

BIBLIOGRAPHY

Statutes and Regulations

Australia Competition and Consumer Act 2010

Australia Competition and Consumer Commission, *Guidelines for Authorisation of Conduct (non-merger)*, 2022

Australia Competition and Consumer Commission, *Resale Price Maintenance notification guidelines*, 2022

Indonesian Competition Supervisory Commission Regulation No. 8 of 2011 concerning Guidelines Article 8 (Resale Price Maintenance) of Law Number 5 of 1999 concerning the Prohibition of Monopoly Practices and Unfair Business Competition.

Indonesian Competition Supervisory Commission Regulation No. 4 of 2011 concerning Guidelines Article 5 (price fixing) Law No. 5 of 1999 concerning prohibition of monopoly practices and unfair business competition

Law No. 5 of 1999 concerning the Prohibition of Monopoly Practices and Unfair Business Competition

Case Decisions

Australian Competition & Consumer Commission, Application for Authorisation A911433 lodged by Tootechnic Systems (Aust) Pty Ltd. In respect of resale price maintenance, 5 December 2014

Cont'l T.V. Inc. v. GTE Sylvania Inc., 433 U.S. 36, 1977, The United States

Supreme Court

District Court of Surabaya No. 237/Pdt.G/2006.PN.Sby

Indonesian Competition Supervisory Commission Decision No. 11/KPPU-I/2005.

Indonesia Supreme Court Decision No. 05K/KPPU/2007

Leegin Creative Leather Prod., Inc. v. PSKS, Inc., 127 S. Ct. 2705, 2710, 2007.

Strickland v Rocla Concrete Pipes Ltd [1971] HCA 40, (1971) 124 CLR 468, 3

September 1971, Australia High Court

Trade Practices Commission v Penfolds Wines Pty Ltd; James Llewellyn Williams

and George Keys, 1991

Books

Abbott, F.M., *Competition Law in Emerging Markets: The Virtue of Regulatory*

Diversity, in Julien Chaisse & Tsai-yu Lin eds., *International Economic Law and*

Governance: Essays in Honour of Mitsuo Matsushita, Oxford Academic, 2016

Ali, Zainuddin., *Metode Penelitian Hukum*, Sinar Grafika, Jakarta, 2019

Ginting, Elyta R., *Hukum anti monopoli Indonesia: analisis dan perbandingan UU*

5/1999. Citra Aditya Bakti, 2001

Dunne, N., *Concurrent application of competition law and regulation*, In N. Dunne

(Eds.), *Competition law and economic regulation: Making and managing*

markets, Cambridge: Cambridge University Press, 2015

Kayne, V. G., et al., *Vertical restraints: Resale price maintenance territorial and*

customer restrain, Practicing Law Institute, 2007

KPPU, *Hukum Persaingan Usaha: Edisi Kedua*, Komisi Pengawas Persaingan

Usaha: Jakarta, 2017

Lubis, Andi F., *Hukum Persaingan Usaha*. Komisi Pengawas Persaingan Usaha

(KPPU), Jakarta, 2017

Lubis, Andi F., et. al., *Hukum Persaingan Usaha Antara Teks & Konteks*, Komisi

Persaingan Usaha, Jakarta, 2009

Miller, R., *Miller's Australian Competition Law and Policy*, Thomson Reuters, 3rd

ed, 2018

Muhammad, Abdulkadir, *Hukum dan Penelitian Hukum*, Citra Aditya Bakti, 2004

Ross, S. F., *Principles of Antitrust Law*, The Foundation Press, Inc., Westbury New

York, 1993

Suhasril & Makarao, M. T., *Hukum Larangan Praktik Monopoli dan Persaingan*

Usaha Tidak Sehat, Ghalia Inda, Bogor, 2010

Wibowo, S. and Setiawan, C., *Dua Dekade Penegakan Hukum Persaingan:*

Perdebatan dan Isu yang Belum terselesaikan, Komisi Pengawas Persaingan

Usaha (KPPU), Jakarta, 2021

William E. Kovacic, *Antitrust Law and Economics in a Nutshell*, West Publishing

1994

Journal Articles

Amelia, C., Pujiyono, and Purwadi, H., *Consumer Protection in Resale Price*

Maintenance Practices, International Journal of Multicultural and

Multireligious Understanding, 2021

- Bennet, M., Giovannetti, E., Fletcher, A., and Stallibrass D., *Resale Price Maintenance: Explaining the Controversy, and Small Steps Towards a More Nuanced Policy*, Fordham International Law Journal, 2011
- Blair, R. D. & Sokol, D. D., *The Rule of Reason and the Goals of Antitrust: An Economic Approach*, Antitrust Law Journal 78, No. 2, 2012
- Bork, R. H., *The Rule of Reason and the Per se Concept: Price Fixing and Market Division*, The Yale Law Journal 74, No. 5, April 1965
- Cantatore, F., and Marshall, B., *Pitfalls in Proving Price-Fixing: Are Price-Signalling Laws the Answer?*, Bond Law Review, 2015
- Clark, Crystal J., *Leegin Creative Leather Products, Inc. v. PSKS, Inc.: Loosening the Belt on Price Fixing*, Mercer Law Review
- Davison, M. J., & Wang, Y., *Resale Price Maintenance: Is the Per Se Prohibition Justified?*, Australasian Legal Information Institute, 1992
- Ghosh, S., *Vertical restraints, competition, and the rule of reason*, *The law and economics of antitrust*, ed. Keith Hylton, Social Science Research Network, 2008
- Poddar, D., & Gill, K., *Australia: First Authorisation of Resale Price Maintenance?*, Journal of European Competition Law & Practice, 2015
- Simbolon, A., *Pendekatan yang dilakukan komisi pengawas persaingan usaha menentukan pelanggaran dalam hukum persaingan usaha*, Jurnal Hukum Ius Quia Iustum 20, no. 2, 2013
- Trindade, R., *Resale price maintenance – some practical observations from Australia*, Competition Law International , vol. 4, no. 1, 2008

Zago, S. D., *Secondary Sources: Top Ten*, Legal Information Alert, 2005

Thesis

Fortuna, A.Z., *Penetapan Harga Minimal Penjualan Produk Shofiya di Beteng Trade Center Solo dalam Perspektif Undang-Undang Nomor 5 Tahun 1999 tentang Larangan Praktek Monopoli dan Persaingan Usaha Tidak Sehat dan Etika Bisnis Islam*, Tesis Magister Hukum Ekonomi Syariah (M.H), Universitas Islam Negeri Raden Mas Said Surakarta, 2023.

Ibrahim, H., *Tinjauan Yuridis tentang Perjanjian Tertutup dalam Penjualan Semen (studi putusan mahkamah agung No. 05K/KPPU/2007)*, Skripsi Sarjana Hukum (S.H.) Universitas Mataram, 2021.

IP, Novi Nugraha S., et al., *Penetapan Tarif Batas Bawah Angkutan Pesawat Udara Niaga oleh Menteri Perhubungan dalam Perspektif Hukum Pesaingan Usaha*, Tesis. Fakultas Hukum, Universitas Islam Indonesia, 2017

Kagramanto, *Persekongkolan Tender Dalam Perspektif Hukum Persaingan Usaha*, Universitas Airlangga, 2007

Nurlah, N. F., *Perjanjian Penetapan Harga yang Dilakukan Oleh PT Semen Gresik (Persero) Tbk. di Area Pemasaran Jawa Timur (Studi Kasus Putusan KPPU No. 11.KPPU-I/2005)*, Skripsi Sarjana Hukum (S.H.) Universitas Hasanuddin Makassar, 2010.

Putri, R., *An Analysis Of Price Fixing Enforcement: A Comparative Study Of Indonesia and United States Of America Legal System in Regards With*

Competition Law, Skripsi, Ilmu Hukum, Universitas Gadjah Mada, Yogyakarta, 2017

Online Sources

Banton, C., *Loss Leader Strategy: Definition and How It Works in Retail*,
<https://www.investopedia.com/terms/l/lossleader.asp>, Accessed on 29 March 2024

Chronology of Australian Competition Law, Australian Competition Law,
<https://www.australiancompetitionlaw.org/chronology.html>, Accessed on 25 March 2024.

Price Fixing, Australian Competition and Consumer Commission, 2023,
www.accc.gov.au/business/selling-products-and-services/tertiary-education-program/cartels-illegal-agreements-between-competitors/types-of-cartels/price-fixing, Accessed on 27 March 2024.

Resale Price Maintenance, Australian Competition Law,
www.australiancompetitionlaw.info/law/rpm#:~:text=Overview,notification%20is%20now%20also%20available, Accessed on 22 April 2024.

Paper

Fels, Allan. *The Australian Competition Policy Reforms*, The Second Oslo Competition Conference, Foundations of Competition Policy Analysis, Norwegian Competition Authority, Holmenkollen Park Hotel Rica, Oslo, Norway, 15-16 June 1998.

Harper, I., et al, *Competition Policy Review*, Final Report, Competition Policy

Review Panel, 2015

Hilmer, F. G., Rayner, M., Taperell, G., *National Competition Policy Review*,

Australian Government Publishing Service, 1993.

Joint Committee on Constitutional Review, Parliament of Australia, Second Report

of the Joint Committee on Constitutional Review, 1959

OECD, *Resale Price Maintenance*. Policy Roundtables DAF/COMP(2008)37,

2008