



TABLE OF CONTENTS

TITLE PAGE

ENDORSEMENT i

APPROVAL ii

ACKNOWLEDGMENTS iv

ABBREVIATIONS..... vi

TABLE OF CONTENTS..... viii

ABSTRACT xi

INTISARI xii

CHAPTER I..... 1

A. Background 1

B. Research Question..... 8

C. Purpose of Research 9

D. Originality of Research 9

E. Benefits of Research 16

CHAPTER II 18

A. The Concept of Foreign Terrorist Fighters (FTF) 18

1. The Concept of Terrorism..... 18

2. Foreign Terrorist Fighters 21

3. Islamic State and the Levant (ISIL)..... 25



B. The Concept of Repatriation	28
C. The Rights of the Children	31
D. The Legal System in National, Regional, and International.	34
1. Indonesian Legal System	34
2. Regional Legal System	36
3. International Legal System	37
CHAPTER III	39
A. Types of Research	39
B. Types of Data	41
1. Primary Legal Resources	42
2. Secondary Legal Resources	42
3. Tertiary Legal Resources	43
C. Data Collection Method.....	43
D. Data Analysis	44
E. Stage of Research	45
F. Research Limitations	46
CHAPTER IV	47
A. Legal Protection of the Rights of Children to be Repatriated According to Applicable international Law and Indonesian Law and Regulations	47

1. International Framework to Protect the Rights of Children Affected by the Foreign Fighter Phenomenon	48
2. Indonesian Law and Policies related to Rights of Children of Foreign Terrorist Fighters to be Repatriated	81
3. The Challenge to Guarantee the Repatriation of Children of Foreign Terrorist Fighters	93
B. On How Indonesia Should Regulate the Rights of Children of Foreign Terrorist Fighters to be Repatriated	113
1. State’s Obligation in Guaranteeing the Human Rights of Children of Foreign Terrorist Fighters to be Repatriated reflected from other Countries Decision	114
2. Lesson Learned on Possible Obligations for Indonesia to Repatriate Children of Foreign Terrorist Fighters	124
CHAPTER V	135
A. Conclusion.....	135
B. Recommendation	137
BIBLIOGHRAPY	139
APPENDICES	153
Appendix 1	153
Appendix 2	160