

Penerbitan efek beragun aset syariah (eba syariah) sebagai pengembangan produk syariah di pasar modal Indonesia = Issuance of islamic asset backed securities (eba syaria) as sharia product development in Indonesia capital market

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Abstrak

[ABSTRAK

Tesis ini membahas mengenai mekanisme penerbitan efek beragun aset syariah (EBA Syariah). Metode penelitian dalam tesis ini adalah yuridis-normatif yang dilakukan dengan cara meneliti bahan pustaka, peraturan perundang-undangan, data sekunder jurnal, artikel maupun makalah yang berhubungan dengan penerbitan efek beragun aset syariah. Efek beragun aset syariah merupakan efek yang diterbitkan melalui kegiatan sekuritisasi syariah. Penerbitan efek beragun syariah diatur dalam Peraturan Bapepam-LK No. Kep-181/BL/2009 Tentang Penerbitan Efek Syariah (Peraturan No. IX.A.13). Efek Beragun Aset Syariah didefinisikan sebagai Efek yang diterbitkan oleh Kontrak Investasi Kolektif Efek Beragun Aset Syariah yang portofolionya terdiri dari aset keuangan yang tidak bertentangan dengan Prinsip-prinsip Syariah di Pasar Modal. Hasil penelitian ini menyimpulkan bahwa belum terlaksananya penerbitan efek beragun aset syariah karena mekanisme yang belum lengkap terkait dengan struktur dan dukungan peraturan perundang-undangan. Oleh karena itu, dalam penelitian ini menyarankan perlunya kejelasan terkait struktur transaksi dan peraturan pendukung yang diperlukan untuk dapat terlaksananya penerbitan efek beragun aset syariah di Indonesia.

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ABSTRACT

This thesis discusses the mechanism of Islamic asset-backed securities issuance (EBA Sharia). Methods of research in this thesis is the juridical-normative done by researching library materials, legislation, secondary data journals, articles and papers related to the issuance of Islamic asset-backed securities. Islamic asset-backed securities are securities issued by securitization activities sharia. Issuance of sharia-backed securities regulated in Bapepam-LK No. Kep-181 / BL / 2009 Concerning Issuance of Islamic Securities (Regulation No. IX.A.13). Shariah Asset Backed Securities are defined as securities issued by the Investment Contract Asset Backed Securities Sharia portfolio consists of financial assets that do not conflict with Sharia principles in the Capital Market. The results of this study concluded that the implementation has not been publishing Islamic asset-backed securities due to incomplete mechanisms associated with the structure and support of the legislation. Therefore, in this study suggest the need for clarity related to the structure of the transaction and regulatory support necessary to the implementation of Islamic asset-backed securities issuance in Indonesia.;This thesis

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