

# Tinjauan Penawaran Tender Wajib (Mandatory Tender Offer) dan Studi: Akuisisi terhadap PT Bank Mitraniaga Tbk (NAGA) = Review on Mandatory Tender Offer (MTO) and Study: Bank Acquisition of PT Bank Mitraniaga Tbk (NAGA)

Iva Diamantina, author

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## Abstrak

Sektor perbankan memiliki posisi vital dalam menjaga stabilitas perekonomian negara. Strategi akuisisi merupakan salah satu langkah yang diambil pemerintah untuk menjaga kesehatan sistem perbankan. Skripsi ini membahas mengenai pelaksanaan akuisisi bank berbentuk perusahaan terbuka oleh lembaga keuangan bank. Pelaksanaan akuisisi bank berbentuk perusahaan terbuka tidak hanya tunduk pada aturan di bidang perbankan melainkan juga wajib tunduk pada aturan di bidang pasar modal yang mengatur mengenai pelaksanaan MTO. Aturan tersebut secara spesifik diatur melalui Surat Keputusan Direksi Bank Indonesia Nomor 32/51/KEP/DIR/1999 tentang Persyaratan dan Tata Cara Merger, Konsolidasi, dan Akuisisi Bank Umum dan Peraturan Otoritas Jasa Keuangan Nomor 9/POJK.04/2018 tentang Pengambilalihan Perusahaan Terbuka. Dengan adanya aturan tersebut, maka dengan pendekatan yuridis-normatif skripsi ini akan meninjau mengenai penerapan pelaksanaan akuisisi PT Bank Mitraniaga Tbk (NAGA) oleh Industrial Bank of Korea (IBK) dan meninjau kepemilikan saham IBK setelah dilakukannya akuisisi dikaitkan dengan Peraturan Pemerintah Nomor 29 Tahun 1999 tentang Pembelian Saham Bank Umum dan Peraturan Otoritas Jasa Keuangan Nomor 56/POJK.03/2016 tentang Kepemilikan Saham Bank Umum. Dengan adanya aturan mengenai batas kepemilikan saham bank umum diharapkan dapat menjadi pelindung perekonomian Indonesia khususnya pada sektor perbankan. Kata kunci: akuisisi, bank, penawaran tender wajib (MTO), batas kepemilikan saham.

.....The banking sector has a vital position in maintaining the stability of the country's economy. The acquisition strategy is one of the steps taken by the government to maintain the health of the banking system. This thesis discusses the implementation of bank acquisitions in the form of public companies by bank. The acquisition of a bank in the form of a public company is not only subject to the rules in the banking sector but also must comply with the rules in the capital market that govern the implementation of the MTO. These rules are specifically regulated through Decree of the Directors of Bank Indonesia Number 32/51 / KEP / DIR / 1999 concerning Requirements and Procedures for Mergers, Consolidations, and Acquisitions of Commercial Banks and Financial Services Authority Regulation Number 9 / POJK.04 / 2018 concerning Public Company Takeovers. Then, with a juridical-normative approach this thesis will review the implementation of the acquisition of PT Bank Mitraniaga Tbk (NAGA) by the Industrial Bank of Korea (IBK) and review the ownership of IBK shares after the acquisition is associated with Government Regulation No. 29 of 1999 concerning Purchases of Commercial Bank Shares and Financial Services Authority Regulation Number 56 / POJK.03 / 2016 concerning Commercial Bank Share Ownership. With the existence of rules regarding the limit of share ownership of commercial banks, it is expected to be able to protect the Indonesian economy, especially in the banking sector. acquisition, bank, MTO, share ownership limit.