

## Beneficial owner pada kewajiban divestasi saham perusahaan pertambangan mineral dan batubara asing = Beneficial owner on the obligation to divest foreign share at mineral and coal mining companies

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### Abstrak

#### <b>ABSTRAK</b><br>

Penyimpangan terhadap pengaturan divestasi saham asing di perusahaan pertambangan mineral dan batu bara telah terjadi di Indonesia pada tahun-tahun sebelumnya, yang mana hal ini memberikan dampak kepada perekonomian Indonesia. Praktik yang digunakan untuk menyimpangi pengaturan tersebut tak lain dan tak bukan melalui konsep beneficial ownership yakni suatu konsep kepemilikan yang berasal dari sistem hukum common law mengenai pemisahan kepemilikan antara pemilik secara hukum legal owner dan pemilik sebenarnya beneficial owner . Skripsi ini membahas konsepsi beneficial owner, kaitan antara penguasaan tambang dengan kesejahteraan rakyat, urgensi pengaturan beneficial owner dalam kewajiban divestasi saham asing di perusahaan pertambangan mineral dan batubara, dan usulan pada pengaturan divestasi saham asing di perusahaan pertambangan mineral dan batu bara dengan menggunakan metode penelitian yuridis normatif yang mengutamakan data sekunder.

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#### <b>ABSTRACT</b><br>

Breach on the arrangement of foreign share divestment in mineral and coal mining companies have occurred in Indonesia in previous years, which has had an impact on the Indonesian economy. The practice used to distort the arrangement is nothing but the concept of beneficial ownership that is a concept of ownership derived from the common law system of legal separation of ownership between the legal owner and the beneficial owner. This thesis discusses the conception of beneficial owner, the link between mine control and social welfare, the urgency of beneficial owner arrangement in the obligation of foreign share divestment in mineral and coal mining company, and a recommendation on foreign share divestment in mineral and coal mining company by using juridical research method normative secondary data.