

Analisis hukum terhadap peraturan perundangan dan kebijakan Indonesia yang terkait dengan moda 4 General Agreement on Trade in Services (GATS) dengan komitmen Indonesia dalam liberalisasi perdagangan di bidang jasa = Legal analysis toward regulation and policy of Indonesia related of mode 4 (movement of natural person) general agreement on trade services (GATS) and Indonesia commitment on trade liberalization in service sector

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Abstrak

Tesis ini membahas tentang analisis hukum terhadap kebijakan terhadap Moda 4 (Movement of Natural Person) General Agreement on Trade in Service (GATS) dan kepentingan Indonesia dalam rangka liberalisasi jasa di Indonesia serta kesesuaian dengan komitmen dalam (GATS-WTO) khususnya di bidang jasa. Pengaturan liberalisasi jasa di Indonesia (Peraturan nasional-National Regulation) serta komitmen Indonesia dalam Moda 4 General Agreement on Trade in Services (GATS) yang berkaitan dengan liberalisasi di bidang jasa. Kesesuaian dan konsistensi pengaturan jasa di Indonesia terhadap komitmen Indonesia dalam Moda 4 General Agreement on Trade in Service (GATS) di bidang jasa.

Penelitian ini merupakan penelitian yuridis normatif, karena penelitian ini menitik beratkan pada penelitian kepustakaan yang meneliti asas-asas hukum, sistematis hukum, dan sinkronisasi hukum dengan jalan menganalisis dan kebijakan yang dilakukan pemerintah terhadap Moda 4 GATS. Data yang diperoleh dianalisis dengan menggunakan metode preskriptif kualitatif.

Dari hasil penelitian ini menunjukkan bahwa saat ini Indonesia telah membuka jasa Moda 4 untuk asing. Peraturan Nasional Indonesia di bidang jasa khususnya Moda 4 merupakan landasan dalam penentuan komitmen Indonesia dalam GATS-WTO.

The Focus of this thesis is about Analysis Regulation of Indonesia toward policy of mode 4 (Movement of Natural Person) General Agreement on Trade in Services (GATS) and the interests of Indonesia in the context of liberalization in services in Indonesia and in suitability with the commitments in GATS-WTO, especially in services sector. Setting the liberalization of services in Indonesia (National Regulation) and Indonesia's commitment on Mode 4 General Agreement on Trade in Services (GATS) relating to the liberalization in services. Suitability and consistency of regulation in services in Indonesia towards Indonesia's commitment on Mode 4 General Agreement on Trade in Services (GATS) in the service sector.

This research is juridical normative research, because this research focuses on observational studies literature that examines the general principles of law, the law systematically, and synchronization by analyzing the law and government policy on GATS Mode 4. The data obtained were analyzed using prescriptive qualitative methods.

From the results of this study indicate that Indonesia has opened up to foreign services. National regulations of Indonesia in telecommunication services, especially Mode 4 is a cornerstone in the determination of Indonesia's commitment on GATS-WTO.