

Contents

Abbreviations	7
The Relevance of Real Legal Certainty – An Introduction <i>B. Oomen and A. Bedner</i>	9
Getting Real: Considering Legal Certainty from Below	23
1 Addressing Adverse Formalisation: The Land Question in Outer Island Indonesia <i>J.F. McCarthy, K. Robinson, and A. Dhiaulhaq</i>	25
2 Can Free, Prior and Informed Consent (FPIC) Create Legal Certainty for Hunter-Gatherers? <i>G.A. Persoon and T. Minter</i>	43
3 The Constitutional Dimensions of Decentralisation and Local Self-Government in Asia <i>A. Harding</i>	57
4 Indeterminacy, Uncertainty, and Insecurity <i>K. von Benda-Beckmann</i>	81
Supporting the State: The Relevance of Institution Building	95
5 The Uncertain Future of Legal Reforms in China's New Era <i>J. Chen</i>	97
6 The Role of Local Bureaucrats in the Law-making Process <i>R. Simarmata</i>	109
7 Law's Catch-22: Understanding Legal Failure Spatially <i>B. van Rooij</i>	127
8 Missions Impossible to Try Rwandan Genocide Suspects? <i>N. Huls</i>	143

Other Actors: Widening the Scope	161
9 Traditional Leadership and Customary Law in Capitalist Liberal Democracies in Africa <i>J.M. Ubink</i>	163
10 Capacity Development of Civil Society in a Fragile Context: Dutch Donor Interventions in the East of the Democratic Republic of Congo <i>C. Jacobs</i>	177
11 Inheritance Rights and Gender Justice in Contemporary Indonesia <i>S. Irianto</i>	193
12 The Role of Sharia in Lawmaking: The Case of Libya <i>S. Ibrahim</i>	213
References	235
List of Contributors	257