

Perlindungan terhadap konsumen, melalui "class action".

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Abstrak

the class action is a new dimension of the civil procedure in Indonesia has been provided just in Human Environmental act (UU No.23 tahun 1997) to settle environmental suit action where numerous persons or society are participated therein. Class action has not been provided in the other legislation outside of human environmental act (UU No.23 tahun 1997). That fact has been taken as a consideration by judge of pengadilan negeri of south jakarta not to accept the class action suit procedure that brought by YLKI againsts PLN as defendant in consumers suit action.

that judgement may raise a question whether the judge could not accept that class action procedure by doing the "law making".

That question could be answered by making an analysis to the possibility of accepting class action procedure in another suit action outside of environmental suit action, based on the "law making" method.

By making that analysis, it has given the result that, Theoretically the judge could accept class action procedure in another suit action outside of environmental suit action by "law making" based on analogical method, futurity interpretation method or another method that has been known in the "law making". The acceptance of class action procedure in another suit action outside of environmental suit action not only give a contribution for the law development, but also give protection for human interest. The law is created to protect human interest.