

Perbandingan hukum pengaturan perjanjian waralaba di Indonesia dan Amerika Serikat = Comparative law of franchise agreement regulations in Indonesia and the United states of America

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Abstrak

Waralaba merupakan hak untuk melakukan kegiatan usaha menjual suatu produk atau jasa. Di Indonesia waralaba dilaksanakan berdasarkan suatu Perjanjian Waralaba antara Pemberi Waralaba dan Penerima Waralaba. Pengaturan mengenai waralaba di Indonesia belum terlalu lengkap dan memadai jika dibandingkan dengan Amerika Serikat. Amerika Serikat mengatur mengenai waralaba dari peraturan tingkat federal sampai dengan peraturan tingkat negara bagian, sedangkan di Indonesia hanya diatur mulai dari tingkat Peraturan Pemerintah. Dalam skripsi ini akan dibahas mengenai perbandingan peraturan perjanjian waralaba di Indonesia dan Amerika Serikat, serta kewajiban pendaftaran di Indonesia dan Amerika Serikat. Skripsi ini menggunakan jenis penelitian yuridis normatif dengan metode pendekatan perbandingan dan peraturan perundang-undangan.

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Franchising is the rights to conduct a business in selling product or service. In Indonesia, franchising was held by a Franchise Agreement between Franchisor and Franchisee. Franchise regulations in Indonesia is not complete and adequate when compared to the United States. The United States rules the franchising from federal level to the state level regulations, while in Indonesia is only from the level of government regulation. In this research will discuss the comparison about of franchise agreements regulations between Indonesia and the United States of America, also comparison about the registration of franchise agreements between Indonesia and the United States of America. This research use the normative juridical research by using comparative approach based on methods of comparative law.