

ABSTRAK

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ANALISA YURIDIS TERHADAP PENDIRIAN PERSEROAN TERBATAS OLEH SUAMI ISTRI (YANG TIDAK PISAH HARTA)

(x + 93 halaman)

Syarat pendirian PT adalah didirikan oleh 2 orang dengan akta notaris. Banyak dijumpai tulisan mengenai larangan pendirian PT oleh suami istri (yang tidak pisah harta). Penulis sebagai karyawan bank, seringkali menjumpai pendirian PT oleh suami istri (yang tidak pisah harta) namun telah mendapatkan pengesahan. Oleh karena itu penulis tertarik untuk melakukan penelitian mengenai aturan pendirian PT oleh suami istri yang tidak pisah harta dan bagaimana status hukum serta akibat hukum jika PT didirikan oleh suami istri (yang tidak pisah harta). Manfaat penelitian ini untuk memberikan informasi dan refrensi mengenai legalitas PT yang didirikan oleh suami istri (yang tidak pisah harta) dan memberikan informasi sekaligus panduan seorang (calon) notaris dalam menghadapi suami istri tidak pisah harta yang berniat mendirikan PT. Penelitian ini menggunakan metode yuridis normatif yaitu mengkaji hukum yang dikonsepskan sebagai norma atau kaidah yang berlaku dalam masyarakat, dan menjadi acuan perilaku setiap orang. Dari hasil penelitian, disimpulkan bahwa secara yuridis normatif, tidak ada larangan pendirian PT oleh suami istri (yang tidak pisah harta). Sepanjang telah disahkan, maka PT tersebut telah terlahir sebagai subjek hukum yang sah. Kepemilikan saham hanya oleh suami istri tersebut tidak dapat dikatakan sebagai kepemilikan saham menjadi kurang dari 2 orang.

Kata kunci : Pendirian PT, Suami-Istri, Tidak Pisah Harta, Notaris

Referensi : 32 (1975-2017)

ABSTRACT

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YURIDICAL ANALYSIS OF ESTABLISHMENT OF LIMITED LIABILITY COMPANY BY HUSBAND WIFE (WITH NO SEPARATE ASSETS)

(x + 93 pages)

One of the terms of establishment Limited Liability Company is established by 2 persons by notarial deed. There are many writings about the ban on the establishment of Limited Liability Company by husband and wife (with no separate assets). The author as a bank employee, often encounter the establishment of Limited Liability Company by husband and wife (with no separate assets) but have obtained approval. Therefore, the authors are interested to conduct research on the rules of the establishment of Limited Liability Company by husband and wife (with no separate assets) and how the legal status and legal consequences if Limited Liability Company founded by husband and wife (with no separate assets). The benefits of this research to provide information and references in the field of notary about the legality of Ltd.established by husband and wife (with no separate assets) and provide information as well as guidance of a (candidate) notary in the face of husband and wife (with no separate assets) intending to establish Limited Liability Company. This study uses the normative juridical method of studying the laws conceptualized as norms or rules that apply in society, and become the reference of everyone's behavior. From the results of the study, it was concluded that the normative juridical, there is no prohibition of establishment of Limited Liability Company by husband and wife (with no separate assets). As long as it has been ratified, then the Limited Liability Company has been born as a legal subject. Ownership of shares only by husband and wife can not be said as share ownership to less than 2 people.

Keywords : Establishment Limited Liability Company, Husband and Wife, No Separate Assets, Notary

References: 32 (1975-2017)