FOREST POLICY AND LEGAL PLURALISM: A CASE STUDY IN LUWU DISTRICT, INDONESIA

Lukas Rumboko Wibowo¹, C. Woro Murdiati. R²
& Digby Race³, Yustina Ambarini Murdiningrum⁴

Abstract
This paper investigates how the potential of the newly enacted village forest policy to improve the welfare of local people and examines how different actors at local level perceive a legal framework suitable for improving the welfare of local people and enhancing local development. We conducted research through in-dept interviews involving 75 respondents from different actors, such as policy makers, politician, village chief, customary chief and villagers. The research establish that forest policy on village forestry was a good option for local people to improve their welfare; however, little understanding of the substance of the newly village forest policy of local development actors due to limited public consultation undertaken at district and village level would become a real challenges for executing the policy. The work of the policy is also depend on the extent to which the central goverment is capable of understanding local context where multiple legal system operates.

Keywords: Forest policy, legal pluralism, customary forestry, village forestry, and local welfare

I. Introduction
The existence of Perdas and orders have give possibility to support development of village forest area, especially on Sepakat and Lantang Tallang. To makes the law exist, the customary community should still have a role, indeed as main player. In aimed to fulfill the needed of law of village forest area, the legal frameworks must avoid complicated and bureaucratic regulations.

II. Village forest policy

¹ Junior Research scientist at Forest Research Development Agency (FORDA). Bogor, Indonesia (email: Lukas_19672000@yahoo.com and lwibowo@csu.edu.au). Obtained Bachelor of Sociology (Drs) from University of Gadjah Mada (1992), Master of Science of Tourism and Environments from University of Wageningen University, the Netherlands (2002), and a Doctor of Philosophy (PhD) from University of Charles Sturt, Australia (2012)
² Senior Lecturer of Adat Law, Faculty of Law, University of Atmajaya Yogyakarta (email: woroh@gmail.com). Obtained Bachelor of Law (S.H.) from University of Atmajaya, Yogyakarta, Master of Law from University of Gadjah Mada (1999) and a Doctor of Philosophy from University of Gadjah Mada (2012)
⁴ Volunteer junior Research scientist at Palma Foundation. Obtained Bachelor of Law (S.H.) from University of Gadjah Mada (1997). Master of International Development Studies from University of Wageningen, the Netherlands (2007) and a PhD student at University of Charles Sturt, Australia (2009-2013)