

## **Juryrapport Meijersprijis 2020**

Onderzoekprogramma  
**Effective Protection of Fundamental Rights in a Pluralist World**

**Beste artikel door promovenda, gepubliceerd in 2018-2019**

### *Pluralistic legal system, pluralistic human rights?: teenagepregnancy, child marriage and legal institutions in Bali*

van Hoko Horii

De jury, bestaande uit prof.dr. Adriaan Bedner, prof.dr. Bart Custers, prof.dr. Titia Loenen, dr. Stephanie Rap, geeft de volgende motivatie voor toekenning van de prijs:

“The article addresses a very important human rights issue: teenage pregnancy and child marriage against the backdrop of the interplay between human rights, state law and adat law in Indonesia. It touches the core of the research programme Effective Protection of Fundamental Rights in a Pluralist World.

The article is very clearly and eloquently written and combines legally and socially highly relevant perspectives. It presents the empirical findings of the field work conducted by the author in Bali. In the article the interaction between state law and customary law regarding marriage and relationships outside marriage is very well outlined and explored. This is related to the international human rights and more particularly children’s rights framework regarding child marriage. The author highlights the tensions between the individual focus of international human rights law, which prohibits child marriage as such, and the relational, community focused approach of adat law. She shows, among others, how ‘marriage dispensation’ in teenage pregnancy cases is used to uphold social, adat based community norms. She claims this practice provides a better solution than strictly upholding the human rights prohibition of child marriage by both protecting the girls and babies involved and upholding the relevant social relations.”

Leiden Law School, 9 januari 2020