

ABSTRACT

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THE STUDY ON POTENTIAL VIOLATIONS OF RICE DISTRIBUTION PRACTICES ACCORDING TO LAW NUMBER 5 OF 1999 CONCERNING THE PROHIBITION OF MONOPOLY PRACTICES AND UNFAIR BUSINESS COMPETITION

(xvi+200 pages : 5 pictures, 1 list, 10 appendixes)

This research is based on legal events that occurred in the practice of rice distribution in the context of price stabilization. Apart from these legal events, there was an increase in rice prices at the end consumer level in 2019 which exceeded the HET provisions. The purpose of this research is to solve legal problems related to the function and position of PERUM BULOG in distributing rice in Indonesia and also to make legal discoveries about the actions of these business actors if they have fulfilled the elements of monopolistic practice and unfair business competition as stipulated in Article 11 (Cartel Agreement), Article 17 (Monopoly Practices), Article 19 (Market Control), and Article 25 (Abuse of Dominant Position) Law Number 5 of 1999 concerning Prohibition of Monopolistic Practices and Unfair Business Competition. The research method used in this research is empirical normative legal research, which is a combination of normative legal approaches with the addition of various empirical elements. While the approach method in this legal research is the statutory approach. The results obtained through research indicate that there is a significant price difference between the price of rice from rice distributors in the Cipinang Main Rice Market and the price of rice to end level consumers in the distribution of rice in the context of price stabilization in 2019 which is then used as the basis for an analysis of potential violations. The Business Competition Supervisory Commission (KPPU) as an independent business competition authority in order to be able to supervise, investigate and make the right decision if a violation has been proven. Advocacy for business competition compliance and regulatory intervention as a form of preventive action also needs to be improved through providing a proper understanding of the urgency of a healthy business competition climate among business actors in Indonesia.

Keywords : BULOG Public Company, Rice Distribution, Business Competition

References : 178 (1958-2021)

