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Reformulation of People's Market Management in Pinrang Regency

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ABSTRACT

The establishment of regional regulations on people's market management aims to create a well-functioning market environment, provide benefits to traders, consumers, and the wider community, and support the overall economic growth of the region. With good regulation, it is hoped that the people's market can become a competitive economic center, while ensuring welfare for all parties involved. The method used in this study is empirical juridical where this method applies legal knowledge theoretically and applies it in real situations or contexts, for testing, evaluation, and refinement of the legal system. The results showed that of the 21 people's markets in Pinrang Regency, there were only 3 people's markets that almost met the standardization of people's market facilities infrastructure, namely Pinrang Main Market, Kariango Market, and Pekkabata Market. While the other 18 markets do not meet the standards of people's market management. Therefore, this study provides academic analysis in reformulating academic manuscripts in the formation of regional regulations on the management of people's markets in Pinrang Regency as a form of legal certainty and justice in terms of theoretical, sociological, and juridical aspects.

A. Introduction

The People's Market as *an icon* in an area has received less serious attention by the Pinrang Regency government. Pinrang Regency is one of the regions of South Sulawesi which has approximately 21 People's Markets. Of the many People's Markets in Pinrang Regency, only a few of these markets are poorly maintained. Based on the results of research conducted by researchers, there are only 3 people's markets that almost meet the qualifications of people's markets, as stipulated in Article 11 of Permendag Number 21 of 2021 concerning Guidelines for the Development and Management of Trade Facilities which states that "people's markets must be equipped with minimum supporting facilities and infrastructure in the form of Management Offices, toilet remeasurement posts, security posts, treatment rooms, health rooms, prayer rooms, fire department access, parking lots, temporary garbage shelters, wastewater treatment, clean water facilities, electrical installations".¹

Traditional market management based on existing regulatory standards can have a positive impact on economic turnover. Fahmi's study shows that regulations on market management have been regulated in such a way related to traditional market structuring. ² Likewise, the market management system already has guidelines to be actualized by the government.³ In addition, the existence of traditional markets with a good management system based on standards in the law can provide broad benefits, including family resilience and socio-economic stability of the community. This management can attract the attention of consumers if the market is managed properly.

Therefore, this study aims to see comprehensively related to the standardization of the traditional market management system. Market management is based on standards that one of the impacts affects regional income and the economic turnover of the community at that level. Thus, this study asks the question, how is the role and responsibility of the government in restoring traditional markets in Pinrang district? What are the sociological and juridical foundations related to local regulations regarding traditional market management?

¹ Ismak Subardan, Mirza Amelia, And Ismi Arifiana Rahmandari, "Koperasi Syariah Berperan Sebagai Solusi Peningkatan Pendapatan Para Pedagang Pasar Rakyat Dikaitkan Dengan Permendag Nomor 21 Tahun 2021 Tentang Pedoman Pembangunan Dan Pengelolaan Sarana Perdagangan," *Ganec Swara* 17, No. 2 (2023): 503–9.

² Sudi Fahmi, Ardiansah, dan Doni Aprialdi, "Effective Regulatory Model Related to Traditional Market Management in Indonesia," *Jurnal Hukum Samudra Keadilan*, 2021, https://doi.org/10.33059/jhsk.v16i2.4311.

³ M Ali Fikri dan Yusifa Pascayanti, "Return on Capital Market and People's Market," *Jurnal Empirisme* 3, no. 2 (2022): 221–226.

And how do the government's strategic steps provide legal position and benefits of traditional markets in Pinrang district?

Maximizing traditional market management is an important indicator of local government involvement to provide legal certainty and legal standing in order to provide broad and equitable benefits. Therefore, this research will contribute conceptually and practically to the sustainability of traditional markets. The conceptual contribution that to maintain and grow traditional markets requires a legal basis and legal position at the level of regional regulations. The contribution of this research practice can provide an overview in policy making in executing on the importance of the traditional market being improved and managed properly.

B. Method

This research is an empirical juridical research, namely legal research on the real application of normative legal provisions to a particular legal event that occurs in society. The research was conducted in the jurisdiction of Pinrang Regency. 4 In empirical juridical research, the type of data needed is primary data obtained directly from the community and secondary data obtained from library materials. Primary data is obtained directly in the form of information and opinions of respondents as well as the reality that exists in the community through interviews and observations.⁵ Data processing and analysis in this study is carried out by collecting and taking data obtained from the field and from documents, then processed qualitatively and presented in the form of qualitative descriptions, namely by analysis, description, or description. logically, systematically, and comprehensively, with the aim of achieving clarity on how to solve the problem at hand, to reach truth and conclusions. While Qualitative means analyzing the data that has been collected, compiled systematically, and then analyzed to try to clarify the problems discussed in the form of a description of existing problems regarding the creation of favorable conditions for the people's market in Pinrang Regency.

C. Finding and Discussion

1. The Role and Responsibility of the Pinrang Regency Government in Restoring the Existence of the People's Market

In the management of the people's market in Pinrang Regency, the role of the Regional Government is less effective in managing the people's market.

⁴ Muhammad Abdulkadir, *Hukum Dan Penelitian Hukum* (Bandung: Citra Aditya Bakti, 2004).

⁵ Soekanto Soerjono and Sri Mamudji, "Penelitian Hukum Normatif," *Jakarta: Raja Grafindo Persada*, 2006.

This can be seen from the quality of standardization of facilities and infrastructure. Based on research conducted from 21 people's markets visited, there are only 3 people's markets that almost meet the standardization of people's market facilities and infrastructure, namely Pinrang Main Market, Kariango Market, and Pekkabata Market. Seeing the number of people's markets in Pinrang Regency that have not met the standards of facilities and infrastructure as well as good and proper market management certainly affects the community's economy.⁶ In empowering traditional markets or people's markets, local governments are obliged to empower in various aspects, including the first, the development of traditional markets and business actors through improving market facilities and infrastructure.⁷

Table 1: Precetation of Traditional Market Facilities in Pinrang Regency

	Information												
Market Name	KP	AP	TPS	AB	S	ΤI	TU	PK	TPL	Н	РТ	SK	ABMD
Rakyat Suppa	T	Α	T	T	В	T	С	T	T	T	T	T	В
Kariango	Α	С	T	C	В	В	С	В	T	T	T	C	С
Ujung	T	В	T	В	В	T	В	T	T	T	T	T	D
Kampoeng Djaja	T	В	В	В	В	C	T	T	T	T	T	T	D
Sentral Pinrang	В	A	C	В	В	C	В	В	T	T	T	T	В
Paleteang	D	Α	D	A	C	T	T	T	T	T	T	T	T
Leppangang	T	В	С	C	В	C	В	T	T	T	T	T	В
Pincara	T	С	С	T	T	T	T	T	T	T	T	T	T
Терро	C	В	C	В	В	В	С	T	T	T	T	T	В
Kele	T	С	T	C	T	T	T	T	T	T	T	T	С
Akkajang	T	D	T	A	A	T	В	T	T	T	T	T	D
Desa Rajang	T	С	T	D	С	T	D	D	T	T	T	T	С
Punnia	T	T	T	В	T	T	D	T	T	T	T	T	T
Tuppu	D	В	Α	D	A	D	С	T	Α	T	T	T	В
Kaballangang	T	D	T	T	T	T	С	T	T	T	T	T	D
Pekkabata	С	A	В	В	A	A	Α	T	С	T	T	С	Α
Bungi	С	С	T	Α	A	Α	Α	T	T	T	T	T	С
Pajalele	D	В	A	В	A	T	В	T	A	T	T	T	В

⁶ Sudarsana Arka and I Komang Oka Artana Yasa, "Pengaruh Pertumbuhan Ekonomi Dan Disparitas Pendapatan Antardaerah Terhadap Kesejahteraan Masyarakat Provinsi Bali," *Jurnal Ekonomi Kuantitatif Terapan* 8, no. 1 (2015): 443-428.

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⁷ Saifullah Hasan, "Peran Pemerintah Dalam Perlindungan Dan Pemberdayaan Pasar Tradisional Di Kota Makassar," *Skripsi, Universitas Hasanuddin, Makassar*, 2016.

	Djam	pu	e	Α	Α	С	Α	В	В	Α	В	С	T	T	T	Α
	Cemp	oa		В	В	D	D	В	В	D	T	T	T	T	T	В
	Pasaı	r Ba	arang Palie	T	C	T	D	D	C	T	T	T	T	T	T	С
Information:																
	KP	:	Management Office		PK		:	Security Post						A	:	Excellent
	AP	:	Parking Area		Т	ΓPL	:	W	Waste Management Site						:	Good
	TPS	:	Temporary landfills		Н		:	Н	Hidrant/Fire Extinguisher						:	Enough
	AB	:	Clean Water		PT		:	Pantry						D	:	Less
	S	:	Santas		S	SK	:	M	Means of Communication						:	None
	TI TU	:	Places of Wors Toilet	hip	A	ABMD	:			g Loa ling A	ding a	nd				

The management of the people's market in Pinrang Regency is still far from what was expected, this is characterized by the dirty and shabby condition of the people's market and limited facilities causing the traditional market or people's market to no longer be the main choice of the community. for shopping. 8 Having major problems related to facilities and infrastructure that have not met the standards makes the people's market less competitive with the modern market. Around 80% of the people's market in Pinrang Regency is 20 years old, this proves that the current condition of the people's market has suffered a lot of damage and facilities and infrastructure are not suitable for use. As stipulated in Law Number 7 of 2014 concerning Trade, Local Governments have the responsibility to develop, empower, and improve the quality of People's Market management.⁹ In this case, the government, especially the local government of Pinrang Regency, is obliged to reformulate rules related to development, empowerment, and improvement of the quality of people's market management in order to develop rapidly to create ideal legal products.¹⁰

The management of the people's market requires at least several paradigms, the first is that the market is seen as a place for economic interaction into the public sphere. Second, the people's market revitalization model should focus on improving the distribution channels of commodities traded in traditional markets. Third, market development should not be

⁸ Alifia Maulidin, Siti Marwiyah, and Avita Khoirunnafiyah, "Kebijakan Pemerintah Daerah Dalam Pengelolaan Pasar Tradisional Di Kota Probolinggo," *Journal of Innovation Research and Knowledge* 1, no. 7 (2021): 293–300.

⁹ Khelda Ayunita, "Pengujian Peraturan Desa Dalam Sistem Peraturan Perundang-Undangan," *Jurisprudentie: Jurusan Ilmu Hukum Fakultas Syariah Dan Hukum* 3, no. 2 (2016): 131–37.

¹⁰ Khairul Fahmi, "Otonomi Daerah Dalam Ancaman Resentralisasi Pembentukan Peraturan Perundang-Undangan," *Menggagas Arah Kebijakan Reformasi Regulasi Di Indonesia*, 2019, 154.

hampered by the interests of seeking financial benefits because the goal of revitalizing people's markets should be seen as a long-term investment in the context of urban property development. Fourth, market moderation is also an attempt to boost the economy of small traders. Therefore, in this case, the role of local governments is needed to provide reformulations related to market governance to overcome all problems related to market governance that are currently less of a concern for local governments and restore the existence of people's markets to be able to compete with modern markets.

One of the reasons for the management of the Pinrang Regency people's market is the lack or uneven distribution of budget allocations for improving facilities and infrastructure, this can be seen from the research table. Therefore, based on the research table, it can be concluded that there is a need for reformulation of Regional Regulations (Perda) related to people's market management, so researchers attack local governments to make Regional Regulations on People's Market Management to restore people's market conditions. The existence of a clean, safe, comfortable people's market and can increase its role as a productive economic body according to its function, Increase trade activities to increase national economic growth and increase the use and trade of domestic products, increase business opportunities and create jobs.

2. Sociological, and Juridical Foundations in Regional Regulations on the Utilization of People's Markets in Pinrang Regency

The State of Law essentially means that the law is supreme and every state or government administrator must be subject to the law.¹² Therefore, what must be obeyed is social rights, not laws that only reflect a group of people who are powerful and powerful.¹³ In addition, there is the concept of the welfare state which is the idea that the state is responsible for its citizens, namely by prospering its people through assistance services, protection, and prevention of social problems.¹⁴ This concept requires the state to be responsible for all matters related to the welfare of its people with the help of intensive and responsible state administrators in the field of economy and all

¹¹ Dewi Restu Mangeswuri and Niken Paraminta Purwanto, "Revitalisasi Pasar Tradisional Di Indonesia," *Jurnal Ekonomi Dan Kebijakan Publik* 1, no. 2 (2010): 313–335.

¹² Lintje Anna Marpaung, *Ilmu Negara* (Penerbit Andi, 2018).

¹³ Jimly Asshiddiqie, *Pengantar Ilmu Hukum Tata Negara* (Konstitusi Press, 2006).

¹⁴ Imam Ghozali, "Dialektika Hukum Dan Moral Ditinjau Dari Perspektif Filsafat Hukum," *Murabbi* 2, no. 1 (2019).

forms of development aimed at achieving the welfare of the people as a whole. 15 This theory provides the basis for the government's legal certainty in the formation of Regional Regulations on People's Market Management in Pinrang Regency. 16

The confusion between the management of the People's Market in Pirang Regency from the table above is the idea of establishing a Regional Regulation on People's Market Management in Pinrang Regency born from the sociological reality of the community which requires a comfortable people's market situation, adequate facilities and infrastructure, and effective management and supervision. These needs are ultimately considered effective through the establishment of a legal product.¹⁷

Juridically, the idea of establishing a Regional Regulation on People's Market Management in Pinrang Regency has been in line with existing laws and regulations in Indonesia. The NRI Constitution of 1945 as the highest norm in the hierarchy of laws and regulations has given legitimacy of autonomy authority to regions to regulate and manage their government affairs and the interests of regional communities with the principle of autonomy and assistance duties as stipulated in article 18B, articles 18C to article 18D of the 1945 NRI Constitution. This was then revealed specifically through Law Number 23 of 2014 concerning Regional Government which in Article 167 paragraph (1) states that "regional governments are authorized to regulate and manage government affairs that are the authority of the regions, including the management of people's markets".

In addition, article 14 paragraph (1) of Law Number 6 of 2023 concerning the Stipulation of Substitute Government Regulations, Law Number 2 of 2022 concerning Job Creation into Law states that "The Central Government makes arrangements regarding equal and fair coaching, structuring, and fostering regrets, shopping centers, convenience stores, and market circulation to create business certainty and balanced cooperative

¹⁵ Venatius Hadiyono, "Indonesia Dalam Menjawab Konsep Negara Welfare State Dan Tantangannya," *Jurnal Hukum, Politik Dan Kekuasaan* 1 (2020). 12-34.

¹⁶ Jorawati Simarmata, "Politik Hukum Restrukturisasi Pembentukan Perangkat Daerah Pasca Reformasi (Sekilas Tanggapan Terhadap Peraturan Pemerintah Nomor 18 Tahun 2016 Tentang Perangkat Daerah)," *Jurnal Legislasi Indonesia* 13, no. 4 (2018): 347–358.

¹⁷ Djambar, "Penyelenggaraan Urusan Pemerintahan Bidang Pertambangan Dalam Perspektif Otonomi Daerah," *Katalogis* 5, no. 2 (2017).

¹⁸ Sugiman Sugiman, "Fungsi Legislasi DPR Pasca Amandemen UUD NKRI 1945," *Jurnal Ilmiah Hukum Dirgantara* 10, no. 2 (2020). 102-120.

relationships between suppliers and retailers pay attention to cooperatives and micro, small and medium enterprises". Regional regulations on the management of people's markets can refer to the provisions contained in this regulation. *These various legal* frameworks further reinforce the validity of the establishment of the Regional Regulation on People's Market Management in Pinrang Regency which is a product of constitutional law.²⁰

3. Efforts of the Pinrang Regency Government in Providing Certainty and Justice Related to the Utilization of People's Markets

One aspect of legal life is certainty.²¹ The presence of a people's market in Pinrang Regency makes it easier for Pinrang people to meet their basic daily needs. Pinrang Regency is a potential area of the agricultural sector and several other commodities. Therefore, the presence of a well-managed People's Market will be the right means for the community to trade agricultural, fishery, plantation, and livestock products. To implement regional potential management, the Pinrang Regency Government must issue a Regional Regulation regulating the Management of the People's Market. This is also an effort by the local government to provide certainty for the people of Pinrang Regency.²²

The mandate of Law Number 7 of 2014 concerning Trade which in essence should not have a gap between the people's market in the City Regency and the people's market in the Village, so this is a benchmark in its formation.²³ local regulations on the management of the Pinrang Regency people's market. The establishment of regional regulations governing the management of people's markets is a real effort made by local governments that aim to create conducive people's market conditions with good governance. The issuance of Regional Regulations on People's Market

¹⁹ Isma Wardatus Sholehah and Nurul Nadira, "Perlindungan Hukum Teknis Perizinan Terhadap Investor Berdasar UU No 6 Tahun 2023 Tentang Penetapan Peraturan Pemerintah Pengganti Undang-Undang Nomor 2 Tahun 2022 Tentang Cipta Kerja Menjadi Undang-Undang," *National Multidisciplinary Sciences* 2, no. 4 (2023): 334–38.

²⁰ Mahrus Ali, "Mahkamah Konstitusi Dan Penafsiran Hukum Yang Progresif," *Jurnal Konstitusi* 7, no. 1 (2010): 067–090.

²¹ Theresia Ngutra, "Hukum Dan Sumber-Sumber Hukum," *Jurnal Supremasi* 11, no. 2 (2016): 193–211.

²² Muhammad Ridwansyah, "Mewujudkan Keadilan, Kepastian Dan Kemanfaatan Hukum Dalam Qanun Bendera Dan Lambang Aceh," *Jurnal Konstitusi* 13, no. 2 (2016): 278–98.

²³ Aldi Irawan and Abdul Hafid, "Pelaksanaan Fungsi Badan Permusyawaratan Desa Dalam Pembentukan Peraturan Desa Yang Responsif Di Kecamatan Kulo Kabupaten Sidrap," *JURNAL SULTAN: Riset Hukum Tata Negara* 1, no. 2 (2022): 65–76.

Management, because the Pinrang Regency Government considers the People's Market to be a driver of the community's economy that has a strategic function and has proximity to the socio-cultural aspects of the community. So that this Regional Regulation regulates the management and development of people's markets so that they can be utilized by the community.

D. Conclusion

Good people's market management requires the integration of various aspects, from infrastructure to effective management and active community involvement. When all these elements run harmoniously, the people's market can serve as a strong economic center and a meeting place for people's needs with good services. The management of the people's market in Pinrang Regency is currently less of a concern for the Regional Government. This can be seen from the people's market in Pinrang Regency, in less than a month this study found 21 people's markets in Pinrang Regency there are only 3 people's markets that almost meet the standardization of facilities and infrastructure mandated by Law Number 7 of 2014 concerning Trade and Trade. Permendag Number 21 of 2021 concerning Guidelines and Development of Trade Facilities Management, therefore this research is an empirical, sociological juridical and historical juridical source in the formation of Academic Texts and Regional Regulation Plans related to the management of people's markets in Pinrang Regency.

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