

Tinjauan yuridis terhadap pengambilalihan perseroan terbatas yang tidak mengumumkan rencana pengambilalihan = Legal implications of acquisition of a limited liability company which did not publish its acquisition plan

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Abstrak

[ABSTRAK

Tesis ini menyoroti permasalahan mengenai implikasi yuridis terhadap akuisisi perseroan terbatas tertutup yang tidak mengumumkan rencana akuisisi dan hasil akuisisi dalam minimal satu surat kabar harian nasional. Mengumumkan rencana akuisisi merupakan kewajiban sebagaimana diatur dalam Undang-Undang No. 40 Tahun 2007 tentang Perseroan Terbatas, namun terdapat perseroan yang meniadakan kewajiban ini karena undang-undang diam terhadap sanksinya. Metode penelitian yang digunakan adalah preskriptif yuridis analitis yaitu mengacu pada peraturan perundang-undangan. Hasil yang ditemukan dalam penelitian yaitu perseroan terbatas yang tidak mengumumkan rencana akuisisi harus melakukan ratifikasi hasil akuisisi dengan mengumulkannya di surat kabar harian nasional walaupun akuisisi telah terjadi.

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ABSTRACT

This thesis highlighted an issue regarding legal implications of acquisition of an unlisted limited liability company, which did not publish its acquisition plan and the result of its acquisition in at least one daily national newspaper. Publishing those matters are the company obligations as stipulated in Law Number 40 year 2007 regarding Limited Liability Company, yet there are companies which negate this obligation because the law silence to its sanction. The method used in this thesis is legal prescriptive analytics, which based on relevance regulations. This thesis results is the company, which did not publish its acquisition plan, shall rectifying its acquisition result in at least one daily national newspaper although the acquisition had occurred., This thesis highlighted an issue regarding legal implications of acquisition of an unlisted limited liability company, which did not publish its acquisition plan and the result of its acquisition in at least one daily national newspaper. Publishing those matters are the company obligations as stipulated in Law Number 40 year 2007 regarding Limited Liability Company, yet there are companies which negate this obligation because the law silence to its sanction. The method used in this thesis is legal prescriptive analytics, which based on relevance regulations. This thesis results is the company, which did not publish its acquisition plan, shall rectifying its acquisition result in at least one daily national newspaper although the acquisition had occurred.]