

**LEGAL ANALYSIS OF THE MANAGEMENT OF HARBOR AFFAIRS  
SERVICE AT THE PIER PT. SMART TBK., WITH PT. (PERSERO)  
PELABUHAN INDONESIA III BRANCH OF KOTABARU**

**ABSTRACT**

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Contract law governs legal relationship between persons and persons, even though the object is a thing. PT. (PERSERO) Pelabuhan Indonesia III with PT. Sinar Mas Agro Resources & Technology Tbk. have been bound in a cooperation agreement. The legal basis has experienced with some amendments from Law Number 21 of Year 1992 to Law Number 17 of Year 2008 regarding Navigation.

The Purpose of the study is to find out status of the cooperation agreement entered into by the parties after establishment of Law Number 17 of Year 2008 regarding Navigation and to search dispute resolution arisen out between the parties. The conclusion obtained pursuant to the primary data resulted from site study which was compared with the secondary data resulted from literature study.

Through such mentioned studies has been found out that status of the cooperation agreement on harbor affairs service between PT. (PERSERO) Pelabuhan Indonesia III with PT. Sinar Mas Agro Resources & Technology Tbk. Until year of 2011 will keep continued even though there has been an amendment of Navigation Law from Law Number 21 of Year 1992 to Law Number 17 of Year 2008. For further purpose of the agreement until its expiry period of this agreement on 2015 will be adjusted by using the Navigation Law.

In the event occurred any disputes among the parties hereof in performing the agreed agreement, the dispute resolution will be carried out by way of amicable negotiation between PT. (PERSERO) Pelabuhan Indonesia III with PT. Sinar Mas Agro Resources & Technology Tbk. Shall such discussion reaches no agreement both parties agree to settle the referred dispute in accordance with the prevailing law and regulation by choosing legal domicile at Clerk Office of the District Court of Kotabaru

**Key Word:** Harbor Affairs Service, Dispute Resolution

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