

ABSTRAK

Nama : P. Windraji, S.H.
Program Studi: Magister Kenotariatan
Judul : Penyelesaian Sengketa Kepemilikan Hak Atas Tanah Asrama TNI Angkatan Darat di Mendawai Pontianak Kalimantan Barat (Study Kasus Terhadap Perkara Kasasi Tata Usaha Negara Nomor 259.K/TUN/2004)

Tesis ini membahas penyelesaian sengketa kepemilikan hak atas tanah asrama TNI Angkatan Darat sehubungan adanya putusan Perkara Kasasi Tata Usaha Negara Nomor 259 K/TUN/2004 yang mengabulkan permohonan kasasi Komandan Detasemen Zeni Bangunan 4/VI Pontianak namun menyatakan gugatannya tidak dapat diterima. Penelitian ini adalah penelitian yuridis normatif dengan menggunakan metode penelitian kepustakaan. Hasil penelitian menyarankan tindakan pengamanan mencegah sengketa dengan cara pendaftaran haknya dan merawat serta mempergunakan tanah sesuai peruntukannya dan sengketa segera diselesaikan untuk menghindari masalah atau sengketanya semakin kompleks; sengketa diselesaikan melalui Badan Pertanahan Nasional atau Pengadilan; Badan Pertanahan Nasional dalam melaksanakan tugas hendaknya sesuai dengan asas-asas umum pemerintahan yang baik dan para penegak hukum dalam menyelesaikan sengketa memperhatikan hukum dan keadilan.

Kata kunci:
Penyelesaian sengketa, sengketa hak atas tanah.

ABSTRACT

Name : P. Windraji, S.H.
Program : Master of Notarial Law
Title : Dispute settlement of Ownership Rights to Land Army Hostel in Mendawai Pontianak, West Kalimantan (Case Study On The State Administrative Appeal Case Number 259.K/TUN/2004)

This thesis explores the settlement of disputes over land ownership rights of the Army hostel due to the decision of the State Administrative Appeal Case Number 259.K/TUN/2004 which granted cassation Building Engineer Detachment Commander 4/VI Pontianak but noted his complaint could not be accepted. This research is a normative juridical literature research method. The results suggest security measures to prevent disputes by way of registration and care as well as their rights to use land according to its allocation and disputes to be resolved to avoid the more complex issues or disputes; disputes settled through the National Land Agency or the Court, the National Land Agency in carrying out duties in accordance with the principle should be- general principle of good governance and law enforcement officials in solving the dispute concerned the law and justice.

Keywords:

Dispute Settlement, Land Dispute

