

DAFTAR PUSTAKA

A. BUKU

- Austrian Federal Competition Authority, 2017, *Guidance on Dawn Raids*, Austrian Federal Competition Authority, Vienna.
- Beal, Ivo Van, 2011, *Due Process In EU Competition Proceedings*, Wolter Kluwer Law & Business, Alphen aan den Rijn.
- Desai, K. S., 2007, *Antitrust Compliance Programmes The European Antitrust Review*, Mayer, Brown, Rowe & Maw LLP, Brussels.
- Harahap, M. Yahya, 2005, *Hukum Acara Perdata: Gugatan, Persidangan, Penyitaan, Pembuktian, dan Putusan Pengadilan*, Sinar Grafika, Jakarta.
- Herdiansyah, Haris, 2012, *Metodologi Penelitian Kualitatif Untuk Ilmu-Ilmu Sosial*, Salemba Humanika, Jakarta.
- Hermansyah, 2009, *Pokok-pokok Hukum Persaingan Usaha di Indonesia*, Kencana Prenada Media Group, Jakarta.
- Lianos, Ioanis dan Damien Geradin, 2013, *Handbook on European Competition Law: Enforcement and Procedure*, Edward Elgar Pub, Cheltenham.
- Lubis, A. F., Anna M. T. A., Kurnia T., Budi K., M. Hawin., Ningrum N. S., Sukarmi, Syamsul M., Udin S., 2017, *Buku Teks Hukum Persaingan Usaha*, Komisi Persaingan Usaha, Jakarta.
- Ningrum, G. P., 2013, *Hukum Persaingan Usaha*, Aswaja Pressindo, Yogyakarta.
- Nusantara, A. H. G. dan Benny K. H., 1999, *Analisa dan Perbandingan Undang-undang Anti Monopoli*, Elex Media Komputindo, Jakarta.
- Rokan, M. K., 2010, *Hukum Persaingan Usaha: Teori dan Praktiknya di Indonesia*, Rajagrafindo Persada, Jakarta.
- Sasaki, Masamichi, 2011, "The SAGE Encyclopedia of Social Science Research Methods", Sage Publications, Thousand Oaks.
- Soekanto, Soerjono, 1984, *Pengantar Penelitian Hukum*, Universitas Indonesia Press, Jakarta.
- Soekanto, Soerjono dan Sri Mamuji, 2007, *Penelitian Hukum Normatif Suatu Tinjauan*, Raja Wali Pres, Jakarta.
- Suhasril dan Mohammad Taufik, 2010, *Hukum Larangan Praktik Monopoli dan Persaingan Usaha Tidak Sehat di Indonesia*, Ghalia Indonesia, Bogor.
- Sokol, Daniel D. dan Andrew T. Guzman, 2019, *Antitrust Procedural Fairness*, Oxford University Press, Oxford.
- Sunggono, Bambang, 2012, *Metodologi Penelitian Hukum*, Rajawali Pers, Jakarta.
- Susanti, Dyah Ochtorina dan A'an Edendi, 2014, *Penelitian Hukum (Legal Research)*, Sinar Grafika, Jakarta.
- Szysczczak, Erika dan Adam Cygan, 2008, "Understanding EU Law", Sweet & Maxwell, London.
- Usman, Rachmadi, 2013, *Hukum Acara Persaingan Usaha di Indonesia*, Sinar Grafika, Jakarta.

Wahyuni, Sari, 2012, *Qualitative Research Method: Theory and Practice*, Salemba Empat, Jakarta.

B. JURNAL

- Aslam, Imran dan Michael Ramsden, "EC Dawn Raids: A Human Rights Violation?", *The Competition Law Review*, Vol. 5, No. 1, 2008.
- Bork, Robert dan Ward S. Bowman, "The Crisis in Antitrust", *Columbia Law Review*, Vol. 65, No. 3, Maret, 1965.
- Frankenberg, Gunter, "Critical Comparisons: Re-thinking Comparative Law", *Harvard International Law Journal*, Vol. 26, No. 2, 1985.
- Langus, Gregor dan Massimo Motta, "The Effect of EU Antitrust Investigations and Fines on a Firms's Valuation", *CEPR Discussion Papers*, No. 6176, Maret, 2007.
- MacGregor, Anne dan Bogdan Gecic, "Due Process in EU Competition Cases Following the Introduction of the New Best Practices Guidelines on Antitrust Proceedings", *Journal of European Competition Law & Practice*, Vol. 3, No. 5, 2012.
- Mantili, Rai, Hazar Kusmayanti, dan Anita Afriana, "Problematika Penegakan Hukum Persaingan Usaha di Indonesia Dalam Rangka Menciptakan Kepastian Hukum", *Padjajaran Jurnal Ilmu Hukum*, Vol. 3, No. 1, 2016.
- Mulyadi, Dudung dan Ibnu Rusyidi, "Efektivitas Peran Komisi Pengawas Persaingan Usaha (KPPU) Dalam Penanganan Kasus Persaingan Usaha Tidak Sehat", *Jurnal Ilmiah Galuh Justisi*, Vol. 5, No.1, 2017.
- Murphy, Garvin, "Are EU Dawn Raid Procedures on a Collision Course With The ECHR? Does a Cautionary Tale From Canada Offer Guidance?", *Commonwealth Law Bulletin*, Vol. 42, No. 4, 2016.
- Narindra, Mochammad Didi dan Eny Sulistyowati, "Konsep Mendapatkan Alat Bukti Surat Dan Atau Dokumen Dalam Penangan Perkara Dugaan Terjadinya Praktek Monopoli Dan Atau Persaingan Usaha Tidak Sehat", *Jurnal Novum*, Vol. 4, No. 2, 2017.
- Nur, Deswin, "Understanding the Competition Law and Policy of Indonesia", *CPI Antitrust Chronicle*, Vol. 8, No. 1, Agustus, 2015.
- Organisation for Economic Co-Operation and Development, "OECD Reviews of Regulatory Reform in Indonesia: Competition Law and Policy 2012", *Organisation for Economic Co-Operation and Development*, September, 2016.
- Pasaribu, M. S. M., "Challenges of Indonesian Competition Law and Some Suggetions for Improvement", *Eria Discussion Paper Series*, Januari, 2016.
- Simbolon, Alun, "Kedudukan Hukum Komisi Pengawas Persaingan Usaha Melaksanakan Wewenang Penegakan Hukum Persaingan Usaha", *Mimbar Hukum*, Vol. 24, No. 3, 2012.
- Simbolon, Alum, "Pendekatan yang Dilakukan Komisi Pengawas Persaingan Usaha Menentukan Pelanggaran dalam Hukum Persaingan Usaha", *Jurnal Hukum Ius Quia Iustum*, Vol. 20, No. 2, 2013.

Theophile, Didier, “Legal Challenges to Dawn Raid Inspections under the Principles of EU, French and ECHR Law”, *Journal of European Competition Law & Practice*, Vol. 3, Issue 6, 2012.

Wicaksono, Muhammad Rifky, 2014, “*Striking Balance Between Intellectual Property Rights and Competition Law Protection in Cases of Patent Abuse: A Comparative Study of Indonesia’s and E.U.’s Approach*”, Universitas Gadjah Mada, Yogyakarta.

Zubair, Aishat Abdul-Qadir, “The Role of Comparative Legal Research in The Development of Law”, *Australian Journal of Basic and Applied Sciences*, Vol. 8, No. 9, 2014.

C. PERATURAN PERUNDANG-UNDANGAN

Undang-undang Nomor 5 Tahun 1999 tentang Larangan Praktek Monopoli dan Persaingan Usaha Tidak Sehat (Lembaran Negara Republik Indonesia Tahun 99 Nomor 33, Tambahan Lembaran Negara Nomor 3817).

Keputusan Presiden Nomor 75 Tahun 1999 tentang Komisi Pengawas Persaingan Usaha

Peraturan Komisi Pengawas Persaingan Usaha Nomor 1 Tahun 2019 tentang Tata Cara Penanganan Perkara Praktik Monopoli dan Persaingan Usaha Tidak Sehat.

Peraturan Komisi Pengawas Persaingan Usaha Nomor 2 Tahun 2019 tentang Organisasi Dan Tata Kerja Komisi Pengawas Persaingan Usaha.

Putusan Komisi Pengawas Persaingan Usaha Nomor 04/KPPU-I/2016 perihal Dugaan Pelanggaran Pasal 5 Ayat 1 Undang-Undang Nomor 5 Tahun 1999 Tentang Larangan Praktek Monopoli Dan Persaingan Usaha Tidak Sehat dalam Industri Sepeda Motor Jenis Skuter Matik 110-125 CC, 5 Desember 2017.

Putusan Pengadilan Negeri Jakarta Utara Nomor 163/Pdt.G/KPPU/2017/PN.Jkt.Utr. perihal keberatan terhadap Putusan Komisi Pengawas Persaingan Usaha (KPPU) dalam tingkat pertama, 5 Desember 2017.

Putusan Mahkamah Agung Nomor 217K/Pdt.Sus-KPPU/2019 perihal Perkara Perdata Khusus Sengketa Persaingan Usaha, 23 April 2019.

Putusan Mahkamah Konstitusi Nomor 85/PUU-XIV/2016 perihal Permohonan Pengujian Undang-Undang Nomor 5 Tahun 1999 Tentang Larangan Praktek Monopoli Dan Persaingan Usaha Tidak Sehat Terhadap Undang-Undang Dasar Negara Republik Indonesia Tahun 1945, 20 September 2017.

Treaty on th Functioning of the European Union – Part Three: Union Policies and Internal Actions – Title VII: Common Rules on Competition, Taxation and Approximation of Laws – Chapter 1: Rules on Competition – Section 1: Rules Applying to Undertakings – Article 101 – Article 105 – TFEU.

Regulation (EU) 2018/1725 of the European Parliament of the Council on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices, and agencies and on the movement

of such data, and repealing Regulation (EC) No. 45/2001 and Decision No. 1247/2002/EC.

Council Regulation (EC) No. 1/2003 on the implementation of the rules on the competition laid down in Article 81 and Articles 82 of the Treaty.

Commission Regulation (EC) No. 773/2004 relating to the conduct of proceedings by the Commission pursuant to Articles 81 and 82 of the EC Treaty.

Commission Regulation (EC) No. 622/2008 amending Regulation (EC) No. 773/2004, as regards the conduct of settlement procedures in cartel cases.

Commission Regulation (EU) No. 519/2013 adapting certain regulation and decisions in the field of free movement of goods, freedom of movement for persons, right of establishment and freedom to provide services, company law, competition policy, agriculture, food safety, veterinary and phytosanitary policy, fisheries, transport policy, energy taxation, statistics, social policy and employment, environment, customs union, external relations, and foreign, security and defence policy, by reason of the accession of Croatia.

D. PIDATO

Rauf, M. S., “Keynote Speech OECD/KPC Workshop on Abuse of Dominance and Unilateral Conducts: Fundamentals”, Pidato, Workshop OECD, Bali, 11-13 Mei, 2016.

E. INTERNET

Court of Justice of the European Union (CJEU), https://europa.eu/european-union/about-eu/institutions-bodies/court-justice_en, diakses pada 19 Maret 2020.

Dentons, “Focus on Antitrust Dawn Raids in Europe”, <https://www.dentons.com/en/insights/articles/2019/september/19/focus-on-antitrust-dawn-raids-in-europe>, diakses pada 21 Januari 2020.

European Union, About the EU, https://europa.eu/european-union/about-eu/countries_en, diakses pada 21 Januari 2020.

European Commission, “Antitrust: Commission impose fine on E.ON for the breach of a seal during inspection-frequently asked questions”, https://ec.europa.eu/commission/presscorner/detail/en/MEMO_08_61, diakses pada 20 Februari 2020.

Mackrell Turner Garret, “The Dawn Raid Manual”, DLAIPER, <http://www.mackrell.com/wp-content/uploads/2016/01/MTG-Dawn-Raid-Manual.pdf>, Mackrell Turner Garret Press Release, diakses pada 11 September 2019.

Mark Van Hoecke, “Methodology of Comparative Legal Research”, <https://www.researchgate.net/publication/291373684>, diakses pada 4 Desember 2019.

Natha Bush dan Wincen Santoso, “Threat of Antitrust Dawn Raid in Indonesia Antitrust Alert”, DLAIPER,

<https://www.dlapiper.com/en/chile/insights/publications/2017/08/threat-of-antitrust-dawn-raids-in-indonesia/>, diakses pada 8 September 2019.

Hukumonline, “In House Lawyer dan Pengacara Negara Bukan Advokat”,
<https://www.hukumonline.com/berita/baca/hol7669/iin-house-lawyeri-dan-pengacara-negara-bukan-advokat/>, diakses pada 27 Maret 2020.