

## BIBLIOGRAPHY

### Books:

- The Assembly of the Paris Union for the Protection of Industrial Property. "Protection for Famous and Well-Known Marks." *Intellectual Property Law and Policy - Volume 11*, doi:10.5040/9781472565297.ch-016, accessed on 16 May 2020
- Desmayanti, Rakhmita. *Tinjauan Umum Merek Terkenal Sebagai Daya Pembeda Menurut Perspektif Hukum di Indonesia*, 2017.
- Fakultas Hukum Universitas Pelita Harapan, *Law Review: Vol. V, No. 3* page. 86, 2006.
- Firmansyah, Muhammad. *Tata Cara Mengurus Haki*, Transmedia Pustaka, 2008.
- Friedman, L. M, *Comparative and Private International Law*, 1990.
- Friedman, Lawrence M. *The Legal System: A Social Science Perspective*. (Russell Sage Foundation, 1975).
- Friedman, Lawrence, *Sistem Hukum Perspektif Ilmu Sosial*, Bandung Nusa Media, 2011.
- Indritanto Agung, *Aspek Hukum Pendaftaran Merek*, Jakarta: (Raja Grafindo Persada, 2017).
- Kaligis, O.C, *Teori & Praktek Hukum Merek Indonesia* (Bandung: Alumni, 2008).
- Kelsen, Hans, *Teori Umum Tentang Hukum dan Negara*, Bandung: Penerbit Nusa Media, 2006.
- Lamb, Charles W, Joseph F. Hair, Carl Mcdaniel "Pemasaran", (Salemba Empat, Jakarta, 2001).
- Maulana, Insan Budi. *Merek Terkenal Menurut TRIPS Agreement Dan Penerapan Dalam Sistem Merek Indonesia*. (*Jurnal Hukum IUS QUIA IUSTUM*, vol. 7, No. 13, 2000).
- Marzuki, Peter Mahmud, *Penelitian Hukum*, (Jakarta: Kencana Prenada Media Group, 2011).
- Purwaka, Tommy, *Perlindungan Merek*, (Yayasan Pustaka Obor Indonesia, 2017).
- Saidin, *Aspek Hukum Hak Kekayaan Intelektual Intellectual Property Rights*, (Raja Grafindo Persada, Jakarta, 2004).
- Simamora, Bilson, *Memenangkan Pasar dengan Pemasaran Efektif dan Profitabel*, Edisi Pertama, (PT. Gramedia Pustaka Utama, 2001).
- Soekanto, Soerjono, *Pengantar Penelitian Hukum*, (UI Press, Jakarta, 2012).
- Soekanto, Soerjono, *Faktor-Faktor yang Mempengaruhi Penegakan Hukum*, (Rajagrafindo Persad, 1983).

## Research Paper

Chapter II “Tinjauan Mengenai Teori Efektifitas Hukum”, Universitas Muhammadiyah Malang, 2015.

Samosir, Prisca Oktavian. “Legal Protection Implications on Trademark in Indonesia by Comparing the First to Use and First to File Principles.” International Conference on Law Reform INCLAR 2019, Department of Business Law, University of Agung Podomoro, 2019.

Setiadi, J. Nugroho, “Perilaku Konsumen: Konsep dan Implikasi untuk Strategi dan Penelitian Pemasaran”. Prenada, 2003.

## Laws and Regulations

Indonesian Commercial Code

Law No. 20 of Year 2016 Regarding Trademarks and Geographical Indication.

Ministry of Law and Human Rights No. 67 of Year 2016

Law No. 48 of Year 2009 Regarding Judicial Power.

Law No. 18 of Year 2003 Regarding Advocates.

## Online Sources:

“*Apa Yang di Maksud Dengan Trias Politika?*”,  
<<https://www.dicio.id/t/apa-yang-dimaksud-dengan-trias-politika/5284>>, accessed on 20 February 2020

Assegaf Hamzah & Partners. “*New Trademarks Law Enhances Indonesia's Intellectual Property*” Regime, accessed on 21 February 2020

Black's Law Dictionary, “What Is Methodology?”, <[thelawdictionary.org/methodology/](http://thelawdictionary.org/methodology/)>, accessed on 4 April 2020

Black's Law Dictionary, “What Is Research?”, <[thelawdictionary.org/research/](http://thelawdictionary.org/research/)> accessed on 4 April 2020

Black's Law Dictionary, “What Is Trademark?” *The Law Dictionary*, <[thelawdictionary.org/trademark-2/](http://thelawdictionary.org/trademark-2/)>, accessed on 19 March 2020.

Black's Law Dictionary, “What is Welfare State? Definition of Welfare.”, <[thelawdictionary.org/welfare-state/](http://thelawdictionary.org/welfare-state/)>, accessed on 20 February 2020

- Bodenhause n , Professor G.H.C. “*Paris Convention For The Protection of Intellectual Property .*” <<https://www.wipo.int>>, accessed on 16 May 2020
- Dadang. “*Makna Sila Ke 5 (Lima) Pancasila Dan Contohnya Dalam Sehari Hari.*”, <[rumus.co.id/makna-sila-ke-5/](http://rumus.co.id/makna-sila-ke-5/)>, accessed on 21 February 2020
- detikcom, Tim. “*Bukan Cuma Superman, Merek-Merek Top Dunia Ini Juga Keok Di Indonesia.*” *Detiknews*, 28 May 2019, [news.detik.com/berita/d-4569146/bukan-cuma-superman-merek-merek-top-dunia-ini-juga-keok-di-indonesia](https://news.detik.com/berita/d-4569146/bukan-cuma-superman-merek-merek-top-dunia-ini-juga-keok-di-indonesia), accessed on 17 May 2020
- “Differences Between Qualitative and Quantitative Research Methods”, [www.orau.gov/cdcenergy/soc2web/Content/phase05/phase05\\_step03\\_deeper\\_qualitative\\_and\\_quantitative.htm](http://www.orau.gov/cdcenergy/soc2web/Content/phase05/phase05_step03_deeper_qualitative_and_quantitative.htm), accessed on 13 April 2020
- Direktorat Jenderal Kekayaan, “*Memahami Metode Penelitian Kualitatif*”, <[www.djkn.kemenkeu.go.id/artikel/baca/12773/Memahami-Metode-Penelitian-Kualitatif.html](http://www.djkn.kemenkeu.go.id/artikel/baca/12773/Memahami-Metode-Penelitian-Kualitatif.html)>, accessed on 13 April 2020
- The Directorate General Intellectual Property and PPNS Regional Office Ministry of Law and Human Rights . <https://dgip.go.id/>, accessed on 25 February 2020
- Direktorat Jenderal Kekayaan Intelektual, “*Sejarah Perkembangan Perlindungan Kekayaan Intelektual (KI)*”, <[dgip.go.id/sejarah-perkembangan-perlindungan-kekayaan-intelektual-ki](http://dgip.go.id/sejarah-perkembangan-perlindungan-kekayaan-intelektual-ki)> accessed on 21 February 2020
- Dictionary.com, “*What is Effectiveness?*”, <[www.dictionary.com/browse/effectiveness?s=t](http://www.dictionary.com/browse/effectiveness?s=t)>, accessed on 24 February 2020
- “*History of the Trademark*”, <[www.oool.co.uk/blog/history-of-the-trademark/](http://www.oool.co.uk/blog/history-of-the-trademark/)>, accessed on 23 February 2020
- Implementasi Teori Negara Kesejahteraan Di Indonesia - Analisa - [www.indonesiana.id](http://www.indonesiana.id).” *Indonesia*, 2 June 2018, <[www.indonesiana.id](http://www.indonesiana.id)> accessed on 21 February 2020
- “*Ini Perbedaan UU Merek Yang Lama Dan UU Merek Yang Baru.*”, <[www.hukumonline.com](http://www.hukumonline.com)>, accessed on 14 May 2020
- “*Intellectual Property in Indonesia*”, <[www.hki.co.id/ipr-in-indonesia.html](http://www.hki.co.id/ipr-in-indonesia.html)>, accessed on 14 May 2020
- Law Cornell, “*Intellectual Property Legal Information Institute, Legal Information Institute*”, <[www.law.cornell.edu/wex/intellectual\\_property](http://www.law.cornell.edu/wex/intellectual_property)>, accessed on 21 February 2020
- “*Mengenal Trias Politik Di Indonesia.*”, <[www.kompasiana.com/afandiwicaksonolie/5c1b8b8ebde5751a0476cfea/mengenal-trias-politik-di-indonesia](http://www.kompasiana.com/afandiwicaksonolie/5c1b8b8ebde5751a0476cfea/mengenal-trias-politik-di-indonesia)>, accessed on 20 February 2020
- Melawan Kenakalan Di Balik Pendaftaran Merek, <[www.hukumonline.com/berita/baca/hol22440/melawan-kenakalan-di-balik-pendaftaran-merek](http://www.hukumonline.com/berita/baca/hol22440/melawan-kenakalan-di-balik-pendaftaran-merek)>, accessed on 23 February 2020

- “Memahami Teori Tiga Nilai Hukum Gustav Radbruch.”, <[www.pojokwacana.com/memahami-teori-tiga-nilai-hukum-gustav-radbruch/](http://www.pojokwacana.com/memahami-teori-tiga-nilai-hukum-gustav-radbruch/)>, accessed on 26 February 2020.
- “Merek, <[www.hki.co.id/merek.html](http://www.hki.co.id/merek.html)>, accessed on 23 February 2020.
- “Paris Convention for the Protection of Industrial Property .” *WIPOLex*, [wipo.int/en/text/287556](http://wipo.int/en/text/287556), accessed on 14 March 2020
- “*Pengenalan Desain Industri*” - *Direktorat Jenderal Kekayaan Intelektual*, [dgip.go.id/pengenalan-desain-industri](http://dgip.go.id/pengenalan-desain-industri), accessed on 2 March 2020
- “*Pengenalan Desain Tata Letak Sirkuit Terpadu*” - *Direktorat Jenderal Kekayaan Intelektual*, [dgip.go.id/pengenalan-desain-tata-letak-sirkuit-terpadu](http://dgip.go.id/pengenalan-desain-tata-letak-sirkuit-terpadu), accessed on 3 March 2020
- “*Pengenalan Hak Cipta*” - *Direktorat Jenderal Kekayaan Intelektual*, [www.dgip.go.id/pengenalan-hak-cipta](http://www.dgip.go.id/pengenalan-hak-cipta), accessed on 28 February 2020
- “*Pengenalan Indikasi Geografis*” - *Direktorat Jenderal Kekayaan Intelektual*, [dgip.go.id/pengenalan-indikasi-geografis](http://dgip.go.id/pengenalan-indikasi-geografis), accessed on 2 March 2020.
- “*Pengertian Negara Indonesia Adalah Negara Hukum.*”, <[www.padamu.net/pengertian-negara-indonesia-adalah-negara-hukum](http://www.padamu.net/pengertian-negara-indonesia-adalah-negara-hukum)> accessed on 21 February 2020.
- “*Pengenalan Paten*” - *Direktorat Jenderal Kekayaan Intelektual*, <[dgip.go.id/pengenalan-paten](http://dgip.go.id/pengenalan-paten)>, accessed on 1 March 2020.
- Penjelasan atas UU RI No. 20 Tahun 2016 Tentang Merek Dan Indikasi Geografis. <[Dgip.go.id](http://Dgip.go.id)>, accessed on 16 March 2020.
- “Perlindungan Merek Terkenal Berdasarkan Hukum Di Indonesia.” <[www.hukumonline.com/klinik/detail/ulasan/lt5941f01d7fa0e/perlindungan-merek-terkenal-berdasarkan-hukum-di-indonesia](http://www.hukumonline.com/klinik/detail/ulasan/lt5941f01d7fa0e/perlindungan-merek-terkenal-berdasarkan-hukum-di-indonesia)>, accessed on 23 February 2020.
- “Perlindungan Merek Terkenal Yang Tidak Terdaftar Di Indonesia”, <[www.hukumonline.com](http://www.hukumonline.com)>, accessed on 16 May 2020.
- Peter, S, Menell, “*Intellectual Property: General Theories.*”, <[www.dklevine.com](http://www.dklevine.com)>, accessed on 21 February 2020.
- “Protocol Relating to the Madrid Agreement Concerning the International Registration of Marks”, <[www.wipo.int/treaties/en/registration/madrid\\_protocol/](http://www.wipo.int/treaties/en/registration/madrid_protocol/)>, accessed on 23 February 2020.
- “Recognition of Well-Known Trademarks”, <[corporate.findlaw.com/intellectual-property/recognition-of-well-known-trademarks.html](http://corporate.findlaw.com/intellectual-property/recognition-of-well-known-trademarks.html)>, accessed on 12 March 2020.
- Risa Amarakasari, “Keuntungan TRIPs Bagi Indonesia”, <[www.hukumonline.com/klinik/detail/ulasan/cl5043/keuntungan-trips-bagi-indonesia/](http://www.hukumonline.com/klinik/detail/ulasan/cl5043/keuntungan-trips-bagi-indonesia/)>, accessed on 17 March 2020

- Sengketa Merek: “Marxing Kekeh Lawan DC Comic”, [sumatra.bisnis.com/read/20180711/439/815038/sengketa-merek-marxing-kekeh-lawan-dc-comic](http://sumatra.bisnis.com/read/20180711/439/815038/sengketa-merek-marxing-kekeh-lawan-dc-comic), accessed on 17 May 2020
- Seputar Pengetahuan, [www.seputarpengetahuan.co.id/2017/08/pengertian-branding-menurut-para-ahli-fungsi-tujuan-unsur-jenis-branding.html](http://www.seputarpengetahuan.co.id/2017/08/pengertian-branding-menurut-para-ahli-fungsi-tujuan-unsur-jenis-branding.html), accessed on 5 March 2020.
- Uruguay Round Agreement: “TRIPS Trade-Related Aspects of Intellectual Property Rights”, [www.wipo.int/treaties/en/text.jsp?file\\_id=305907](http://www.wipo.int/treaties/en/text.jsp?file_id=305907), accessed on 15 May 2020.
- “Well-Known Marks”, [www.wipo.int/sme/en/ip\\_business/marks/well\\_known\\_marks.html](http://www.wipo.int/sme/en/ip_business/marks/well_known_marks.html), accessed on 20 May 2020.
- “Welfare State”, [www.merriamwebster.com/dictionary/welfare%20state](http://www.merriamwebster.com/dictionary/welfare%20state), accessed on 20 February 2020.
- WIPO, “WIPO Intellectual Property Handbook.” [Wipo.int/Pubdocs](http://Wipo.int/Pubdocs), accessed on 12 March 2020.
- WIPO, “Intellectual Property Management and Commercialization of New Products” <https://Www.wipo.int/Export/Sites/Www/Sme/En/Documents/Pdf/Icamt.pdf>, accessed on 23 February 2020
- Wipo.int. n.d. [https://www.wipo.int/edocs/pubdocs/en/wipo\\_pub\\_895\\_2016.pdf](https://www.wipo.int/edocs/pubdocs/en/wipo_pub_895_2016.pdf), accessed on 1 March 2020.
- World Trade Organization. WTO, [www.wto.org/english/tratop\\_e/trips\\_e/intel2\\_e.html](http://www.wto.org/english/tratop_e/trips_e/intel2_e.html), accessed on 16 March 2020.
- World Trade Organization. *WTO*, [www.wto.org/english/tratop\\_e/trips\\_e/intel2\\_e.htm](http://www.wto.org/english/tratop_e/trips_e/intel2_e.htm), accessed on 15 May 2020.
- WTO. “World Trade Organization.” *Overview: the TRIPS Agreement*, [www.wto.org/english/tratop\\_e/trips\\_e/intel2\\_e.htm](http://www.wto.org/english/tratop_e/trips_e/intel2_e.htm), accessed on 9 May 2020.
- Yulia, “Modul Hak Atas Kekayaan Intelektual.” <http://Repository.unimal.ac.id/456/1/Modul%20HaKI.Pdf>, accessed on 27 February 2020.
- Zakky, al. “Trias Politika: Pengertian, Teori Dan Penerapannya Di Indonesia”, [www.zonareferensi.com/trias-politika/](http://www.zonareferensi.com/trias-politika/), accessed on 20 February 2020.

## Cases

- Keputusan Menteri Hukum Dan Hak Asasi Manusia Republik Indonesia Nomor M.HH-01.H1.07.02 Tahun 2015 Tentang Petunjuk Pelaksanaan Manajemen Penyidikan Tindak Pidana Bidang Kekayaan Intelektual. <https://dgip.go.id/>, accessed on 26 February 2020

PT. Marxing Fam Makmur, No. 1105 K/Pdt.Sus-Hki/2018 Dc Comics vs. *Direktori Putusan Mahkamah Agung Republik Indonesia*, accessed on 17 May 2020.

PT. Marxing Fam Makmur, No. 1105 K/Pdt.Sus-HKI/2018 DC Comics vs. *Direktori Putusan Mahkamah Agung Republik Indonesia*, accessed on 23 May 2020.

RI, Team Mahkamah Agung. “Putusan No. 1105 K/Pdt.Sus-HKI/2018.”, <[mahkamahagung.go.id/id](http://mahkamahagung.go.id/id)>, accessed on 23 February 2020.

