

Tinjauan yuridis bank garansi dalam perjanjian jual beli batubara (studi tentang PT K) = Law review about guarantee bank in coal sale and purchase contract research on PT K

Arifandy Refrawan, author

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Abstrak

Skripsi ini akan membahas mengenai pelaksanaan bank garansi dalam kegiatan perjanjian jual beli batubara di Indonesia, tinjauan umum mengenai perjanjian jual beli dan Letter of Credit, tinjauan umum hukum jaminan serta tinjauan secara mendalam terhadap bank garansi dikaitkan dengan perjanjian jual beli batubara. Penelitian yang digunakan adalah normatif yuridis dan menggunakan metode penelitian kepustakaan dengan melihat permasalahan yang ada terkait implementasi dari pemberian bank garansi sebagai jaminan atas terbitnya janji bayar (L/C). Permasalahan tersebut khususnya mengenai peranan bank garansi dalam Perjanjian Jual Beli Batubara terkait pelaksanaan dan klaim pembayaran apabila terjadi wanprestasi, serta karakteristik daripada perjanjian jual beli batubara itu sendiri.

<hr>This thesis describes about implementation of Guarantee Bank in Coal Sale and Purchase Contract in Indonesia, general review of purchase agreement and Letter of Credit, also general review about legal guarantees and specific review about guarantee bank as coal sale and purchase contract activity. The thesis applies the juridical normative form of study, with the literature research to find the problem in the implementation of guarantee bank as guarantees to issues letter of credit. Specifically the problem consist about the role of guarantee bank in coal purchase agreement, concern about performance and claims payment if default occurs, with the characteristic of coal sale and purchase contract itself.