



Legal Framework in Indonesia

by

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Law in Indonesia ?

- There is actually legal framework
- Enforcement problems: we are getting there

Indonesian Legal Framework

- Civil Code
- Commercial Code
- Bankruptcy Law
- Company Law
- Security Rights Law
- Capital Market Law
- Other laws and regulations

Indonesian Legal Framework

- Civil Code
 - Elements for a valid contract:
 - Offer-acceptance
 - Capacity
 - Specific object
 - Legal cause
- Commercial Code
 - Bill of Exchange
 - Promissory Notes

Indonesian Legal Framework

- Bankruptcy Law
 - Bankruptcy and suspension of payments
 - Specific timetable to render bankruptcy declarations
 - Specific liquidation procedures
- Company Law
 - Limited liability status
 - Board of Commissioners and Board of Directors
 - Corporate benefits

Indonesian Courts

- Civil Courts
 - District Court
 - High Court
 - Supreme Court
- Bankruptcy Court
- BANI (Indonesian Arbitration Body)
- Tax Court

Recent Developments

In February 2006, the Government announced that in 2006 the Government will continue issuing Infrastructure Policy Package which will consist of guidelines, policy and regulations (central and regional governments)

Recent Developments

- The cooperation between the Government and Business Entities in the Provision of Infrastructure (Presidential Regulation no. 67/2005, dated 9 November 2005)
- Cooperation Agreement or Business License through public tender for the construction, operation or maintenance of infrastructure based on the prevailing laws and regulations