

Efektivitas kewajiban penggunaan l c sebagai instrumen cara pembayaran untuk ekspor batubara = Effectiveness of using l c obliged as a method of payment instrument for coal export

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Abstrak

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Skripsi ini membahas mengenai efektivitas peraturan kewajiban penggunaan L/C sebagai instrumen cara pembayaran untuk ekspor batubara yang dilatarbelakangi dengan keluarnya peraturan Menteri Perdagangan No. 04/MDAG/PER/1/2015 yang mulai berlaku pada bulan April 2015. Penelitian ini ditujukan untuk mengetahui latar belakang dikeluarkannya peraturan kewajiban penggunaan L/C sebagai instrumen cara pembayaran untuk ekspor khususnya batubara, akibat hukum dan sanksi peraturan tersebut, dan apakah dengan diterapkannya peraturan kewajiban penggunaan L/C tersebut telah efektif dalam arti telah ditaati oleh para eksportir batubara dan telah mencapai tujuan peraturan tersebut. Metode penelitian yang digunakan dalam penelitian ini adalah yuridis normatif dengan tipologi penelitian deskriptif kualitatif yang menggunakan data primer dan sekunder. Hasil penelitian ini menunjukkan bahwa sebagian besar eksportir batubara telah menggunakan L/C dalam kegiatan ekspornya namun tujuan dari peraturan tersebut belum dapat tercapai secara maksimal karena tanpa dibatasinya jenis L/C yang dapat digunakan sebagai cara pembayaran ekspor terutama jenis transferable L/C, masih dimungkinkan bagi eksportir untuk menempatkan devisa hasil ekspor di negara lain.

ABSTRACT

This thesis discusses the effectiveness of the regulatory obligation to use the L/C as a method of payment instrument for the export of coal which based on the background of the issuance of the regulations of the Minister of Trade No. 04 / M-DAG / PER / 1/2015 which came into force in April 2015. The objectives of this thesis is to find out the background of the issuance of regulatory obligation to use the L/C as an instrument method of payment for exports, especially coal, due to the legal and regulatory sanctions, and whether to the implementation of regulatory obligation to use the L/C has been effective in the sense that has been complied with by the coal exporters and has achieved the purpose of the regulation. The method used in this research is normative juridical with typology qualitative descriptive study using primary and secondary data. The results found out that most coal exporters have used the L/C in export activities but these regulation has not been able to achieve its purpose effectively because without limiting the type of L/C which can be used as a method of payment instrument for export, particularly transferable L/C, it is still possible for exporters to put foreign exchange from export proceeds in other countries.

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