

## ABSTRAK

Sintia E Sidauruk (01656220046)

### **Implementasi Hukum Penggunaan Hak Cipta sebagai Objek Jaminan Fidusia dalam Perjanjian Kredit Bank**

(halaman xi+112 lembar, 1 lampiran)

Penelitian ini dilakukan untuk mengkaji keabsahan hak cipta sebagai objek jaminan fidusia dalam perjanjian kredit bank di Indonesia, serta tantangan dalam penerapan dan eksekusi hak cipta sebagai jaminan. Penelitian ini merupakan penelitian hukum normatif pengumpulan data dilakukan dengan menggunakan pendekatan perundang-undangan dan juga pendekatan konseptual. Dari hasil penelitian tersebut, dapat disimpulkan bahwa meskipun pada Pasal 16 ayat (3) Undang-Undang Nomor 28 Tahun 2014 Tentang Hak Cipta mengakui hak cipta sebagai objek jaminan fidusia, pada penerapan di lapangan hak cipta masih ada beberapa kendala seperti kurangnya regulasi yang spesifik terhadap kejelasan penerapan isi pasal 16 ayat (3). Selain itu berkaitan dengan eksekusi, Hak Cipta tak dapat dieksekusi penytiaannya secara fisik. Namun, nilai ekonomi dari Hak Cipta dapat dieksekusi melalui pelelangan umum atau penjualan di bawah tangan sesuai prosedur pengalihan Hak Cipta dalam Pasal 16 ayat (2) UU Hak Cipta Nomor 28 Tahun 2014.

Referensi: 27 (1978-2021)

Kata Kunci: Jaminan Fidusia, Hak Cipta, Eksekusi Jaminan.

## ABSTRACT

Sintia E Sidauruk (01656220046)

### **Legal Implementation of the Use of Copyright as an Object of Fiduciary Guarantee in Bank Credit Agreements**

(page xi+108 sheets, 1 attachments)

*This Thesis is conducted to examine the validity of copyright as an object of fiduciary collateral in bank credit agreements in Indonesia, as well as the challenges in the application and execution of copyright as collateral. This study is a normative legal study of data collection carried out using a statutory approach and also a conceptual approach. From the results of the study, it can be concluded that although Article 16 paragraph (3) of Law Number 28 of 2014 concerning Copyright recognizes copyright as an object of fiduciary collateral, in the implementation of copyright in the field there are still several obstacles such as the lack of specific regulations regarding the clarity of the application of the contents of Article 16 paragraph (3). In addition, related to execution, Copyright cannot be executed physically. However, the economic value of Copyright can be executed through a public auction or private sale according to the Copyright transfer procedure in Article 16 paragraph (2) of Law Number 28 of 2014 concerning Copyright.*

References: 27 (1978-2021)

**Keywords:** *Fiduciary Guarantee, Copyright, Execution Guarantee.*