

## BIBLIOGRAPHY

### Book

Abbas Salim, “Asuransi dan Manajemen Resiko”. PT.Raja Grafindo Persada, 2003.  
Jakarta.

Ahmad Redi, Law for the Formation of Legislative Regulations, Sinar Graphics,  
2018.

Creswell, J. W., & Poth, C. N., 2016 “*Qualitative inquiry and research design: Choosing among five approaches*” Sage publications.

Effendi. J., Ibrahim, 2016. “*Metode Penelitian Hukum: Normatif dan Empiris*”.  
Prenada Media. Depok.

H. Zainuddin, 2009. “*Metode Penelitian Hukum*, Sinar Grafika”. Jakarta.

Jimly Asshiddiqie, 2006. “*Perkembangan dan Konsolidasi Lembaga negara Pasca Reformasi*”. Jakarta. Konstitusi Press.

Marzuki Peter Mahmud. 2008. “*Penelitian Hukum* ”. Kencana, Jakarta.

Mulhadi, Basics of Insurance Law, Rajawali press, 2017.

Saldi Isra, 2006. “*Reformasi Hukum Tata Negara Pasca Amandemen UUD 1945*”.  
Sinar Grafika. Jakarta.

Subekti, “Pokok-Pokok Hukum Perdata”. PT. Intermasa, 2001. Jakarta.

Sumardjono, S.M.W. 2001 “*Pedoman Pembuatan Usulan Penelitian Sebuah Panduan Dasar*” PT Gramedia Pustaka utama, Jakarta.

## **Laws and Regulation**

Constitutional Court Decision Number 5/PUU-XVIII/2020

Indonesian Commercial Law (KUHD)

Law No. 40 of 2014 on insurance

Law No. 1 of 2016 on suretyship

Law No. 24 of 2003 on Constitutional Court

Law no. 21 of 2011 on OJK

Minister of Finance Regulation No. 99/PMK. 010/2011 on Amendments to The

Regulation of The Minister of Finance No. 222/PMK. 010/2008 regarding

Credit Suretyship Company and Credit Re-Guarantor Company.

Ministerial Regulation No. 124 /PMK.010/2008 on The Implementation of Credit

Insurance and Suretyship Business Line

POJK No. 69/POJK.05/2016 on Business Implementation of Insurance Companies,

Sharia Insurance Companies, Reinsurance Companies and Sharia Insurance

Companies

TAP MPR RI No.1/MPR/2002

The 1945 Constitution of Indonesia

Law Number 2 of 2017 on Construction Services.

Presidential Regulation Number 16 of 2018 concerning Procurement of Goods and

Services

Law No. 12 of 2011 on Procedures for Forming Legislative Regulations.

### Journal and Article

Hamdan Zoelva, *“Telaah Jaminan Suretyship oleh Perusahaan Asuransi Dalam UU No.41 Tahun 2014 tentang Perasuransian”* 2019 [unpublished]

Kefin Luthfan Fariz. *“KEBERLANGSUNGAN BISNIS ASURANSI PENJAMINAN (SURETY BOND) DI PERUSAHAAN ASURANSI UMUM PASCA DIUNDANGKANNYA UU PENJAMINAN”*. JURNAL RECTUM: *Tinjauan Yuridis Penanganan Tindak Pidana*. Volume 3, No. 1, January (2021); 397-403.

Kalih Krisnareindra. *STATUS QUO KEWENANGAN PERUSAHAAN ASURANSI DALAM MENERBITKAN PRODUK PENJAMINAN PASCA BERLAKU EFEKTIFNYA UNDANG-UNDANG NO. 1 TAHUN 2016 TENTANG PENJAMINAN*. Dharmasiswa Vol 1 No 2, June 2021.

Lastuti Abubakar, 2015. *“TELAAH YURIDIS PERKEMBANGAN LEMBAGA DAN OBJEK JAMINAN (GAGASAN PEMBARUAN HUKUM JAMINAN NASIONAL)”*. Buletin Hukum Kebanksentralan Volume 12, Nomor 1, Januari - Juni 2015,

*Permohonan Pengajuan Materiil UU No. 40 Tahun 2014 Tentang Perasuransian Terhadap UUD Negara Republik Indonesia 1945*

Tim JDIH BPK “*FUNGSI OTORITAS JASA KEUANGAN DALAM PENGAWASAN PERUSAHAAN ASURANSI*”.

Ade Hari Siswanto. Characteristics of Surety Bond Agreements in the Scope of Insurance Law. Faculty of Law, Esa Unggul University, Jakarta. Lex Jurnalica Volume 13 Number 3, December 2016.  
<https://media.neliti.com/media/publications/147096-ID-characteristik-perkerjaan-surety-bond-dal.pdf>

Nurhani Fithriah, Edytiawarman, et al. The Problem of Surety Bonds as Guarantee for Government-Owned Construction Procurement at Bengkulu University. Journal of the Face of Law, Vol. 6, 14-26

Nadya Allyssia, Zieta Zoya, and Iwan Hot. "Surety Bond Agreements in the Scope of Insurance in Indonesia" Indonesian Journal of Banking and Marketing Perspective Journal Volume 1, Issue 1, 2021

Kefin Luthfan Fariz. "Sustainability of the Guarantee Insurance Business (Surety Bond) in General Insurance Companies After the Promulgation of the Guarantee Law" Rectum Journal, Volume 3, No. 1, January (2021)

Luh Putu Prema Shanti Putri Saraswati. "The Role of Guarantee Companies in Overcoming MSME Problems Accessing Credit in the Banking Sector (After the Enactment of Law Number 1 of 2016 concerning Guarantees)" Volume 2 Number 2 (June, (2022)

## Internet Source

AIA Contract Documents, accessed through  
<https://learn.aiacontracts.com/articles/6260866-surety-bonds-what-owners-should-know/#:~:text=A%20surety%20bond%20is%20a,accordance%20with%20the%20construction%20contract.> On 26 July 2023

Kalih Krisnareindra, *Penjaminan dan Asuransi: Berbeda Tapi Sama*,  
<https://indonesiare.co.id/id/article/penjaminan-dan-asuransi-berbeda-tapi-sama> Accessed on 1 April 2023

GUARANTEE COMPANIES STATISTICS March 2023 accessed through  
<https://ojk.go.id/id/kanal/iknb/data-dan-statistik/lembaga-keuangan-khusus/Pages/Statistik-Perusahaan-Penjaminan-Indonesia-Bulan-Maret-2023.aspx> on 20 November 2023

Prospek Insurtech di Indonesia accessed through <https://www.ojk.go.id/ojk-institute/id/capacitybuilding/upcoming/1381/prospek-insurtech-di-indonesia> on 20 November 2023

Constitutional Court: Suretyship is regulated by the Guarantee Law, MK Rejects Review of Insurance Law, November 2020. Accessed Through  
<https://www.mkri.id/index.php?page=web.Berita&id=16796>

Constitutional Court of the Republic of Indonesia. Suretyship makes it easier for contractors to finance projects. August 2020. Accessed Through  
<https://www.mkri.id/index.php?page=web.Berita&id=16521&menu=2>

Constitutional Court of the Republic of Indonesia. DPR: Insurance Law Includes Expansion of Suretyship Business. July 2020. Accessed Through <https://www.mkri.id/index.php?page=web.Berita&id=16445>

SURETY BOND VS. BANK GUARANTEE: WHICH IS BETTER FOR CONSTRUCTION?, accessed through <https://kaseinsurance.com/news/surety-bond-vs-bank-guarantee/>. on 29 March 2024

IDN Financial. Three Consortiums Receive Marketing Permit for Construction Surety Bonds. November 2021. Accessed Through <https://www.idnfinancials.com/id/news/41180/consortiums-marketing-license-construction-surety-bonds>

Askrindo Insurance. Surety Bonds. <https://askrindo.co.id/surety-bond>

Kontan.co.id. Despite its growth, the insurance industry is careful in running the suretyship business. June 2021. <https://keuangan.kontan.co.id/news/meski-tumbuh-industri-besar-berhati-hati-dalam-menjalankan-bisnis-suretyship/>

Mochamad Januar Riski. "Waiting for Legal Clarity on Suretybond Products in the Insurance Industry" Accessed through <https://www.Hukumonline.com/berita/a/menanti-kebesaran-Hukum-produk-surety-bond-dalam-industri-bisnis-lt5c5103817c50e/> on November 11, 2023.

## Interview

**Interview of Mr. Dody Dalimunthe, S.Pi., M.B.A on May 22 2023**

**Interview of Mr. Benny Waworuntu, S.Psi on May 16 2023**

**Interview of Mr. Feri Wirsamulia, S.H., M.ComLaw. On May 10 2023**