

ABSTRACT

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Bank is a corporate entity mobilizing funds from the public in the forms of Deposits and channeling them to the public in the forms of Credit and/or other forms in order to improve the living standards of the common people. Regarding monetary crisis that happened in 1998, this momentum is used by business actors, especially in the banking industry to merge business in the framework of corporate restructuring activities. In Indonesia merging activities are believed to be one of the ways in tackling the crisis so as not to get worse. The regulation concerning business merger activities in this case is specifically regulated in particular in Law Number 10 Year 1998 and the regulation of the Decree of the Board of Directors of Bank Indonesia Number 32/51/ KEP/DIR of 1999. Currently, many banks do merger activities, but in practice regarding the process of the merger not accordance to the regulation. This condition inspired the writer to do research regarding the procedure of merging banks in Indonesia and the legal consequences of the incorporation of banks in Indonesia for the Company, shareholders and directors. This paper uses normative legal research methods and its using statute approach and conceptual approach. According to the research result, may be conclude that in merging of limited liability company and merging banks has a lot of similarities but still has several differences. In addition, the writer also found with the existence of merger activities of banks in Indonesia resulted in the loss of corporate legal status of companies that merge, changing organizational structure and changing ownership of shares in the bank concerned.

Key words : Bank, Merger, Limited liability company.

References : 12 books (2004-2016)