

DAFTAR PUSTAKA

A. Daftar Buku

- Alexander Larry and Ken Kress, 1995, “*Against Legal Principles*” dalam Andrei Marmor (Ed), *Law and Interpretation: Essays in Legal Philosophy*, Clarendon Press, Oxford.
- American Law Institute, 1979, *Restatement (Second) of Contracts*, American Law Institute Publications, Washington.
- Aronson, M. and H. Whitmore, 1982, *Public Torts and Contracts*, Law Book Co, Sydney,
- Arumanadi, Bambang dan Sunarto, 1990, *Konsepsi Negara Hukum Menurut UUD 1945*, IKIP Semarang Press, Semarang.
- Asshiddiqie, Jimly, 2010, *Konstitusi dan Konstitusionalisme Indonesia*, Sinar Grafika, Jakarta.
- Avila, Humberto, *Theory of Legal Principle*, Springer, Dordrecht.
- Badruzaman, Mariam Darus (1), 1994, *Aneka Hukum Bisnis*, Alumni, Bandung.
- _____ (2), 1996, *KUHPerdata Buku III: Hukum Perikatan dengan Penjelasannya*, Alumni, Bandung.
- Benson, Peter (Ed), 2001, *The Theory of Contract Law*, Cambridge, Cambridge University Press.
- _____, 2001, “*The Unity of Contract*” dalam Peter Benson (Ed), *The Theory of Contract Law*, Cambridge, Cambridge University Press.
- Bentham, Jeremy, 1948, “*Introduction To The Principles of Morals and Legislation*” dalam Wilfred Harrison (ed), *A Fragment on Government and an Introduction to the Principles of Morals and Legislation*, Oxford, Basil Blackwell Oxford.
- Berman, Harold J., 1983, *Law and Revolution, The Formation of the Western Legal Tradition*, Harvard University Press, Harvard
- Busroh, Abu Daud dan H Abu Bakar Busro, 1983, *Asas-asas Hukum Tata Negara*, Ghalia Indonesia, Jakarta

- Caenegem, R. C. van, 1992, *An Historical Introduction to Private Law*
Terjemahan D. E. L. Johnston, Cambridge University Press, New
York.
- Charman, Mary, 2007, *Contract Law (4th Ed)*, Willan Publishing, UK.
- Dicey, Albert Venn, 1927, *An Introduction to Study of Law of the
Constitution Eighth Edition*, Mac.Millan & Co, London.
- Doria, Carla Masi, “*Status and Contract in Ancient Rome: With Some
Thought on the Future of Obligations*” dalam Thomas A. J. McGinn
(Ed), *Obligations in Roman Law: Past, Present, and Future*, The
University Michigan Press, USA.
- Erawati, Elly dan Herlien Budiono, 2010, *Penjelasan Hukum tentang
Kebatalan Perjanjian, Nasional Legal Reform Program*, Jakarta.
- Farnsworth, Allan, 1995, “*Good Faith in Contract Performance*”, dalam Jack
Beatson dan Daniel Friedmann (Ed). *Good Faith and Fault in
Contract Law*, Clarendon Press, New York.
- Farnsworth, E. Allan, 1982, *Contracts, Little, Brown & Co*, Boston.
- Felix A. Nigro and Liod G. Nigro, 1973, *Modern Public Administration Third
Edition, Harper and Row Publisher*, New York.
- Finnis, John, 2011, *Natural Law and Natural Rights*, Oxford University
Press, Oxford.
- Forte, Angelo D.M., 1999, *Good Faith in Contrat and Property*, Hart
Publishing, Oxford.
- Fried, Charles, 1982, *Contract as Promise*, Harvard University Press,
Cambridge.
- Fried, Charles, 2014, “*The Ambitions of Contract as Promise*” dalam
Georgory Klass George Letsas and Prince Saprai (Eds), *Philosophical
Foundations of Contract Law*, Oxford University Press, Oxford.
- Fuller, 1966, *The Law in Quest of Itself, Beacon Press, Boston*,. Vide Fuller,
1969, *The Morality of Law*, Yale Univeristy Press, Yale.
- Furmston, M. P., 2017, *Law of Contract (14th Edition)*, Oxford Univerisy
Press, Oxford.

- Garner, Bryan A., 2009, *Black's Law Dictionary, Ninth Edition*. West Publishing.Co, USA.
- Hadjon, Phillipus M., 1987, *Perlindungan Hukum Bagi Rakyat di Indonesia*, PT. Bina Ilmu, Surabaya.
- _____, 2002, *Pengantar Hukum Administrasi Indonesia*, Gadjah Mada University Press, Yogyakarta.
- Hardjowahono, Bayu Seto, 2006, *Kontrak-Kontrak Bisnis Transnasional & Unidroit Principles of International Commercial Contract*, Universitas Katholik Parahyangan, Bandung.
- Hartono, C.F.G. Sunaryati (Eds), 1994, *Naskah Akademis tentang Kontrak di Bidang Perdagangan*, BPHN, Jakarta.
- Hillman, Robert A., 1997, *The Richness of Contract Law: An Analysis and Critique of Contemporary Theories of Contract Law*, Springer, Berlin.
- Hoecke, Mark Van, 2011, *Methodologies of Legal Research Which Kind of Method for What Kind of Discipline?*, Hart Publishing, Oxford.
- Holmes, Oliver Wendell, 2009, *The Common Law*, Cosimo Classic, New York.
- HR, Ridwan., 2003, *Hukum Administrasi Negara*, UII Perss, Yogyakarta
- _____, 2013, *Hukum Administrasi Negara (Edisi Revisi)*, PT RajaGrafindo Persada, Jakarta.
- HS, Salim, 2003, *Hukum Kontrak & Teknik Penyusunan Kontrak*, Sinar Grafika, Jakarta.
- _____, 2003, *Perkembangan Hukum Kontrak Innominaat di Indonesia*, Sinar Grafika, Jakarta.
- Indroharto, 1993, *Usaha Memahami Undang-Undang Tentang Peradilan Tata Usaha Negara (Buku I: Beberapa Pengertian Dasar Hukum Tata Usaha Negara)*, Pustaka Sinar Harapan, Jakarta.
- Isnaeni, Moch, 2016, *Pengantar Hukum Jaminan Kebendaan*, Revka Petra Media, Surabaya.
- Juwana, Hikmahanto, 2002, *Bunga Rampai Hukum Ekonomi dan Hukum Internasional*, Lentera Hati, Jakarta.

- Kelsen, Hans, 2006, *Teori Umum tentang Hukum dan Negara (Terj. Raisul Muttaqien)*, Nuansa dan Nusamedia.
- Klass, Georgory, 2014, “*Introduction to Philosophical Foundations of Contract Law*”, dalam Georgory Klass George Letsas and Prince Saprai (Eds), *Philosophical Foundations of Contract Law*, Oxford University Press, Oxford.
- Klosko, George, “*The Moral Obligations to Obey the Law*”, dalam Andrei Marmor (Ed), 2012, *The Routledge Companion to Philosophy of Law*, Routledge, New York
- Kritner, Roy, 2007, *Calculating Promises, The Emergence of Modern American Contract Doctrine*, Stanford University Press, California.
- Kuncoro, Agus, 2013, *Begini Tender Yang Benar*, Primaprint, Jogjakarta.
- Lauterpacht, Sir Hersch, 2011, *The Function of Law in the International Community*, Oxford University Press, Oxford.
- Litvinoff, Saul, 1969, *The law of obligations (Louisiana Civil Law Treatise)*, West Publishing Co, Minnesota.
- MacQueen, Hector L., “*Good Faith in the Scots Law of Contract: An Undisclosed Principle?*”, dalam A.D.M. Forte (ed), 1999, *Good Faith In Contract And Property*, Hart Publishing, Oregon.
- Maitland, F. W., 1936, *Equity: A Course of Lectures*, Cambridge University Press, Cambridge.
- Malloy, Robin Paul, 1990, *Law and Economics: A Comparative Approach to Theory and Practice*, West Publishing Company, Minnesota.
- Marbun, S.F. dan Mahmud MD, *Pokok-Pokok Hukum Administrasi Negara*, Liberty, Yogyakarta, 1987
- Marmor, Andrei, 2005, *Interpretation and Legal Theory*, Hart Publishing, Oregon.
- Marwan, Awaludin, 2010, *Teori Hukum Kontemporer: Suatu Pengantar Posmodernisme Hukum*, Rangkang-Education, Jakarta
- Marzuki, Peter Mahmud, 2010, *Penelitian Hukum*, Prenada Media Group, Jakarta.

- McBride, Nicholas J., 1996, “*Punitive Damages*” dalam Peter Bricks (Ed), *Wrongs and Remedies in the Twenty-first Century*, Clarendon Press, Oxford.
- McKendrick, Ewan, 2015, *Contract Law*, Palgrave, London.
- McLeod, Ian, 1999, *Legal Theory Second Edition*, New York: Palgrave Macmillan.
- MD, Mahfud. 1999, *Hukum dan Pilar-Pilar Demokrasi*, Gema Media, Yogyakarta
- Meliala, Aurora Jillena, 2014, “*Analisis Yuridis Asas Pacta Sunt Servanda versus Rebus Sic Stantibus dalam Sengketa Perjanjian Kerjasama Bagi Hasil Jalan Tol Cikampek- Cibitung*”, Tesis Program Pascasarjana Fakultas Hukum Universitas Indonesia, Jakarta.
- Mertokusumo, Sudikno, 1993, *Bab-Bab tentang Penemuan Hukum*, Citra Aditya Bakti, Bandung.
- _____, 2007, *Mengenal Hukum (Suatu Pengantar)*, Liberty, Yogyakarta.
- _____, 2011, *Teori Hukum*, Penerbit Universitas Atma Jaya, Yogyakarta.
- O’Sullivan, Janet dan Jonathan Hilliard, 2012, *The Law of Contract (5th Ed)*, Oxford University Press, Oxford.
- Panggabean, Henry P., 1999, *Penyalahgunaan Keadaan, (Misbruik van Omstandigheden) sebagai Alasan (Baru) untuk Pembatalan Perjanjian (Berbagai Perkembangan Hukum di Belanda)*, Liberty, Yogyakarta.
- _____, 2001. *Penyalahgunaan Keadaan (Misbruik van Omstandigheden) Sebagai Alasan (Baru) untuk Pembatalan Perjanjian (Berbagai Perkembangan Hukum di Belanda)*, Liberty, Yogyakarta.
- Patrik, Purwahid, 2004, *Dasar-Dasar Hukum Perikatan*, Mandar Maju, Bandung.
- Posner, Eric A., 1997, “*Altruism, Status, and Trust in the Law of Gifts and Gratuitous Promises*”, *Wisconsin Law Review*, University of Wisconsin Law School, Madison (USA).

- _____, 2005, “*Contract Theory*” dalam Martin P. Golding dan William A. Edmundson (eds), *The Blackwell Guide to the Philosophy of Law and Legal Theory*, Blackwell Publishing, Oxford.
- Posner, Richard A., 1986, *Economic Analysis of Law (3rd Ed)*, Little Brown Company, New York.
- Premchand, A., 1983, *Government Budgeting and Expenditure Controls: Theory and Practice, International Monetary Fund*, Washington D. C.
- Prodjodikoro, Wirjono, 2000, *Asas-asas Hukum Perjanjian*, Cetakan ke-VIII, Bandung.
- Rahardjo, Satjipto, 2009, *Negara Hukum yang Membahagiakan Rakyatnya*, Genta Publishing, Yogyakarta.
- Raharjo, Satjipto, 2000, *Ilmu Hukum*, PT. Citra Aditya Bakti, Bandung.
- Rasjadi, Lili dan B. Arief Sidharta, 1994, *Filsafat Hukum Madzab dan Refleksi*, PT. Remaja Rosda Karya, Bandung.
- Rawls, John, “*The Justification of Civil Disobedience*”, dalam William Atkins Edmundson (Ed), 1992, *The Duty to Obey the Law: Selected Philosophical Readings*, Rowman & Littlefield, USA.
- Rusli, Hardijan, 1993, *Hukum Perjanjian Indonesia dan Common Law*, Pustaka Sinar Harapan, Jakarta.
- Safioedin, Asis, 1990, *Beberapa Hal Tentang Burgerlijk Wetboek*, Citra Aditya Bakti, Bandung.
- Salmond, 1930, *Jurisprudence Eighth Edition*, Sweet & Maxwell Limited, London.
- Sardjono, Agus, 1994, “*Hukum Perjanjian: Antara Norma dan Pelaksanaannya*”. *Jurnal Hukum dan Pembangunan*, Vol. 24, No. 3, Fakultas Hukum Universitas Indonesia, Jakarta.
- Satrio, J., 1992, *Hukum Perjanjian*, Citra Aditya Bakti, Bandung.
- _____, 2001. *Hukum Perikatan*, Perikatan yang Lahir Dari Perjanjian. Buku I, Citra Aditya Bakti, Bandung.
- Scanlon, T.M., “*Promises and Contract*”, dalam Peter Benson (Editor), 2001, *The Theory of Contract Law, New Essays*. Cambridge University Press, New York.

- Sidharta, Bernard Arief, 2000, *Refleksi Tentang Struktur Ilmu Hukum Sebuah Penelitian Tentang Fondasi Kefilsafatan dan Sifat Keilmuan Ilmu Hukum Sebagai Landasan Pengembangan Ilmu Hukum Nasional Indonesia*, Mandar Maju, Bandung.
- Simamora, Yohanes Sogar, 2009, *Hukum Perjanjian (Prinsip Hukum Kontrak Pengadaan Barang dan Jasa oleh Pemerintah)*, Laksbang Pressindo, Yogyakarta.
- Simmonds, Nigel, 2007, *Law as a Moral Idea*, Oxford University Press, Oxford.
- Soenandar, Taryana. 2006. *Prinsip-prinsip UNIDROIT, Sebagai Sumber Hukum Kontrak dan Penyelesaian Sengketa Bisnis Internasional*. Sinar Grafika, Jakarta.
- Stahl, Friedrich Julius, 2009, *The Doctrine of State and the Principles of State Law* terjemahan Ruben Alvarado, Worldbrige Publishing, New York.
- Stolleis, Micahel, “*Judicial Interpretation in Transition Ancien Regime to Constitutionalism*”, dalam Yusutomo Morigawa, Michael Stollies dan Jean-Louis Halperin (Eds), 2011, *Interpretation of Law in the Age of Enlightenment: From the Rule of the King to the Rule of Law*, Springer Science & Business Media, London.
- Stone, Richard, 2008, *The Modern Law of Contract*, Routledge-Cavendish, London-Newyork.
- Stones, Julius, 1950, *The Province and Function of Law: A Study in Jurisprudence*, 2nd Edition, Harvard University Press, Cambridge.
- Subekti, 1989, *Pokok-Pokok Hukum Perdata*, PT Intermasa, Jakarta
- _____, 1990. *Perbandingan Hukum Perdata*. Cetakan Kesepuluh, Pradnya Paramita, Jakarta.
- _____, 1991, *Hukum Perjanjian*, Intermasa, Jakarta.
- Suharnoko, 2004, *Hukum Perjanjian, Teori dan Analisa Kasus*, Prenada Media, Jakarta.
- _____, 2012, “*Hukum Kontrak Dalam Perspektif Komparatif*” dalam Rosa Agustina, et al, *Hukum Perikatan (Law of Obligations)*, Pustaka Larasan, Denpasar.

- Twining, William dan David Miers, 1999, *How to Do Things with Rules: A Primer of Interpretation*, Butterworths, London.
- Tyler, Tom R., 2006, *Why People Obey the Law*, Princeton University Press, New Jersey.
- Waddams, Stephen M., 1984, *The Law of Contracts*, Canada Law Books, Toronto
- Wade, E. C. S. dan G. Godfrey Phillips, 1977, *Constitutional and Administrative Law Ninth Edition*, Longman Group, London.
- Wade, H. W. R. dan C. F. Forsyth, 1994, *Administrative Law (7th Edition)*, Oxford University Press, Oxford.
- Zimmermann, R., 1992, *The Law of Obligations: Roman Foundations of the Civilian Tradition*, Kluwer Law and Taxation Publishers, Boston.

B. Peraturan Perundang-undangan

- Undang-Undang Dasar Negara Republik Indonesia Tahun 1945;
Kitab Undang-Undang Hukum Perdata.
- Undang-Undang Nomor 2 Tahun 2017 Tentang Jasa Konstruksi (Lembaran Negara Republik Indonesia Tahun 2017 Nomor 11)
- Putusan Mahkamah Agung Nomor 1760 K/PDT/2016 tanggal 09 Agustus 2018.
- Putusan Mahkamah Agung Nomor 2401 K/Pdt/2013 tanggal 22 Januari 2014.
- Putusan Mahkamah Agung Nomor 2816 K/Pdt/2013 tertanggal 12 Juni 2014.
- Putusan Mahkamah Agung Nomor 2816 K/Pdt/2013 tertanggal 12 Juni 2014.
- Putusan Mahkamah Agung Nomor 3125 K/Pdt/2016 tertanggal 26 Januari 2017.
- Putusan Pengadilan Tinggi Bengkulu Nomor 9/PDT/2015/PT.BGL tertanggal 25 Mei 2015.

C. Jurnal, Karya Ilmiah dan Lain-lain

- Anand, Ghasam, 2011, "*Prinsip Kebebasan Berkontrak Dalam Penyusunan Kontrak*", *Yuridika*, Vol. 26, No 2, Mei-Agustus 2011, Fakultas Hukum Universitas Airlangga, Surabaya,.
- Baler, Kurt, 1972, "*The Justification of Governmental Authority*", *The Journal of Philosophy*, Vol. 69, No. 20, Journal of Philosophy, Inc.
- Barnet, Randy E., "*Some Problems with Contract as Promise*", *Cornell Law Review*, Vol. 77, Issue 5, July 1992, Cornell Law School, New York.
- Beauregard, Henry G., 1966, "*Terminations for Convenience as Breach of a Government Contract*", *Boston College Law Review*, Volume 7, Issue 2, Boston Law School, Boston.
- Berman, Mitchell N., "*For Legal Principle*", Public Law Research Paper No. 17-23, University of Pennsylvania Law School, Philadelphia.
- Brownsword, Roger, "*Remedy-Stipulation in the English Law of Contract - Freedom or Paternalism*", *Ottawa Law Review*, Vo. 9, No. 7, Ottawa Law School, Ottawa.
- Epstein, Wendy Netter, 2013. "*Contract Theory and the Failures of Public-Private Contracting*", *Cadozo Law Review*, Vol. 34, *Cardozo School of Law*, New York.
- Clulo, Paul J., 1964, "*Contracts: Restitution as a Remedy for Breach*", *Marquette Law Review*, Vol. 47, Issue 4, Marquette Law School, Michigan.
- Dawson, John. P., "*Specific Performance in France and Germany*", *Michigan Law Review* Vol. 57, No. 4, The Michigan Law Review Association, Michigan, hlm. 495-538.
- Demogue, Rene, 1918, "*Validity of the Theory of Compensatory Damages*", *Yale Law Journal*, Vol. 27. No. 5, Yale Law School, New Heaven.
- Di Matteo, Larry A., 1999, "*Equity's Modification of Contract: An Analysis of the Twentieth Century's Equitable Reformation of Contract Law*", *New England Law Review*, Volume 33, No.1, New England Law School, Boston.
- Dodge, William S., "*The Case for Punitive Damages In Contracts*", *Duke Law Journal*, Vol. 48, No. 4, Duke Law School, North Carolina.

- Echeverria, John, 2012, “*Public Takings of Public Contracts*”, Vermont Law Review, Volume 6, Book 3, Vermont Law School, Vermont.
- Farnsworth, E. Allan, 1970, “*Legal Remedies for Breach of Contract*”, Columbia Law Review, Vol. 70, No. 7. Columbia Law School, New York.
- Gillette, Clayton P., “*Limitations on the Obligation of Good Faith*” Duke Law Journal, Vol. 1981, Number 4, Duke Law School, Carolina.
- Guastini, Riccardo, “*Fragments of a Theory of Legal Sources*”, Ratio Juris, Volume 9, Issue 4 (1996), John Wiley & Sons Ltd, New Jersey.
- Guwandi, J., 2007, *Hukum Medik (Medical Law)*, Fakultas Kedokteran Universitas Indonesia, Jakarta.
- Harry Purwanto, “*Keberadaan Asas Pacta Sunt Servanda dalam Perjanjian Internasional*”, Mimbar Hukum, Vol. 21, No. 1, Feb 2009, Fakultas Hukum Universitas Gadjah Mada, Yogyakarta.
- Hasan, Achmad Madjedi, 2005, “*Penerapan Asas Pacta Sunt Servanda Dalam Kontrak Bagi Hasil Di Bidang Minyak Dan Gas Bumi Dalam Rangka Penanaman Modal*”, Tesis Magister Hukum, Fakultas Hukum Universitas Padjajaran, Bandung.
- Hecke, M. T. Van, 1961, “*Changing Emphases in Specific Performance*”, North Carolina Law Review, Vol. 40, No. 1, University of North Carolina School of Law, North Carolina.
- Hutchinson, Dennis J., “*Elements of Law*”, The University of Chicago Law Review, Vol. 70, No. 1, Chicago Law School, Chicago.
- Jason Taliadoros, 2016, “*The Roots of Punitive Damages at Common Law: A Longer History*”, Cleveland State Law Review, Vol. 64, Iss. 2, Cleveland-Marshall College of Law, Cleveland.
- Jordan Daci, “*Legal Principles, Legal Values and Legal Norms: Are They the Same or Different?*” Academicus International Scientific Journal, Volume 2, Issue 11, 2010, Academicus, Albania.
- Kannedy, Duncan, 1976, “*Form and Substance in Private Law Adjudication*”, Harvard Law Review, Vol. 89, No. 8, Jun 1976. Harvard Law School, Cambridge.

- Kraus, Jody S., 2009, “*The Correspondence of Contract and Promise*”, Columbia Law Review, Vol. 109, No. 7, Columbia Law Review Association Inc, Colombia Law School, USA.
- Kull, Andrew, 1995, “*Rationalizing Restitution*”, California Law Review, Vol. 83, No. 5, University of California, Berkeley, School of Law, California.
- Lens, Jill Wieber, 2011, “*Honest Confusion: The Purpose of Compensatory Damages in Tort and Fraudulent Misrepresentation*”, Kansas Law Review, Vol. 59, Issue. 2, No. 2, University of Kansas School of Law, Kansas.
- M. Schultz, Franklin, 1953, “*Proposed Changes in Government Contract Disputes Settlement: The Legislative Battle over the Wunderlich Case*”, Harvard Law Review, Vol. 67, No. 2, Harvard Law School, Cambridge.
- Martiawan, Fani, 2015, “*Paksaan Ekonomi dan Penyalahgunaan Keadaan Sebagai Bentuk Cacat Kehendak dalam Perkembangan Hukum Kontrak*”, Yuridika, Vol. 30, No. 2, Mei 2015, Fakultas Hukum Universitas Airlangga, Surabaya.
- Martijn W. Hesselink, “*The General Principles of Civil Law: Their Nature, Roles and Legitimacy*”, Working Paper Series No. 2011□14, Centre for the Study of European Contract Law- Centre for the Study of European Contract Law, Amsterdam.
- Mathert, Henry, 1982, “*Restitution as a Remedy for Breach of Contract: The Case of the Partially Performing Seller*, Yale Law Journal, Vol. 92, Issue 1, Article 5, Yale Law School, New Heaven.
- McCormick, Charles T., 1930, “*Liquidated Damages*”, Virginia Law Review, Vol. 17, No. 2, Virginia Law School, Virginia.
- Metzler, Edward L., “*The Growth and Development of Administrative Law*”, Marquette Law Review, Vol, 19, No. 4, June 1935, Marquette Law School, Michigan.
- Mewett, Alan W., 1958, “*The Theory of Government Contracts*”, McGill Law Journal, Vol. 5, No. 4, McGill Law School, Montreal.
- Momberg Uribe, R.A., *The Effect of a Change of Circumstances on the Binding Force of Contracts: Comparative Perspective*, C.J.Wiarda Institute for Legal Research, Utrecht University, Utrecht.

- P. Vincent-Jones, 2000, “*Contractual Governance: Institutional and Organizational Analysis*”, Oxford Journal of Legal Studies, Vol. 20, No. 3, Oxford University Press, Oxford.
- P., Marizca Rachel, 2016, “*Tinjauan Hukum Atas Kontrak Bisnis Berdimensi Publik (Studi Kasus Sengketa Multiyear Contract Atas Penyediaan Jasa Layanan Internet Antara PT Mora Telematika Indonesia dengan Balai Penyedia dan Pengelola Pembiayaan Telekomunikasi dan Informatika, Kementerian Komunikasi dan Informatika)*”, Tesis Program Pascasarjana Fakultas Hukum Universitas Gadjah Mada, Yogyakarta.
- Paine, Thomas, “*Right of Men*” yang dikutip oleh Hilaire Berneet dalam bukunya. Hilaire Berneet, 2002, *Constitutional and Administrative Law*, Cavendish Publishing, London.
- Palmes, Gaines V., 1956, “*Damages In Goverinment Construction Contracts*”, Fordham Law Review, Vol. 25. No. 4, Fordham Law School, New York.
- Pargendler, Mariana, “*The Role of the State in Contract Law: The Common-Civil Law Divide*”, *The Yale Law Journal of International Law*, Vol. 43, No. 1, Yale Law School, United State.
- Pasley, Robert S., 1956, “*The Interpretation of Government Contracts: A Plea for Better Understanding*”, Fordham Law Review, Vol. 15, No. 2, Fordham Law School, New York.
- Patterson, Dennis M., 1992, “*The Value of Promises*”, Law and Philosophy, Vol. 11, No. 4, Springer, Berlin.
- Perillo, Joseph M., 1973, “*Restitution in a Contractual Context*”, Columbia Law Review, Vol. 73, No. 6, Columbia Law School, New York.
- R., Joaquin.-Toubes Muniz, 1997, “*Legal Principles and Legal Theory*”, Ratio Juris, Volume 10 Issue 3, John Wiley & Sons Ltd, New Jersey.
- Raz, Joseph, “*Legal Principles and the Limits of Law*”, The Yale Law Journal, Vol. 81, No. 5 (Apr., 1972), New Heaven, Yale Law School.
- _____, 1970, *The Concept of Legal System: An Introduction to the Theory of a Legal System*, Oxford, Oxford University Press.
- Rea, Jr., Samuel A., 1984, “*Efficiency Implications of Penalties and Liquidated Damages*”. The Journal of Legal Studies, Vol. 13, No. 1.

The University of Chicago Press for the University of Chicago Law School, Chicago.

Romero, Louis J., 1986, "*Specific Performance of Contracts in Comparative Law: Some Preliminary Observations*", *Les Cahiers de droit*, Vol. 27, No. 4, Laval University's Faculty of Law, Quebec.

Rowan, Solane, 2010, "*Reflections on the Introduction of Punitive Damages for Breach of Contract*", *Oxford Journal of Legal Studies*, Vol. 30, No. 3, Oxford University Press, Oxford.

Schwartz, Alan, 1979, "*The Case for Specific Performance*", *Yale Law Journal*, Vol. 89, No. 2, Yale Law School, New Haven,.

Schwartz, Alan dan Robert E. Scott, 2003, "*Contract Theory and the Limits of Contract Law*", *Yale Law Journal*, Vol. 113, No. 3, The Yale Law Journal Company Inc, Yale Law School, New Heaven.

Sherer, Robert J., 1965, "*The Burden of Ambiguity in Government Contracts*", *Boston College Law Review*, Vol. 6, Issue 4, Boston College Law School, Massachusetts.

Sherer, Robert J., 1965, "*The Burden of Ambiguity in Government Contracts*", *Boston College Law Review*, Volume 6, Issue 4, Boston Law School, Boston.

Shrap, Malcolm P., "*Pacta Sunt Servanda*", *Columbia Law Review*, Vol. 41, No. 5, May 1941, Columbia Law School, New York.

Simamora, Yohanes Sogar, 2005, "*Prinsip Hukum Kontrak Dalam Pengadaan Barang Dan Jasa Oleh Pemerintah*", Disertasi Program Pascasarjana Fakultas Hukum Universitas Airlangga, Surabaya.

Simpson, Laurence P., 1959, "*Punitive Damages 'For Breach of Contract*", *Ohio State Law Journal*, Vol. 20, No. , Moritz College of Law, Ohio.

Smith, Stephen A., "*Remedies for Breach of Contract: One Principle or Two?*" dalam Gregory Klass, George Letsas, Prince Saprai (eds), *Philosophical Foundations of Contract Law*, Oxford University Press, Oxford.

Sulastriyono dan Sandara Dini Febri Aristya, "*Penerapan Norma dan Asas-Asas Hukum Adat Dalam Praktik Peradilan Perdata*", *Mimbar Hukum*, Vol. 24, No. 1, Februari 2012, Fakultas Hukum Universitas Indonesia, Yogyakarta.

- Supancana, 2008, “*Aspek-Aspek Hukum Kontrak dalam Pembangunan dan Pengoperasian Infrastruktur dengan Pola BOT (Build, Operate and Transfer)*”, *Penelitian Badan Pembinaan Hukum Nasional (Research Paper)*, Departemen Hukum dan Hak Asasi Manusia, Jakarta.
- Suraputra, D. Sidik, 2014, “*Doctrine of Rebus Sic Stantibus and Law of International Treaty*”, *Indonesian Journal of International Law*, Vol. 11, No. 4, July 2014, Fakultas Hukum Universitas Indonesia, Depok.
- Tedoradze Irakli, 2017 “*The Principle of Freedom of Contract, Pre-Contractual Obligations Legal Review English, EU and US Law*”, *European Scientific Journal*, Vol. 13, No. 4, European Scientific Institute (ESI), Portugal.
- Thurston, Edward S., 1948, “*Recent Development in Restitution: Recission and Reformation for Mistake, Including Misrepresentation*”, *Michigan Law Review*, Vol. 48, No. 8, The Michigan Law Review Association, Michigan.
- Trakman, Leon E., 2016, “*Public Responsibilities Beyond Consent: Rethinking Contract Theory*”, *Hofstra Law Review*, Vol.45, Issue 1, No. 4, Hofstra Law School, New York.
- Tri Budiyo, “*Genealogi Kontrak (Studi tentang Historisitas Asas Dalam Hukum Kontrak)*”, Makalah, Orasi Ilmiah Fakultas Hukum Tanggal 5 Desember 2012, Fakultas Hukum Universitas Kristen Satya Wacana, Salatiga.
- Utoyo, Bambang, 2015, “*Prinsip Proporsionalitas dalam Kontrak Pengadaan Barang dan Jasa oleh Pemerintah*”, Disertasi Program Pascasarjana Fakultas Hukum Universitas Airlangga, Surabaya.
- Weinrib, Ernest J., 2003, “*Punishment and Disgorgement as Contract Remedies*”, *Chicago-Kent Law Review*, Vol. 78, Issue 1, Article 5. Chicago-Kent Law School, Illinois.
- Widodo, Ernu, 2010, “*Relevansi Sistem Civil Law dan Common Law dalam Pengaturan Hukum Perjanjian Baku di Indonesia*”, *de Jure*, Vol. 2, No. 2, Fakultas Hukum dan Syariah Universitas Islam Negeri Maulana Malik Ibrahim.
- Wigati, Tofan, 2012, “*Asas Re Bus Sic Stantibus Sebagai Bentuk Perlindungan Hukum Para Pihak Dalam Kontrak Saat Terjadi Perubahan Keadaan*”, Tesis Program Pascasarjana Fakultas Hukum Universitas Gadjah Mada, Yogyakarta.

Zeller, Bruno, 2003, “*Good Faith-Is it a Contractual Obligation?*” Bond Law Review, Vol. 15, Issue 2, Bond Law School, Australia.

D. Internet

<https://kbbi.web.id/perlindungan> diakses pada tanggal 1 Januari 2018.