

DAFTAR PUSTAKA

Peraturan Perundang-Undangan

International Centre for Settlement Investment Dispute Convention

International Law Commission, Draft Articles on Responsibility of State for Internationally Wrongful Acts, November 2001, Supplement No. 10 (A/56/10), chp.IV.E.1.

International Law Commission, Draft Articles of Responsibility of States for Internationally Wrongful Acts 2001

Undang-Undang Republik Indonesia Nomor 19 Tahun 2003 tentang Badan Usaha Milik Negara

Putusan Pengadilan

Ahmadou Sadio Diallo (Republic of Guinea v. Democratic Republic of the Congo), Merits, Judgment, I.C.J. Reports 2010.

Beijing Urban Construction Group Co. Ltd. v. Republic of Yemen, ICSID Case No. ARB/14/30, Decision on Jurisdiction.

Bosh International, Inc and B&P Ltd Foreign Investment Enterprise v. Ukraine, ICSID Case No. ARB/08/11, Award.

Cekoslovenska Obchodni Banka v.. The Slovak Republic, ICSID Case No. ARB/97/4, Decision of the Tribunal on Objections to Jurisdiction.

Champion Trading Company, Ameritrade International, Inc. v. Arap Republic of Egypt, ICSID Case No. ARB/02/9, Award.

Chevron Corporation dan Texaco Petroleum Corporation v. Ecuador (II), PCA Case No. 2009-23,

Emilio Agustín Maffezini v. The Kingdom of Spain, ICSID Case No. ARB/97/7, Award on Jurisdiction.

Flemingo DutyFree Shop Private Limited v. The Republic of Poland, UNCITRAL, Award.

Gustav F W Hamester GmbH & Co KG v. Republic of Ghana, ICSID Case No. ARB/07/24, Award.

Jan de Nul N. V. Dredging International N.V., v. Arab Republic of Egypt, ICSID Case No. ARB/04/13, Award.

M.C.I Power Group L.C. dan New Turbine Inc. v. The Republic of Ecuador, ICSID Case No. ARB/03/6, Award,

Phoenix v. Czech Republic, ICSID Case No. ARB/06/5, Award.

Tokio Meksiko v. Ukraine, ICSID Case No. ARB/02/18, Decision on Jurisdiction.

United Parcel Service of America Inc. v. Government of Canada, ICSID Case No. UNCT/02/2, Awards on the Merits

Buku

Achmad Ali, 2008, *Menguak Tabir Hukum*, Ghalia Indonesia

Bambang Sugono, 2015, *Metodologi Penelitian Hukum*, Rajawali Pers, Jakarta.

Borchard, Edwin, 2013, *The Diplomatic Protection of Citizens Abroad*, The Banks Law Publishing, New York.

Bourne, Nicholas, 2016, *Principles of Company Law*, Cavendish Publishing Limited, New York & London.

Collins, David, 2016, *An Introduction to International Investment Law*, Cambridge University Press.

C. Shreuer, L. Malintoppi, A. Reinisch, dan A. Sinclair, 2009, *The ICSID Convention: A Commentary* 2nd Edition.

Day Wallace, Cynthia, 2002, *The Multinational Enterprise and Legal Control: Host State Sovereignty in an Era of Economic Globalization*, Martinus Nijhoff Publishers.

Parthesius, Robert, 2010, *Dutch Ships in Tropical Waters*, Amsterdam University Press.

Felix Amerasinghe, Chittharanjan, 2004, *Local Remedies in International Law*, Cambridge University Press.

Miles, Kate, 2013, *The Origins of International Investment Law Empire, Environment and the Safeguarding of Capital*, Cambridge Studies University Press.

N. Shaw, Malcolm, 2008, *International Law*, Cambridge University Press.

Rudolf Dolzer dan Christoph Schreuer, 2012, *Principles of International Investment Law 2nd Edition*, Oxford University Press.

Dorsett, Shaunnagh, dan McVeigh, Shaunn, 2007, *Jurisprudence of Jurisdiction*, Routledge-Cavendish.

Sonarajah, M., 2010, *The International Law on Foreign Investment 3rd Edition* Cambridge University Press.

Steensgaard, N., 1982, "The Dutch East India Company as an Institutional Innovation," dalam *Dutch Capitalism and World Capitalism*, ed. Maurice Aymard, 235-257, Cambridge University Press.

Jurnal

Anoraga, Panji, 1994, "Perusahaan Multinasional Penanaman Modal Asing," *Jakarta: Pustaka Jaya*.

Boon, Kristen. E., 2014, "Are Control Test Fit for the Future? The Slippage Problem in Attribution Doctrines", *Melbourne Journal of International Law*, Vol. 15.

Borzu Sabahi, Ian A. Laird, dan Giovanna E. Gismondi, 2018, "International Investment Law and Arbitration: History, Modern Practice, and Future Prospects." *Leiden Brill*.

Carlos M. Correa, 2004, "Investment Protection in Bilateral and Free Trade Agreements: Implications for the Granting of Compulsory License", *Michigan Journal of International Law*

Crawford, James, 2010, "Investment Arbitration and the ILC Articles on State Responsibility", *ICSID Review on Foreign Direct Investment Law Journal*, Vol. 127, No. 131.

Douglas, Zachary, 2003, "The Hybrid Foundations of Investment Treaty Arbitration", *British Yearbook of International Law*, Vol. 74, no. 1.

Effendi, Yuvenus, "ASEAN Free Trade Agreement Implementation for Indonesian Trading Performance: A Gravity Model Approach", *Badan Kebijakan Fiskal Kementerian Keuangan*.

- K. Harjono, Dr. Dhaniswara, “Hukum Penanaman Modal, Tinjauan terhadap Pemberlakuan Undang-Undang Nomor 25 Tahun 2007 tentang Penanaman Modal”, 19.
- Snyder, Earl, 1963, “Foreign Investment Protection: A Reasoned Approach”, *Michigan Law Review*, Vol. 16 No. 6.
- European Commission, 2016, “State-Owned Enterprises in the EU: Lessons Learnt and Ways Forward in a Post-Crisis Context”, *Institutional Paper*, Vol. 3.
- Esmé Shirlow dan Kabir Duggal, 2022, “The ILC Articles on State Responsibility in Investment Treaty Arbitration”, *ICSID Review*, Vol. 32, no. 1-2.
- Gus Van Harten dan Martin Loughlin, 2006, “Investment Treaty Arbitration as a Species of Global Administrative Law”, *The European Journal of International Law*, Vol. 17, No. 1.
- Heiskanen, Veijo, 2018, “Entretemps: Is There a Distinction between Jurisdiction *Ratione Temporis* and Substantive Protection *Ratione Temporis*”, *IAI Series on International Arbitration* No. 8.
- I Ketut Suardita, S.H., M.H., 2017, “Pengenalan Bahan Hukum”, *Bagian Hukum Administrasi Negara Fakultas Hukum Universitas Udayana*,
- Kaushal, Asha, 2015, “The Politics of Jurisdiction”, *The Modern Law Review* Vol 78, No. 5.
- Kenneth J Vandeveld, 2010, “Bilateral Investment Treaties: History, Policy, and Interpretation”, *OUP*.
- Kinnear, Meg, 2022, “ARISWA, ISDS, and the Process of Developing an Investor-State Jurisprudence”, *ICSID Reports*, Vol. 20.
- Michael, Feit, 2010, “Responsibility of the State Under International Law for the Breach of Contract Committed by a State-Owned Entity”, *Berkeley Journal of International Law*, Vol. 28, No.1.
- Milanovic, Marko, 2020, “Special Rules on Attribution of Conduct in International Law”, *Stockton Center for International Law*, Vol. 96.
- Muchlinski, Peter T., 1999, “The Rise and Fall of the Multilateral Agreement on Investment Where Now?”, dalam *The International Lawyer*, Vol. 34, No. 3, 1033-1053.

Mulanovic, Marko, 2020, “Special Rules of Attribution of Conduct in International Law”, *Stockton Center for International Law*, Vol. 96.

OECD, 2016, “State-Owned Enterprises as Global Competitors: A Challenge or an Opportunity?”, *OECD Publishing*.

OECD, 2010, “Evolution of International Investment Agreements (IIAS) in The MENA Region”, *Paper prepared in the context of the MENA-OECD Working Group on Investment Policy and Promotion*.

OECD, 2006, “Novel Features in Recent OECD Bilateral Investment Treaties”, *International Investment Perspective*.

Paparinskis, Martins, 2013, “Investment Treaty Arbitration and the (New) Law of State Responsibility”, *The European Journal of International Law*, Vol. 41, no. 2.

Roberts, Anthea, 2013, “Clash of Paradigms: Actors and Analogies Shaping the Investment Treaty System”, *American Journal of International Law*, Vo. 107, No. 1.

Stefano, Carlo de, 2020, “Attribution in International Law and Arbitration”, *ICSID Review – Foreign Investment Law Journal*, Vol. 35, no.1-2.

W. Salacuse, Jeswald, 1990, “BIT by BIT: The Growth of Bilateral Investment Treaties and Their Impact on Foreign Investment in Developing Countries”. *The International Lawyer*.

Tanzeh, Ahmad, 2011, “Metodologi Penelitian Praktis”, *Yogyakarta: Teras*.
Alvarez, Boja. “Minimum Standard of Treatment (MST).” *Jus Mundi*,

Te Velde, Dirk Willem dan Fahnbulleh, Miatta, 2003, “Investment Related Provisions in Regional Trade Agreements”, Department for International Development.

Toninelli, Per Angelo, 2000, “The Rise and Fall of State-Owned Enterprise in the Western World”, *Cambridge University Press*.

UNCTAD, 2010, “Investor-State Disputes: Prevention and Alternatives to Arbitration”, *UNCTAD Series on International Investment Policies for Development*.

UNCTAD, 2003, “Dispute Settlement in International Trade, Investment, and Intellectual Property”, *The Course of Dispute Settlement in International Trade, Investment, and Intellectual Property*.

Skripsi

- Jorritsma, R., 2021, “International Responsibility and Attribution of Conduct: an Analysis of Case Law on Human Rights and Humanitarian Law”, *Tesis*, Maastricht University.
- Lu Wang, 2017, “State-Owned Enterprises and the International Investment Law Regime”, *Tesis*, University of Liverpool.
- Novi M A Tambun, 2017, “Peran Amicus Curiae, Non-Disputing Party, dalam Penyelesaian Sengketa Investasi Internasional di Arbitrase Investasi Internasional”, *Tesis*, Fakultas Hukum Universitas Gadjah Mada, Yogyakarta.
- Pertiwi, A. Trisnawati Ayu, 2020, “Atribusi Pertanggungjawaban terhadap Tindakan Aktor Non Negara kepada Negara berdasarkan Hukum Internasional”. *Skripsi*, Fakultas Hukum Universitas Hasanuddin, Makassar.