

Tinjauan yuridis terkait permohonan penundaan kewajiban pembayaran utang terhadap debitor asing di pengadilan niaga indonesia studi kasus kepailitan acrossasia limited di pengadilan niaga indonesia = Juridical review regarding the appeal of suspension of payment toward foreign debtor in Indonesian commercial court case study the bankruptcy of acrossasia limited in Indonesian commercial court

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Abstrak

ABSTRAK

Perekonomian yang dipengaruhi oleh globalisasi dunia usaha memungkinkan para pengusaha untuk menambahkan modal usahanya dengan melakukan pinjaman yang bersumber dari dalam negeri maupun luar negeri. Hal tersebut dapat menimbulkan masalah dalam penyelesaian utang piutang di antara mereka. Lembaga Kepailitan dan PKPU di Indonesia merupakan lembaga yang memberikan solusi penyelesaian masalah utang piutang di Indonesia. Penelitian ini akan membahas bagaimana implikasi hukum atas permohonan PKPU terhadap debitor asing di Pengadilan Niaga Indonesia. Metode penelitian yang digunakan adalah metode penelitian yuridis normatif. Melalui penelitian ini dapat diketahui bahwa Pengadilan Niaga Indonesia dapat memeriksa dan mengadili perkara permohonan PKPU terhadap debitor asing apabila debitor asing tersebut terbukti melakukan kegiatan usaha di Indonesia.

ABSTRACT

The economy that is affected by the globalization of the corporate world allows entrepreneurs to growth its business capital by acquiring loans from local or foreign source. However, it can cause problems about the debts settlement between them. The Indonesian institution of Bankruptcy and Suspension of Payment is an institution that provides resolution of debts settlement in Indonesia. This research will review how is the legal implication of the appeal of suspension of payment toward foreign debtor in Indonesian Commercial Court. The research method used in this research is the juridical normative research. This research found that the Indonesian Commercial Court may examine and adjudicate the appeal of suspension of payment toward foreign debtor if the foreign debtor proved doing business activities in Indonesia.