

Putusan arbitrase asing dapat dibatalkan di Indonesia

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Abstrak

It is possible for an Indonesia party who has lost his case abroad whereby the Foreign Creditor as the winning party is trying to obtain recognition and enforcement of the arbitration award not in Indonesia as the original country of the Debtor but abroad, where the Indonesian party also has assets, to defend himself before the Central Jakarta District Court by requesting the foreign arbitration award to be annulled among others based on the consideration that the Foreign Arbitration Award was not decided according to Indonesian law, in accordance with the choice of law of the parties (the arbitrators have manifestly exceed their powers). the award is contrary to Indonesian Public Policy or the award has been set aside by the Indonesia Court based on the law parties have chosen, while the final purpose of arbitration actually is to reject any reinvestigation of the respective case.