

”GOOD GOVERNANCE PERSPECTIVE ANALYSIS ON THE GIVEN TEMPORARY EXPORT LICENSE UNDER TEMPORARY MINING PERMIT (IUPK) TO PT FREEPORT INDONESIA”

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ABSTRACT

The practice of “licensing” given by the government is seen as an effort in order to support the welfare of the community and is also one of the government instruments used when necessary. In connection to business development in the mining sector, PT. Freeport Indonesia has been working with the Government of Indonesia under the Contract of Work since 1967 and in along its journey has undergone several changes due to the changing of Laws and Regulations related to mining operations in the Republic of Indonesia.

The problems studied and analyzed in this paper aims to analyze whether Law No.4 of 2009 on The Mining and Coal has implemented and meet the general principles of good governance. As well as analyzing whether the granting of temporary export license or permit to PT Freeport Indonesia has fulfilled the general principles of good governance.

As a conclusion, the Principles of Good Governance Principles (AUPB) when implemented properly will provide benefits such that, is useful as a guide in the interpretation and stipulation of the provisions of legislation. The analysis also concludes the granting of temporary export license to PT Freeport Indonesia was also basically in accordance with the Good Governance Principles. This is seen by the fulfillment of all the principles contained in Law No. 28 of 1999 on the Implementation of a Clean and Free State of Corruption, Collusion and Nepotism and the principles contained in Law Number 30 Year 2014 on Government Administration.

Keywords: Good governance, Temporary export license

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