

Master settlement and acquisition agreement (MSAA) dan master refinancing and note issuance agreement (MRNIA) dalam perspektif hukum perdata (suatu tinjauan singkat)

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Abstrak

Both MSAA and MRNIA are chiefly as tools to collecting liquidity credits from Bank Indonesia for prior liquidity troubles banking. Those agreements have a benchmark models, even though in practice was happened dissimilarity in such transactions. The author proposes legal analysis regarding po.5'l banking bankruptcy settlement through Indonesian banking that was hold by Indonesian Bank Restructuring Agency (IBR/1). The distinction transactions were emerged on pattern of relevant transaction to apply through certain share holders which in case d%rent to another. More over this situation was raised by transaction's complexity that also put barriers out from inconsistence of law and regulations applied Under Article i320 and 1321 Indonesian Civil Law the author has thought that MSAA and MRNIA can be annulled; or null and void by law because in both agreements had avoided penal sanctions that has thought as against the law.