

## ABSTRACT

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***LEGAL CERTAINTY REGARDING CONSORTIUM WITH FOREIGN  
BUSINESS ENTITY AT PUBLIC PRIVATE PARTNERSHIP (PPP)  
PROJECT AUCTION***

*References: 45 (1986-2021)*

*(xi +97 pages)*

*The background of this topic is based on the PPP scheme which is used by the government to resolve very rapid development of infrastructure growth as well as the lack of government funds to finance and support this growth, which raises some fundamental problems such as lack of interest by the private sector as well as the lack of security under the procedures which causes exits in some ongoing project that might bring the government a waste of funds and time. Undermining these problems, this research pursues to bring light towards the legal certainty of the auction stage which involves a consortium with a foreign business entity. Departing from these background and objectives, questions arise which will be focused on in reviewing this research: 1) How is the consortium legal arrangement in PPP project auctions in Indonesia? 2) How is the legal certainty of consortiums with foreign business entities in PPP project auctions in Indonesia? This study uses a normative legal research method, followed by a statutory and conceptual approach to producing a qualitative analysis. This research will contribute to academic literature based on the analysis that 1) As mentioned under the Indonesian regulation regarding the PPP auction for consortiums, the consortium needs to prepare a few documents to take part in the auction as well as being ready to follow a certain set of regulations and procedures which follows the auction. 2) The legal certainty will be bound with several layers of regulations, which are the consortium agreement, the PPP agreement, as well as a few regulations which stipulates the PPP procedures and implementation.*

*Keywords: Project Auction, PPP, Foreign Business Entity, consortium.*