

ABSTRACT

Badriyah, Lailatul, NIM 08220052, 2015. Law Protection for Participants of Haj gathering and Umrah (Case Study of KBIH Al-Kautsar Dempok Grogol Diwek subdistrict Jombang). Thesis. Department of Sharia Business Law. Faculty of Sharia. State Islamic University of Maulana Malik Ibrahim Malang. Supervisor: Dr. H. Mohamad Nur Yasin, S.H., M.Ag

Keywords: Law Protection, Haj gathering and measuring of capability of Haj and Umrah

For every Muslim who had been able in terms of both material and physical, haj was obligatory. When discussing the Hajj as the fifth pillars of Islam. Capable or *Istitha`ah* was one of the pilgrimage requirements. Therefore, to meet the criteria of, the KBIH Al-Kautsar held group practice of Haj and Umrah, which Hajj and Umrah were a means for the community which had low economy to realize the capable requirement to do Hajj. In the pilgrimage group realization, the participants had the rights and obligations that must be met either already left or not. The purpose of this thesis research was to determine how the rights and obligations of the members of the gathering and to determine how the law protection of members of the Hajj gathering either already left or not.

The method used in this research was empirical juridical or non-doctrinal, the law conceived as real institutions associated with other social variables. Sources of data used are primary data and secondary data, while the data collection methods used by using interview methods (interview), documentation and observation. Then descriptive data analysis aimed to describe a situation or facts that occurred in the field.

Based on the research that had been done, resulted a conclusion that law protection, rights and obligations of the members in Al-Kautsar KBIH Dempok Grogol Diwek Jombang can be disclosed that: (1) the members of the pilgrimage gathering had earned the equal rights for Haj, and dues to pay off the obligations until the end of the gathering and joined together to carry on the change of fee if there was a change ONH. (2) the Haj gathering members already received law protection, as long as the implementation of the Hajj gathering was no problems occurred the law, then the appropriate law protection that was preventive la protection. in this case the specified heirs who replaced if there was a problem in the future, in addition, the guarantee belief and helps other among members became the most important guideline in conducting social gathering, it will not became law problem