

## Praktek impor paralel di Indonesia ditinjau dari hukum kekayaan intelektual di bidang merek: studi kasus PT. Modern Photo Tbk dan PT International Photographic Supplies/PD STAR Photographic Siplies

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### Abstrak

Skripsi ini membahas pengertian perdagangan dengan system impor paralel secara umum di dunia dan di Indonesia. Pembahasan ini merupakan hal penting karena praktik impor paralel belakangan marak dilakukan oleh banyak pihak dengan ketiadaan peraturan khusus yang mengatur mengenainya. Pembahasan dikhususkan pada impor paralel yang terkait dengan hukum kekayaan intelektual. Berkenaan dengan hal tersebut, terdapat suatu kasus antara PT. MODERN PHOTO TBK dan PT. INTERNATIONAL PHOTOGRAPHIC SUPPLIES/PD. STAR PHOTOGRAPHIC SUPPLIES, dimana telah terjadi praktik impor paralel untuk barang spesifik berupa rol film merek FUJI. Tipologi penulisan skripsi ini adalah penelitian kasus dengan pendekatan undang-undang dan pendekatan perbandingan melalui 2(dua) buah putusan.

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This mini thesis discusses the definition of commerce along with parallel import system as it is used throughout the world and in Indonesia.. The discussion about parallel import practices is extremely important because it is very popular, however, it lacks proper regulation. The discussion focuses on parallel import connected with intellectual property law. Related to the discussion, there is a case between PT. MODERN PHOTO TBK and PT. INTERNATIONAL PHOTOGRAPHIC SUPPLIES/PD. STAR PHOTOGRAPHIC SUPPLIES, which has occurred parallel import practice for a specific good which is a film roll with a brand of FUJI. The writ tipologi of this mini thesis is case research, with approach of prevailing regulations and approach of comparison, through two jurisdictions.