

Analisis yuridis pengaturan insentif lapangan minyak marginal dan dampak ketiadaan klausula insentif investasi dalam production sharing contract di indonesia = Analysis on the legal impact of the absence of investment credit clause in production sharing contract in indonesian oil upstream industry

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Abstrak

Skripsi ini membahas mengenai bagaimana peraturan pemberian insentif Lapangan Minyak Marginal di Indonesia dan bagaimana dampak hukum ketiadaan Klausula Insentif Investasi dalam Production Sharing Contract dalam industri hulu minyak di Indonesia. Penelitian ini menggunakan pendekatan yuridis normatif. Penulis memperoleh kesimpulan bahwa insentif Lapangan Minyak Marginal di Indonesia dapat diberikan apabila dilakukan pengajuan permohonan oleh Kontraktor di mana Lapangan Minyak memiliki Rate of Return kurang dari 15 persen dan memiliki Klausula Insentif Investasi pada Production Sharing Contractnya untuk menjadi persyaratan dapat dilakukannya permohonan kepada SKK MIGAS. Ketiadaan Klausula Insentif Investasi menyebabkan tidak dapat dilakukannya permohonan Insentif Lapangan Minyak Marginal kepada SKK MIGAS.

.....This thesis discussed the regulation of incentivising oil marginal fields developments in Indonesia and the legal impact of the absence of investment credit clause in Production Sharing Contract in Indonesian oil upstream Industry. Normative juridicial was the research method used within this thesis. Author concluded that in order for the Contractor(s) to be able to submit a request for incentives for marginal fields to SKK MIGAS they have to fulfill the requirements namely having Investment Credit Clause in its Production Sharing Contract. The absence of investment credit clause would preclude the Contractor to submit any incentives for marginal fields to SKK MIGAS.