

DAFTAR PUSTAKA

Peraturan Perundang-undangan

- The Tobacco Control of Advertisements and Sale) (Appearance, Packaging and Labelling) Regulations 2019.
- The WHO Framework Convention on Tobacco Control (WHO FCTC)
- General Agreement on Tariff and Trade (GATT) 1994
- World Trade Agreement 1994
- Marrakesh Agreement Establishing the World Trade Organization
- Technical Barriers to Trade Agreement
- Undang-Undang Nomor 20 Tahun 2014 tentang Standardisasi dan Penilaian Kesesuaian, (Lembaran Negara Tahun 2014 Nomor 216, Tambahan Lembaran Negara Republik Indonesia Nomor 5584)
- Undang-Undang Nomor 39 Tahun 2009 tentang Kesehatan (Lembaran Negara Tahun 2009 Nomor 144, Tambahan Lembaran Negara Republik Indonesia Nomor 5063)
- Peraturan Pemerintah Nomor 34 Tahun 2018 tentang Standardisasi dan Penilaian Kesesuaian, (Lembaran Negara Tahun 2018 Nomor 110, Tambahan Lembaran Negara Republik Indonesia Nomor 6225)
- Peraturan Pemerintah Nomor 109 Tahun 2012 tentang Pengamanan Bahan Yang Mengandung Zat Adiktif Berupa Produk Tembakau Bagi Kesehatan, (Lembaran Negara Tahun 2012 Nomor 278, Tambahan Lembaran Negara Republik Indonesia Nomor 5380)
- Peraturan Presiden Nomor 80 Tahun 2017 tentang Badan Pengawas Obat dan Makanan (Lembaran Negara Nomor 180)
- Peraturan Menteri Kesehatan Nomor 56 Tahun 2017 tentang Perubahan Atas Peraturan Menteri Kesehatan Nomor 28 Tahun 2013 tentang Pencantuman Peringatan Kesehatan dan Informasi Kesehatan Pada Kemasan Produk Tembakau
- Health Promotion Board Act 2001
- Singapore Enterprise Board Act 2018
- Singapore Prevention of Corruption Act 2002
- Singapore-Australia Free Trade Agreement (SAFTA) Chapter 5 on Technical Regulations and Phytosanitary Measures

Yurisprudensi

Appellate Body Report, Australia — Certain Measures Concerning Trademarks and Other Plain Packaging Requirements Applicable to Tobacco Products and Packaging, WTO Doc. WT/DS435/AB/R and WT/DS441/AB/R.

United States - Standards for Reformulated and Conventional Gasoline, Brazil and Venezuela v United States, Report of the Appellate Body, WT/DS2/AB/R, WT/DS4/AB/R, Report No AB-1996-1, Doc No 96-1597, ITL 013 (WTO 1996), DSR 1996:I,

Decision on International Standards, WTO Doc G/TBT/1/Rev.10, [3]–[13]

WTO, Singapore Trade Policy Review, WTO/TPR/S/202

Panel Reports, United States - Certain Country of Origin Labeling (COOL) Requirements, WT/DS384/R. WT/DS386/R.

United States - Measures Concerning the Importation, Marketing and Sale of Tuna and Tuna Products - Appellate Body Report and Panel Reports pursuant to Article 21.5 of the DSU - Action by the Dispute Settlement Body - Revision WT/DS381/49/Rev.1

Thailand - Customs and Fiscal Measures on Cigarettes from the Philippines - Report of the facilitator pursuant to paragraph 5 of the "Understanding between the Philippines and Thailand to pursue facilitator-assisted discussions aimed at progressing and resolving outstanding issues in regard to DS371" WT/DS371/46

United States - Measures Affecting the Production and Sale of Clove Cigarettes - Notification of a mutually agreed solution G/L/917/Add.1 G/SPS/GEN/1015/Add.1 G/TBT/D/38/Add.1 WT/DS406/17

European Communities - Measures Affecting Asbestos and Asbestos-Containing Products - Appellate Body Report and Panel Report - Action by the Dispute Settlement Body [WT/DS135/12](#)

Buku

Bosche, Peter van den., 2005, *The Law and Policy of World Trade Organizations*, Cambridge University Press, Cambridge.

Boysen, Hercules., 1999, *International Trade Law on Goods and Services*, Interlegal Publisher, London.

BSN, 2014, *Pengantar Standardisasi, Badan Standardisasi Nasional*, Penerbit BSN, Jakarta.

BSN, 2018, *Buku Saku BSN tentang Layanan Informasi Standardisasi dan Penilaian, Kesesuaian*, Jakarta, BSN

Francois, Joseph., dan Hoekman, Bernard., 2019, *Behind The Border Policies: Aessing and Addressing Non-Tariff Measures*, Cambridge University Press, Cambridge.

Grasstek, Craig van., 2013, *The History and Future of the World Trade Organizations*, World Trade Organization, Switzerland.

Greg Huff, 1997, *The Economic Growth of Singapore: Trade and Development in the Twentieth Century*, Cambridge Univerity Press, Cambridge.

Guindon, Emmanuel, 2003, *Tobacco Control Country Profiles*, American Cancer Society, Atlanta

Jackson, John H., 2006, *Sovereignty, the WTO, and Changing Fundamentals of International Law*, Cambridge University Press, Cambridge.

Jackson, John H., 2007, *The jurisprudence of GATT and the WTO: insights on treaty law and economics relations*, Cambridge University Press, Cambridge.

Jha, P., Chaloupka, F.J. (eds.) *Tobacco Control in Developing Countries*. New York: Oxford University Press, 2000.

Jost, Pauwelyn, 2003, *Conflict of Norms in Public International Law. How WTO Law Relates to other Rules of International Law*, Cambridge University Press, Cambridge.

Kartadjoemana, H.S., 1997, *GATT, WTO, dan Hasil Uruguay Round*, UI Press, Jakarta.

Narlikar, Amrita., 2005, *The World Trade Organization: A Very Short Introduction*

Ochtorina, Dyah, 2002, *Legal Research*, Sinar Grafika, Jakarta.

Oxford University Press, United States.

Phillip, Robert., 1990, *Content Analysis*, Newbury Park CA.

Schoenbaum, T.J., dan Mavroidis, P.C., 2006, *The World Trade Organization Law, Practice and Policy*, Oxford University Press, United States.

Trebilcock, Michael J., dan Howse, Robert., 2005, *The Regulation of International Trade*, Taylor and Francis, London.

Ulrich, Ernst, 2012, *International Economic Law in the 21st Century: Constitutionalism, Pluralism, and Multilevel Governance of Interdependent Public Goods*, Bloomsbury Publishing, Pennsylvania.

Jurnal

Amul, Giana, dan Pang Tikki, 2018, "Progress in Tobacco Control in Singapore: Lessons and Challenges in the Implementation of the Framework

- Convention on Tobacco Control.” *Asia and The Pacific Policy Studies*, Vol. 5, No. 01.
- Basedow, R., dan Kauffmann, C., 2004, "International Trade and Good Regulatory Practices: Assessing The Trade Impacts of Regulation", *OECD Regulatory Policy Working Papers*, Vol. 4, No. 1.
- Beckman, Robert, 2005, “The Role of Scientist, Experts, and Stakeholders in the Law Making Process in Singapore.” Vol. 01. No. 01
- Burci, Gian Luca, 2013, “The Protocol to Eliminate ILLICITE Tobacco Products to the WHO Framework Convention on Tobacco Control,” *International Legal Materials*, Vol. 52, No. 01.
- Couglin, Cetus, dan Wood, Geoffrey, 1989, “An introduction to non-tariff barriers to trade”, *The Federal Reserve Bank of St. Louis Review*, Vol. 70, No. 01.
- David, Levy, dan Yuan, Zhe, 2016, “Seven Years of Progress in Tobacco Control: An Evaluation of the Effect of Nations Meeting the Highest Level MPOWER Measures Between 2007 and 2014.” *Journal of Tobacco Control*, Vol. 27, No. 01.
- Eeckhout, Piet, 1997, "The domestic legal status of the WTO agreement: interconnecting legal systems." *Common Market Law Review*, Vol. 34, No. 1.
- Ezeani, Elimma, dan Hartigan, James, 2016, “Comparative Advantage in De-Globalisation: Brexit, America First, and Africa’s Continental Free Trade Area”, *Journal of International Trade Law and Policy*, Vol.10, No.08.
- Givel, Michael., dan Stanton, Glanz, 2001. "Tobacco lobby political influence on US state legislatures in the 1990s." *Tobacco Control*, Vol. 10, No. 02
- Gruszczynski, Lukasz, 2012, “The WHO The WHO Framework Convention on Tobacco Control as an International Standard under the TBT Agreement,” *Transnational Dispute Management*, Vol. 9, No. 5
- Gruszczynski, Lukasz, 2017, “Coping With The Global Tobacco Epidemic: FCTC COP7 and It’s Implications,” *European Journal Risk of Regulation*, Vol. 8, No. 02.
- Gruszczynski, Lukasz, 2018, “The FCTC and It’s Role in WTO Law: Some Remarks on The WTO Plain Packaging Report,” *European Journal Risk of Regulation*, Vol. 9, No. 03.
- Gruzynski, Lucas, 2013, “TBT Agreement and Tobacco Control Regulations,” *Asian Journal of WTO and International Health Law Policy*, Vol. 01, No. 3.
- Haighton, Catherine, et.al., 2017, “Standardized Packaging and Illicit Tobacco Use: A Systematic Review. Tobacco Prevention & Cessation, Vol. 3, No. 13

- Hartman, Stephanie, 2017, "When Two International Regimes Collide: An Analysis of the Tobacco Plain Packaging Disputes and Why Overlapping Jurisdiction of the WTO and Investment Tribunals Does Not Result in Convergence of Norms., *UCLA Journal of International Foreign Affairs*, Vol. 21
- Janet Chung-Hall, et. al., 2019, "Impact of the WHO FCTC over the first decade: a global evidence .review prepared for the Impact Assessment Expert Group." *Tobacco Control*,
- Kotnowski, Kathy dan Hammond, Davis 2013, "The Impact of Cigarette Pack Shape, Size and Opening: Evidence from Tobacco Company Documents," *Journal of Society for The Study of Addiction*, Vol. 108, No. 09.
- Lanny, Pascal, 2007, "The Place of WTO and its Laws in the International Legal Order," *European Journal of International Law*, Vol. 17, No. 02.
- Leary, Virginia, 1997, "The WTO and The Social Clause: Post-Singapore," *European Journal of International Law*, Vol. 08
- Maynard, Olivia dan Brooks, Jonathan, 2017, "Neural Mechanisms Underlying Visual Attention to Health Warnings on Branded and Plain Cigarette Packs, *Journal of Addiction*, Vol. 112, No. 04.
- McNeill, Ann dan Gravely, Shannon, 2017, "Tobacco Packaging Design for Reducing Tobacco Use," *Cocharane Database of Systematic Reviews*, Vol. 04, No. 01.
- Mitchell, Andrew, dan Voon Tania, 2011, "Face off: Assessing WTO challenges to Australia's scheme for plain tobacco packaging." *Public Law Review*, Vol. 22, No.3.
- Moodie, Crawford dan Mackintosh, Anne, 2013, "Young Adult Women Smokers' Response to Using Plain Cigarette Packaging: A Naturalistic Approach." *British Medical Journal*, Vol. 03, No. 03.
- O'Dowd, Adrian., 2018, "Latest Legal Challenge to Tobacco Plain Packaging is Rejected by the World Trade Organization." *British Medical Journal*.
- Rachmat, Muchjidin 2016, "Pengembangan Ekonomi Tembakau Nasional: Kebijakan Negara Maju dan Pembelajaran Bagi Indonesia," *Jurnal Kebijakan Pertanian*, Vol. 01, No. 01.
- Stead, Martine, et al, 2013, "Is Consumer Response to Plain/Standardised Tobacco Packaging Consistent with Framework Convention on Tobacco Control Guidelines?" *PloS One*, Vol. 08, No. 10.
- Swayampakala, Kamala et.al., 2017, " Over-time Impacts of Pictorial Health Warning Labels and Their Differences Across Smoker Subgroups: Results From Adult Smokers in Canada and Australia." *Nicotine & Tobacco Research*

Trachtman, Joel, 1999, "Domain of WTO Dispute Resolution," *Harvard International Law Journal*, Vol. 40, No. 02.

Voon, Tania., 2019, "Third Strake: The WTO Panel Reports Upholding Australia's Tobacco Plain Packgaing Scheme," *The Journal of World Investment & Trade*, Vol. 20, No. 1

Yuska, Nofri, 2013, "Kepentingan Indonesia Tidak Meratifikasi FCTC", *Jurnal Ilmu Hubungan Internasional*, Vol. 1, No. 2.

Skripsi

Febriyanto, Taufan., 2013, "Implikasi Pengaturan Kemasan Polos Produk Tembakau Melalui The Tobacco Plain Packaging Act 2011 Australia Terhadap Kewajiban Australia dalam Perdagangan Internasional". Skripsi, Fakultas Hukum Universitas Gadjah Mada, Yogyakarta.

Fauzia, Annisa Nur., 2017, "Pemberian Label Halal di Indonesia Terkait Ketentuan Technical Barriers to Trade (TBT) Agreement oleh World Trade Organization (WTO) (Studi Kasus: Bovine Meat Dari Brazil)," Skripsi, Fakultas Hukum Universitas Gadjah Mada, Yogyakarta.

Putri, Adinda Mega Fortuna., 2021, "Hambatan Non-Tarif Dalam Kebijakan Larangan Ekspor Bijih Nikel Indonesia Ditinjau dari Hukum Perdagangan Internasional", Skripsi, Fakultas Hukum Universitas Hasanudin, Makassar.

Artikel

Amalia, Nadira., 2020, "Meratifikasi Konvensi FCTC Dapat Membantu Indonesia Kurangi Impor dan Lindungi Petani Lokal, <https://theconversation.com/meratifikasi-konvensipengendalian-tembakau-who-fctc-dapat-membantu-indonesia-kurangi-impor-danlindungi-petani-lokal-146305>.

Amani, Natasha, 2020, "225.700 orang Indonesia Meninggal Akibat Rokok", <https://www.liputan6.com/global/read/4267375/who-225700-orang-indonesia-meninggalper-tahun-akibat-rokok>

Amul, Gianna., 2022, "The 2018 Public Consultation on Standardized Packaging in Singapore: Analysis of Policy Actors Submissions", <https://www.frontiersin.org/articles/10.3389/fpos.2022.943120/full>,

BSN, 2007, "Penerapan Standar Sebagai Basis Regulasi Teknis" <http://www.bsn.or.id/>

Campos, J., 2018, "Response to the Ministry of Health's Public Consultation on the Potential Adoption of Standardised Packaging," <https://www.moh.gov.sg/proposed-tobaccocontrol-measures>.

de Acedo, Edward, 2018, "International Trademark Association (INTA) Submission to Public Consultation on Singapore Ministry of Health study

on Standardised Packaging in Relation to Non-cigarette Tobacco Products,” <https://www.moh.gov.sg/proposed-tobacco-control> measure

Heng S, 2018, “British American Tobacco Sales & Marketing Singapore, Public Consultation on Standardised Packaging and Enlarged Graphic Health Warnings for Tobacco Products,” <https://www.moh.gov.sg/proposed-tobacco-control-measures>

Humas BPKPK, 2022, “Perokok Dewasa di Indonesia Meningkatkan Dalam Sepuluh Tahun Terakhir,” <https://www.badankebijakan.kemkes.go.id/perokok-dewasa-di-indonesiameningkat-dalam-sepuluh-tahun-terakhir/>

Ministry of Health Singapore, 2018, “Public Consultation Paper on Proposed Tobacco Control Measures in Singapore,” <https://www.moh.gov.sg/proposed-tobacco-control-measures>

Moeftie , Mohammad, 2018, “Gabungan Produsen Rokok Putih Indonesia (GAPRINDO), Public Consultation on Proposal to Introduce Standardised Packaging of Tobacco Products in Singapore,” <https://www.moh.gov.sg/proposed-tobacco-control-measures>

Nur Azizah, Khadijah, 2019, “Kemenkes: Penyakit Akibat Rokok Bebani BPJS Kesehatan Rp Triliun,” <https://health.detik.com/berita-detikhealth/d-4710159/kemenkes-penyakitakibat-rokok-bebani-bpjs-kesehatan-rp-59-triliun>

WHO, 2018, “WHO Global Report on Trends in Prevalence of Tobacco Smoking,” <https://www.who.int/publications-detail-redirect/9789241514170>.

WHO, 2019, “WHO Report on The Global Epidemics 2019”, <https://www.who.int/teams/healthpromotion/tobacco-control/who-report-on-the-global-tobacco-epidemic-201>

WHO, 2022, “FCTC WHO Framework on Tobacco Control,” <https://untobaccocontrol.org/impldb/singapore/>

WTO, 2021, *Market Access for Goods*, ,” https://www.wto.org/english/tratop_e/markacc_e/markacc_e.htm.

Makalah/Pidato

Hafner, Risks Ensuing from the Fragmentation of International Law, in: Report of the International Law Commission on the work of its fifty second session, 2000 (A/55/10), 321