Safeguarding Commercial Arbitration Principles: Regulating Third-Party Funding in Indonesia to Prevent Improper Influence by Third Party Funders
Putera Pratama Tambunan, Prof. Dr. Paripurna P. Sugarda, S.H., M.Hum., LL.M.
Universitas Gadjah Mada, 2025 | Diunduh dari http://etd.repository.ugm.ac.id/

TABLE OF CONTENT

TABLE OF CONTENT xx

CHAPTER I
INTRODUCTION 1
- **A. Background** 2
- **B. Research Questions** 8
- **C. Originality of Research** 8
- **D. Research Objectives** 9
- **E. Benefit of Research** 10

CHAPTER 2
THEORETICAL REVIEW 13
- **A. Basic Overview and Framework of the Indonesian Dispute Resolution Mechanisms: Litigation vs. Non-Litigation** 13
- **B. Non-Litigation as a Commercial Remedy: A Basic Overview** 27
- **C. Basic Introduction to Third-Party Funding** 41

CHAPTER 3
RESEARCH METHODOLOGY 54
- **A. Type of Research** 54
- **B. Source of Data** 54
- **C. Data Collection Method** 55
- **D. Data Analysis** 56

CHAPTER 4
ANALYSIS AND DISCUSSION 58
- **A. Bolstering Indonesian Arbitration through Third Party Funding while safeguarding its risk** 58
  - **a. Present Challenges with Indonesian Arbitration** 59
  - **b. Third Party Funding as a potential solution to Indonesian Arbitration's challenges** 64
- **B. Potential Mitigating Solutions against Improper Influence of Third Party Funders** 87
  - **a. Voluntary Self-Regulation from Arbitral Institutions** 89
  - **b. Adapting Binding Regulation on TPF in Indonesia** 92

UNIVERSITAS
GADJAH MADA
Safeguarding Commercial Arbitration Principles: Regulating Third-Party Funding in Indonesia to Prevent Improper Influence by Third Party Funders
Putera Pratama Tambunan, Prof. Dr. Paripurna P. Sugarda, S.H., M.Hum., LL.M.
Universitas Gadjah Mada, 2025 | Diunduh dari http://etd.repository.ugm.ac.id/

c. Amending Institutional Rules to prevent Over Influence of Funders 94
d. Legal Recognition for TPF Funders 96

CHAPTER 5
CLOSURE 106
A. Conclusion 106
B. Recommendation 107

BIBLIOGRAPHY 109