

Juridical analysis on debt restructuring process through suspension of payment obligation between PT. Netwave Multi Media and PT. Bakrie Telecom tbk based on law no 37 year 2004 on bankruptcy = Analisa yuridis terhadap restrukturisasi utang dalam proses penundaan kewajiban pembayaran utang antara PT. Netwave Multi Media dan PT. Bakrie Telecom tbk. berdasarkan undang-undang no.37 tahun 2004 tentang kepailitan

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Abstrak

ABSTRAK

Motivasi di balik penelitian ini lebih merupakan pandangan dari tujuan sebenarnya di balik makna penangguhan kewajiban pembayaran dan solusi yang jelas itu umumnya dihadapkan dengan. Sejak manusia dikandung perdagangan, semua entitas yang bersangkutan dengan perdagangan dihadapkan dengan ancaman kejatuhan, kurangnya modal dan / atau sumber untuk lebih end sendiri, dengan demikian istilah kebangkrutan. Sejak juga saat ketika pertama perusahaan yang didirikan di Roma kuno, gagasan mekanisme berbagi atau kepemilikan di mana ini sistem primal perdagangan telah dimulai, entitas membagi kepemilikan perusahaan-perusahaan ini dengan cara berbagi atau saham. Dengan demikian, mereka memiliki modal dapat menjadi investor di mana mereka mengambil bagian keterlibatan dalam aktivitas perdagangan dari perusahaan mereka berinvestasi melalui kontribusi modal. sementara itu adalah yang paling diakui dan terhormat konsep dalam dunia bisnis, saham secara khusus dan secara hukum diatur dalam rangka untuk itu untuk melakukan dalam jauh lebih cara halus dan adoptable seluruh waktu.

ABSTRACT

As the cornerstone of commercial activity and/or early forms of corporate finance, shares are regarded as a payment obligation that a corporation must fulfill to their holders. Hence, the concept of shares are closely linked with that of bankruptcy. This research proposes a clear solution to the challenges that many businesses today are faced with in terms of bankruptcy. Whether or not it is worth converting debts into shares, of course, lies in the decision that were made between the conflicting parties. However, the fact that such action truly present a solution to their problem remain specifically and objectively to the benefits that each party obtains. This research approaches the problem through the case study of suspension of payment obligation to prevent the bankruptcy of P.T. Bakrie Telecom Tbk. that was presented by P.T. Netwave Multi Media and were decided that the debts be converted into shares. In a long run, the decisions that were made seem solid, as if all debts were to be fulfilled on specified time. However, there are assumptions as well as the probability whereby such time extension may prove to be quite risky and are frivolous

in nature. This research thus seeks to enlighten the fact that the court of law fully supports the legality and the solidity of the conversion of debts into shares and how suspension of payment obligation may well benefit both parties, the debtor as well as the creditor, in the long run.

The motivation behind this research is rather a glance of the true purpose behind the meaning of suspension of payment obligations and the clear solution it's commonly faced with. Ever since man conceived of commerce, all entities concerned with trading are faced with the threat of a downfall, of lack of capital and/or resources to further its own end, thus is term bankruptcy. Since also the time of when the first corporations were set up in ancient Rome, the idea of a mechanism of a share or an ownership in which these primal system of trading were initiated, entities divide the ownership of these companies by means of a share or a stock. Thereby, those possessing capital may become investors in which they partake an involvement in the trading activity of the company they invested in through capital contributions. While it is the most acknowledged and upstanding of concept in the business world, shares were specifically and are legally set up in order for it to perform in a much more refined and adoptable way throughout time.

As the cornerstone of commercial activity and/or early forms of corporate finance, shares are regarded as a payment obligation that a corporation must fulfill to their holders. Hence, the concept of shares are closely linked with that of bankruptcy. This research proposes a clear solution to the challenges that many businesses today are faced with in terms of bankruptcy. Whether or not it is worth converting debts into shares, of course, lies in the decision that were made between the conflicting parties. However, the fact that such action truly present a solution to their problem remain specifically and objectively to the benefits that each party obtains.

I also address this to every single person and/or individual that I've met and known throughout my life, those who have become close friends, dear mates, and even those of fair-weather acquaintanceship, for it is due to your presence and participation in my life that I attained the betterment of self, of peace and tranquility, so that I may pass on the love you present me with to all those I've yet known.

Much Love.