

Review of: "Human Rights Aspects in Infrastructure Projects in the President Regulation Number 120 Year 2022"

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Human Rights Aspects in Infrastructure Projects in President Regulation Number 120 Year 2022

Article Review

The article thoroughly examines President Regulation 120/2022 of Indonesia, focusing on its implications for human rights, primarily as delineated in Law 39/1999. It meticulously analyzes the 21 project themes outlined in the regulation, establishing connections to specific human rights principles and discussing potential risks and benefits associated with each theme.

One of the article's notable strengths is its clear organization, with a well-defined introduction setting the scope of the analysis and a structured discussion of each project theme. This organization facilitates readability and comprehension, guiding readers through complex legal and human rights issues.

Moreover, the article demonstrates a firm grasp of the legal framework by incorporating relevant citations from President Regulation 120/2022 and Law 39/1999. Including legal references enhances the credibility of the analysis and allows readers to verify the information presented.

The article also offers practical recommendations for addressing potential human rights risks associated with infrastructure projects, such as land seizure or confiscation. The article acknowledges the importance of real-world implementation and compliance with legal requirements by proposing the involvement of critical stakeholders like the President and Minister of Public Works and Housing.

However, the article could benefit from including real-life examples or case studies to illustrate how similar infrastructure projects have impacted human rights in Indonesia. Additionally, a deeper exploration of stakeholder perspectives would enrich the analysis and provide a more comprehensive understanding of the challenges and opportunities involved.

Overall, the article is a valuable resource for policymakers, legal professionals, and researchers interested in understanding the intersection of infrastructure development and human rights in Indonesia. Its thorough analysis, clear organization, and practical recommendations contribute to its significance within the field.

Strengths:

1. **Clear Focus:** The article analyzes President Regulation 120/2022 and its implications for human rights, explicitly

referencing Law 39/1999 concerning Human Rights. This clarity helps readers understand the scope of the discussion from the outset.

2. Comprehensive Examination: It comprehensively examines the 21 project themes outlined in President Regulation 120/2022, discussing their connections to various human rights stipulated in Law 39/1999. This thorough examination provides a holistic understanding of the potential impact of these projects on human rights.

3. Structured Presentation: The article is well-structured, with distinct sections for introduction, discussion of project themes, and addressing undesirable consequences. This organization aids readability and comprehension.

4. Legal Context Provided: By referencing specific laws (President Regulation 120/2022 and Law 39/1999), the article provides a solid legal framework for the analysis, enhancing its credibility and relevance within the Indonesian legal context.

5. Practical Recommendations: The article suggests practical measures for addressing undesirable consequences, such as land seizure or improper construction procedures. It also proposes the involvement of key stakeholders, such as the President and Minister of Public Works and Housing, in ensuring compliance with human rights standards.

6. Balanced Perspective: While focusing on the positive aspects of the projects from a human rights perspective, the article also acknowledges and addresses potential risks and violations, demonstrating a balanced and critical approach to the analysis.

Weaknesses:

1. Limited Discussion on Human Rights Articles: The article mentions that it won't exhaustively provide the human rights articles in Law 39/1999. However, a more in-depth discussion or at least a summary of the relevant articles could enhance the reader's understanding of the human rights implications.

2. Lack of Examples or Case Studies: Incorporating real-life examples or case studies could enrich the analysis and make it more relatable to readers. Concrete examples could illustrate how similar projects have impacted human rights in the past, adding depth to the discussion.

3. Absence of Stakeholder Perspectives: While the article suggests the involvement of critical stakeholders like the President and Minister of Public Works and Housing, it doesn't explore potential perspectives or challenges from these stakeholders' viewpoints. Including diverse perspectives could enrich the analysis and provide a more comprehensive understanding.

4. Assumption of Compliance: While the article discusses the requirements in President Regulation 120/2022 to prevent legal issues, it assumes compliance without providing