

Kedudukan klausa performance requirements dalam free trade agreement dan risikonya bagi Indonesia = The standing of performance requirements clauses in free trade agreement and the risks involved for Indonesia

Dwi Ayu Rarasmitha, author

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Abstrak

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Skripsi ini membahas kedudukan klausa performance requirements dalam free trade agreement serta risikonya bagi Indonesia apabila melanggar klausa tersebut. Penelitian ini merupakan penelitian yuridis normatif karena membahas obyek penelitian dari sudut pandang hukum dan ketentuan perundang-undangan. Sedangkan apabila dilihat dari sifatnya menggunakan tipologi deskriptif. Hasil penelitian ini adalah bahwa Indonesia memiliki risiko untuk ditarik menjadi pihak dalam sengketa pelanggaran klausa performance requirements dalam free trade agreement di mana Indonesia terikat dengan ketentuannya. Indonesia harus mengkaji kembali peraturan perundang-undangan di Indonesia agar konsisten dengan klausa performance requirements dalam free trade agreement yang mengikat Indonesia

ABSTRACT

This thesis discusses about the standing of performance requirements clauses in free trade agreement and the risks involved when Indonesia breach the clauses. This research fundamentally used normative juridical method, while in this research discusses about an object from a legal standpoint and legislation. This research also use descriptive type of typology. The results of this study is that Indonesia has a risks to be claimed violate the performance requiemnts clauses of free trade agreement that Indonesia involved. Indonesia should review their law so it can be consistent with the performance requirements clauses on free trade agreement that Indonesia involved;This thesis discusses about the standing of performance requirements clauses in free trade agreement and the risks involved when Indonesia breach the clauses. This research fundamentally used normative juridical method, while in this research discusses about an object from a legal standpoint and legislation. This research also use descriptive type of typology. The results of this study is that Indonesia has a risks to be claimed violate the performance requiemnts clauses of free trade agreement that Indonesia involved. Indonesia should review their law so it can be consistent with the performance requirements clauses on free trade agreement that Indonesia involved;This thesis discusses about the standing of performance requirements clauses in free trade agreement and the risks involved when Indonesia breach the clauses.

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