysis	30
D. Stages of Research	31
E. Challenges and Resolution	32
CHAPTER IV: ANALYSIS	33
A. The ASEAN Framework on Free Movement of Labour	33
i. The Chapeau Agreement: ASEAN Blueprint 2025	33
ii. Mutual Recognition Arrangements	36
iii. ASEAN Agreement on the Movement of Natural Persons	41
B. The European Framework on the Free Movement of Workers	46
i. Directives and Regulation in EU Law	46
ii. The Right of Free Movement in the European Legal Framework	47
iii. Defining “Workers” under EU Law	50
iv. Regulation 492/2011 on Freedom of Movement for Workers within the Union	56
v. Directive 2004/38/EC on the Right of Citizens of the Union and their Family Members to Move and Reside Freely within the Territory of the Member States	58
vi. Directive 2005/36/EC on the Recognition of Professional Qualifications	66
C. Comparative Analysis on the ASEAN Legal Framework and the EU Legal Framework on the Free Movement of Labour/Workers	71
i. Historical, and Political Conditions	72
ii. Social Conditions and Economic Disparity	76
iii. Extent of Power over Member States and Citizens	80
iv. Facilitation of Movement vs. Individual Right	86
v. Scope of ‘Worker’	87

vi.	Legal and Structural Mechanism	88
vii.	The Issue of Legal Transplant	90
CHAPTER V: CLOSURE		93
A.	Conclusion	93
B.	Recommendation	94
BIBLIOGRAPHY		97