

ADJUSTMENT OF FOUNDATION LAW STATUS AND ITS IMPLEMENTATION FOR EDUCATION FOUNDATION AND DAKWAH ISLAM WIH DATUL UMMAH IN TANAH DATAR

ABSTRACT

The existence of foundation before our country have law were not set out clearly because there is no written rule that stated about foundation. Foundation which was established at that time just used common law in practice. Similarly, in carrying out the activities only based on customary law. The birth of Act No. 16 year 2001 as changed with Act No. 28 year 2004 about foundation are intended to provide correct understanding for society, ensure the certainty of law and restore the function as institution. Adjustment for foundation has already existed before the birth of foundation Act that is an obligation for getting law status and if the time limit has not specified, for the foundation that has not adjusted can not used the word "foundation" in front of its name.

Since the adjustment for foundation that has existed before the birth of foundation law is an obligation, then the problem will be investigated is how the adjustment process for law institution and the impact that occurred for unadvised foundation. If claims relating to foundation operational incurred, the constraints that is faced by unadjusted foundation by Act no 16 of 2001 as changed by Act No. 28 year 2004 about foundation.

This research use method of *yuridis empiris* approach which is research by looking at positive law aspect and its implementation or its practices in fact. Based on the result of research, on the basis of foundation budget adjustments still have some problems where the emptiness of builder and ignorance of the foundation about the importance of foundation adjustment for existing foundation before the birth of foundation Act. To extend the time limit for adjustment of the foundation which has been accompanied by adequate socialization and tougher sanction from the government, it will make the existing foundation to give support strongly for foundation that has established before the birth of foundation Act to adjust law status.