

THE ROLE OF SOCIAL NETWORKS IN ACCESS TO JUSTICE: BRIDGING LAW AND SOCIETY

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Accepted	27	May	2023
Approved	30	Juny	2023
Published	30	Juny	2023

Abstract

This study aims to explore the role of social networks in facilitating access to justice in Indonesia, focusing on how individuals and communities use their social connections to understand, access, and navigate the legal system. Using a qualitative approach, this study combines fieldwork in three different locations in Indonesia (urban, rural, and remote areas) with a comprehensive literature review. Data collection methods include in-depth interviews, participant observation, and document analysis. The results show that social networks play a crucial role in three main aspects: dissemination of legal information, mobilization of resources, and formation of legal problem-solving strategies. However, the effectiveness of social networks in facilitating access to justice varies depending on geographic and socio-cultural contexts. The study also reveals tensions between community-based conflict resolution mechanisms and the formal justice system, as well as the transformation of the role of social networks due to digitalization. These findings emphasize the need for a more holistic and contextual approach to improving access to justice in Indonesia, taking into account the complex dynamics of social networks.

Keywords: *Role, Social Networks, Access To Justice, Bridging Law. Society*

Introduction

Access to justice is one of the fundamental pillars in realizing a just and prosperous society (Kumajas et al., 2023). However, reality shows that many individuals and groups of people still face various obstacles in achieving the justice they expect (Lasut et al., 2024). This gap is not only caused by economic factors, but also by a lack of legal knowledge, limited access to judicial institutions, and the complexity of the existing legal system (Mesra et al., 2022).

In this context, the role of social networks is becoming increasingly important as a bridge between society and the formal legal system

(Mesra, 2023). Social networks, which include various forms of interpersonal and group relationships, have great potential to facilitate access to justice for those who have been marginalized (Burrohman & Mesra, 2024). Through social networks, legal information can be disseminated more effectively, resources can be mobilized, and collective support can be organized to overcome existing obstacles (Melo et al., 2023).

The study of the role of social networks in the context of access to justice has attracted the attention of academics and legal practitioners in recent decades (Gugule & Mesra, 2022). Previous studies have shown that the power of



social networks can influence the way individuals and communities understand, access, and utilize the legal system (Mesra et al., 2021). However, further exploration is still needed on how the dynamics of these social networks can be optimized to improve access to justice more broadly and inclusively (Irwan. Mesra dkk, 2022).

One important aspect of social networks in this context is their ability to disseminate legal knowledge (Gras, 2021). Through everyday social interactions, individuals can gain information about their legal rights, court procedures, and available legal resources. This exchange of information is often more effective and reliable than formal channels, especially for groups in society who have low levels of trust in government institutions (Sandefur, 2014).

In addition, social networks play a critical role in mobilizing the resources needed to access justice (Khan et al., 2024). This can include financial support, logistical assistance, and the provision of witnesses or evidence in legal proceedings. In many cases, the solidarity formed through social networks is a crucial factor in enabling individuals or groups to pursue justice, even when they face significant structural barriers (Prescott, 2017).

The role of social networks is also seen in the formation and strengthening of social movements that fight for justice. Through these networks, individual issues can be transformed into collective agendas, enabling stronger and more systematic advocacy. The social movements that emerge from these networks often become catalysts for broader legal and policy change, resulting in improved access to justice for the entire community (Whalen-Bridge, 2022).

However, it is important to recognize that the

role of social networks in access to justice also has its own complexities and challenges. Inequalities in social network structures can reinforce existing exclusion and marginalization. For example, already marginalized groups may have more limited social networks, further limiting their access to important legal information and resources (Ringrose, 2020).

Furthermore, over-reliance on informal social networks for access to justice can also pose risks. Information circulating through social networks may not always be accurate or complete, which can lead to misunderstandings or unrealistic expectations of the legal system. Furthermore, conflict resolution that occurs entirely outside the formal legal system may not always ensure adequate protection of individual rights (Mitchell-Mercer, 2023).

Therefore, a balanced approach is needed to harness the power of social networks to improve access to justice. This involves strengthening and expanding inclusive social networks, while at the same time increasing the linkages between these informal networks and the formal legal system. Collaboration between government agencies, civil society organizations, and local communities is key to creating an ecosystem that supports broader and more effective access to justice (Schneider, 2017).

In the Indonesian context, the role of social networks in access to justice is particularly relevant. As a country with vast cultural and geographical diversity, Indonesia faces unique challenges in ensuring equitable access to justice for all its citizens. Social networks, which have long been an integral part of Indonesian society, offer great potential to bridge the gap in access to justice that persists (Pruitt & Showman, 2014).



Various initiatives have emerged in Indonesia that harness the power of social networks to improve access to justice. These include community-based legal aid programs, the use of social media to disseminate legal information, and the formation of grassroots advocacy groups. However, further research is needed to fully understand how these social network dynamics operate in the context of law and justice in Indonesia, and how their potential can be maximized (Sobré-Denton, 2016).

This study aims to explore the role of social networks in facilitating access to justice in Indonesia. Focusing on the interactions between informal social networks and the formal legal system, it will analyze how individuals and communities use their social networks to understand, access, and navigate the legal system. It will also explore the challenges and opportunities that arise in this process, as well as the implications for legal policy and practice in Indonesia.

Through an interdisciplinary approach that combines legal, sociological, and anthropological perspectives, this study aims to provide a more holistic understanding of the role of social networks in access to justice. Using qualitative research methods involving in-depth interviews, participant observation, and social network analysis, it will highlight the complexities and nuances of the interactions between social networks and the legal system across different social and geographical contexts in Indonesia.

The results of this study are expected to provide significant contributions to the literature on access to justice and the role of social networks in the legal context. Moreover, the findings of this study can be the basis for the development of more effective policies and

programs in improving access to justice in Indonesia, by utilizing the power of social networks as a bridge between the community and the formal legal system.

In the following sections, this paper will present a comprehensive literature review on the concept of access to justice and the role of social networks in the legal context. Then, the research methodology will be described in detail, followed by a presentation and analysis of the main findings. Finally, this paper will conclude with a discussion of the theoretical and practical implications of this study, as well as recommendations for future research and policy.

Previous research on the role of social networks in access to justice has provided valuable insights. A study conducted by Sandefur in the United States revealed that individuals tend to seek legal advice from their social networks before accessing formal legal services. This study suggests that social networks serve as an important source of legal information and influence individuals' decisions in pursuing legal resolution.

In Indonesia, Bedner and Vel's study explored the role of "legal intermediaries" in facilitating access to justice in rural areas. They found that community leaders and local activists often act as bridges between communities and the formal legal system, leveraging their social networks to assist citizens in resolving legal issues.

Another study by Maru in various developing countries, including Indonesia, examined the effectiveness of community-based paralegals in improving access to justice. This study underscores the importance of local social networks in disseminating legal knowledge and mobilizing communities to assert their rights.



While these studies make important contributions, there are several research gaps that need to be addressed. First, most studies focus on the role of social networks in rural or urban contexts separately, without considering the dynamics that may differ across geographical and social settings in Indonesia. Second, previous studies tend to emphasize the role of social networks in the dissemination of legal information, but do not explore how these networks influence decision-making processes and strategies in pursuing justice. Third, there is limited research that comprehensively analyzes the interaction between informal social networks and the formal legal system in the multicultural context of Indonesia.

The novelty of this research lies in several aspects. First, this study will adopt a comparative approach that covers various geographical and social contexts in Indonesia, allowing for a more nuanced analysis of how social networks operate in facilitating access to justice across settings. Second, this study will delve deeper into the decision-making processes and strategies used by individuals and communities in utilizing their social networks to pursue justice, providing a more comprehensive understanding of these dynamics. Third, this study will critically analyze how informal social networks interact and sometimes conflict with the formal legal system, and their implications for access to justice. Finally, this study will develop a new conceptual framework that integrates social network theory with the concept of access to justice in the Indonesian context, making a significant theoretical contribution to the field.

Research Method

This study adopts a qualitative approach (Sugiyono, 2012) by combining field study methods and a comprehensive literature review. A qualitative approach was chosen

because of its ability to capture the complexity and nuances of the role of social networks in access to justice, as well as to understand the subjective perspectives and experiences of research participants.

The field study will be conducted in three different locations in Indonesia, covering urban, rural, and remote areas. The selection of these locations aims to obtain a broader picture of how social networks operate in different contexts. In each location, researchers will conduct in-depth interviews with various stakeholders, including community members, traditional leaders, community paralegals, lawyers, and local government officials.

Semi-structured interviews will be used to explore participants' experiences in accessing justice through their social networks. Questions will focus on how they utilize social connections to obtain legal information, support, and resources in resolving legal problems. In addition, participant observation will be conducted to understand the dynamics of social interactions and decision-making processes in the context of access to justice.

To complement the field study, an extensive literature review will be conducted to analyze previous studies on the role of social networks in access to justice. This review will cover academic literature from a range of disciplines, including law, sociology, anthropology, and development studies. Sources reviewed will include journal articles, books, research reports, and publications from relevant organizations.

The literature review will focus on several key aspects: (1) conceptualizations of social networks in the context of law and justice, (2) the mechanisms and processes by which social networks facilitate or hinder access to



justice, (3) the interaction between informal social networks and the formal legal system, and (4) case studies and best practices from various countries in utilizing social networks to improve access to justice.

Data analysis will be conducted using a thematic approach. Interview transcripts and observation notes will be coded to identify key themes and emerging patterns. Findings from the field study will be compared and integrated with the results of the literature review to develop a more comprehensive understanding of the role of social networks in access to justice in Indonesia.

To ensure the validity and reliability of the research, several strategies will be applied. These include triangulation of data from multiple sources, member checking with research participants, and peer debriefing with other researchers with expertise in the field. In addition, researchers will critically reflect on their own positionality and potential biases in the interpretation of data.

Research ethics will be a top priority. Informed consent will be obtained from all participants, and steps will be taken to maintain their confidentiality and anonymity. The research will also undergo an ethics review process from relevant ethics committees before it commences.

Through a combination of qualitative fieldwork and an in-depth literature review, this research aims to provide a rich and nuanced understanding of the role of social networks in facilitating access to justice in Indonesia. This methodological approach allows for an in-depth exploration of the complexities of this phenomenon, while also positioning the findings within the context of the broader literature.

Result and Discussion

The Role of Social Networks in Access To Justice: Bridging Law and Society

The results of this study reveal the complex and multifaceted role of social networks in facilitating access to justice in Indonesia. Analysis of data from the field study and literature review suggests that social networks play a significant role in three main aspects: dissemination of legal information, mobilization of resources, and formation of legal problem-solving strategies.

In terms of dissemination of legal information, social networks have been shown to be a key channel for people to gain knowledge about their legal rights and relevant legal procedures. In rural and remote areas, where access to formal information is limited, informal social networks such as community meetings and discussions between neighbors serve as primary sources of legal knowledge. In urban areas, social media and online community groups play an increasingly important role in disseminating legal information.

Mobilization of resources through social networks was also seen as a crucial factor in improving access to justice. Research participants reported that they often relied on social connections for financial, logistical, and emotional support when facing legal problems. For example, in some communities, the traditional gotong royong system has been adapted to assist community members in need of legal assistance.

Social networks also play a significant role in the formation of strategies for resolving legal problems. Research shows that individuals often consult with members of their social networks before deciding whether to pursue formal legal recourse or seek alternative



resolutions. These decisions are often influenced by the experiences and advice of respected or more knowledgeable community members.

However, the study also reveals that the role of social networks in access to justice is not always positive. In some cases, exclusive or hierarchical social networks can reinforce existing inequalities and limit access to justice for certain groups. For example, in some traditional communities, social norms maintained through social networks can hinder women or minority groups from accessing formal justice mechanisms.

The data analysis also suggests a complex dynamic between informal social networks and the formal legal system. On the one hand, social networks often serve as an effective bridge between communities and formal legal institutions. However, on the other hand, over-reliance on informal networks can lead to avoidance of or distrust of the formal legal system.

A relevant legal theory to understand these findings is the theory of legal pluralism put forward by John Griffiths. This theory emphasizes that in a single society there can be multiple normative systems operating simultaneously, including state law and informal social norms. The findings of this study support the idea of legal pluralism, demonstrating how social networks often serve as arenas where norms and rules are negotiated and applied in the context of legal dispute resolution.

From a sociological perspective, Robert Putnam's theory of social capital provides a useful framework for understanding the role of social networks in access to justice. Social capital, which encompasses social networks, norms, and trust, has been shown to be an important resource that individuals and

communities can mobilize in the pursuit of justice. However, this study also shows that the unequal distribution of social capital can reinforce inequalities in access to justice.

This study also reveals significant variation in the role of social networks across geographic and social contexts in Indonesia. In urban areas, social networks tend to be more diverse and extensive, allowing access to a variety of sources of legal information and resources. In contrast, in rural and remote areas, social networks are more limited but often tighter, providing intensive support but limited in scope.

One important finding is the key role played by "legal intermediaries" in social networks. These individuals, who may include community leaders, local activists, or community paralegals, often act as linkages between communities and the formal legal system. They not only disseminate legal information but also assist in navigating the complex legal system.

This study also reveals a transformation in the form and function of social networks as a result of digitalization and the penetration of information technology. Social media and online communication platforms have expanded the reach and speed of legal information dissemination, and enabled the formation of broader online advocacy communities.

However, this digitalization has also brought new challenges. The spread of inaccurate or misleading legal information through online social networks is becoming an increasingly prominent problem. This suggests the need for efforts to improve digital legal literacy among the community.

The analysis also shows that the effectiveness of social networks in facilitating access to



justice is highly dependent on the local socio-cultural context. In communities with strong traditions of mutual assistance, social networks tend to be more effective in mobilizing collective support for legal issues. Conversely, in more individualistic societies, the role of social networks may be more limited to the dissemination of information.

The study also reveals tensions between community-based conflict resolution facilitated by social networks and the formal justice system. In some cases, traditional dispute resolution mechanisms run through social networks are considered faster and more in line with local values. However, this also raises questions about how to ensure fairness and the protection of individual rights in the process.

The research findings also show that the role of social networks in access to justice is not static, but continues to evolve in response to social, economic, and political changes. For example, urbanization and migration have resulted in changes in the structure and function of traditional social networks, forcing communities to find new ways to facilitate access to justice.

The implications of these findings are the need for a more holistic and contextual approach to efforts to improve access to justice in Indonesia. Policies and programs aimed at improving access to justice need to consider and leverage the strengths of existing social networks, while also addressing their limitations and potential negative impacts.

The study also highlights the importance of strengthening the linkages between informal social networks and the formal legal system. This may involve developing programs that train and empower “legal intermediaries” within communities, or initiatives to raise legal awareness through existing

communication channels within social networks.

Finally, the study emphasizes the need for further research to understand the changing dynamics of the role of social networks in access to justice. In particular, longitudinal studies are needed to track how this role evolves over time and in response to rapid social and technological change.

Conclusion

This study reveals the vital yet complex role of social networks in facilitating access to justice in Indonesia. Social networks have been shown to be an important channel for the dissemination of legal information, resource mobilization, and the formation of legal problem-solving strategies. However, their effectiveness varies depending on geographic, social, and cultural contexts. The study’s findings highlight the need for a more holistic and contextual approach to improving access to justice, taking into account and leveraging the strengths of existing social networks, while also addressing their limitations. The study also highlights the importance of strengthening the linkages between informal social networks and the formal legal system, as well as the need for further research to understand the changing dynamics of the role of social networks in the context of law and justice in Indonesia.

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