

Legalitas PT. Indodax Nasional Indonesia sebagai *Digital Asset Exchanges* di Indonesia dan Perlindungan Hukum yang Diberikan terhadap Member Indodax

INTISARI

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Penelitian ini bertujuan untuk mengetahui legalitas PT. Indodax Nasional Indonesia sebagai *digital asset exchanges* yang merupakan suatu bentuk bisnis baru di Indonesia terkait dengan munculnya teknologi mata uang kriptol atau *cryptocurrency* dan perlindungan hukum bagi member dari PT. Indodax Nasional Indonesia yang melakukan penyimpanan aset berupa *cryptocurrency* serta melakukan jual-beli *cryptocurrency* di bawah naungan PT. Indodax Nasional Indonesia.

Metode penelitian yang digunakan adalah normatif-empiris meliputi studi kepustakaan melalui analisis berdasarkan pada instrumen hukum yang relevan, buku dan jurnal serta dikombinasikan dengan studi lapangan berupa wawancara dengan responden dari pihak PT. Indodax Nasional Indonesia secara langsung. Setelah mendapat materi terkait dari studi kepustakaan dan studi lapangan, akan dianalisis mengenai masalah yang bersangkutan.

Penelitian hukum ini memberikan jawaban bahwa pendirian PT. Indodax Nasional Indonesia legal berdasarkan maksud dan tujuan serta kegiatan usaha yang dijalankannya. PT. Indodax Nasional Indonesia berdiri dengan maksud dan tujuan serta kegiatan usaha aktivitas pemrograman komputer yang mana dalam menjalankan kegiatan usahanya tidak bertentangan dengan peraturan perundang-undangan, ketertiban umum dan/atau kesusilaan sesuai yang diamatkan oleh Pasal 2 Undang-Undang Nomor 40 Tahun 2007. Namun, perlindungan hukum terhadap member dari PT. Indodax Nasional Indonesia itu sendiri belum jelas dan sempurna sebab peraturan mengenai *cryptocurrency* di Indonesia belumlah sempurna dan mengakomodir mengenai perlindungan konsumen serta *exchanges* dari *cryptocurrency* secara spesifik.

Kata Kunci: Legalitas, Cryptocurrency, Digital Asset Exchanges, Perlindungan Hukum

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***The Legality of PT. Indodax Nasional Indonesia as Digital Asset Exchanges in
Indonesia and Its Legal Protection for the Member***

ABSTRACT

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This legal research is aimed to establish a firm understanding towards the legality of PT. Indodax Nasional Indonesia as digital asset exchanges which is determined as a new form of business line in Indonesia in relation with the existence of cryptocurrency and its member's protection on conducting asset safekeeping in the form of cryptocurrency, also any cryptocurrency sale/purchase transaction on PT. Indodax Nasional Indonesia.

The research method that is used in constructing this thesis is using the normative-empirical legal research, which includes library study through an analytical approach on relevant legal instruments, journals, books, and combined with field research in the form of direct interview with one of the respondent from PT. Indodax Nasional Indonesia. After the data was collected from both of library and field research, the related problem in this thesis will be analyzed.

This legal research will provide answers that the establishment of PT. Indodax Nasional Indonesia is legal based on its purpose, objectives, and its business activities. PT. Indodax Nasional Indonesia was established under the purpose and objectives as a company with computer programming activity, which explains that PT. Indodax Nasional Indonesia in conducting their business activity is complying with the provisions of legislative regulations, public order, and/or morality based on the explanation on Article 2 of Law Number 40 Year 2007 concerning Company. However, the legal protection of PT. Indodax Nasional Indonesia's member is not yet perfect due to lack of legislations and explanations regarding cryptocurrency in Indonesia, so the regulations about cryptocurrency does not really provide any specific explanation about cryptocurrency consumer's protection and exchanges.

Keywords: Legality, Cryptocurrency, Digital Asset Exchanges, Legal Protection

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