

**THE ANALYSIS OF INCONSISTENCY OF ANNULMENT OF  
ARBITRATION AWARD IN SUPREME COURT DECISION NO. 26**

**B/Pdt.Sus-Arbt/2014**

**UNDERGRADUATE THESIS**



**Name : Wahyudi Umar**  
**Student Number : 20130610194**  
**Faculty : Law**  
**Major : International Program for Law and Sharia**  
**Field of Study : Business Law**

**FACULTY OF LAW**

**UNIVERSITAS MUHAMMADIYAH YOGYAKARTA**

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## DECLARATION PAGE

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

I hereby declare that the undergraduate thesis under the title “**THE ANALYSIS OF THE INCONSISTENCY OF ANNULMENT OF ARBITRATION AWARD IN SUPREME DECISION NO. 26 B/ ARB. G-BTL/2014**”, and its contents are truly the work of my own and I did not do plagiarism or quotation in ways that are inconsistent with the prevailing ethic in the scientific community. On this statement, I am ready to bear the risk/any sanction imposed to me in accordance with applicable regulation, if the future found a breach of scientific ethics, I am willing to accept the sanctions.

### Written by

**Name** : Wahyudi Umar  
**Student Number** : 20130610194  
**Faculty** : Faculty of Law  
**Major** : International Program for Law and Sharia (IPOLS)  
**University** : Universitas Muhammadiyah Yogyakarta

Yogyakarta, November 4<sup>th</sup>, 2017



Wahyudi Umar

## **MOTTO PAGE**

그냥해라

**“JUST DO IT”**

(Wahyudi Umar)

우리는 할 수있다

**“I CAN DO IT”**

(Wahyudi Umar)

**“ONLY I CAN CHANGE MY LIFE, NO ONE CAN DO IT FOR ME”**

(Caroll Burnett)

## **DEDICATION**

**This Undergraduate Thesis dedicate to**

My Lord, Allah SWT  
Prophet Muhammad SAW

My beloved parents  
Zudun Umar  
Marni Mansur

My lovely bothers & sisters  
Rahmat Umar, S.Ked.  
Malvira Umar  
Putri Syahrani Umar  
Muhammad Maulana Khatana Umar

## **FOREWORD**

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## **LIST OF STATUTES**

### **Indonesia**

Law No. 30 of 1999 on Alternative Dispute Resolution and Arbitration

Law No.14 of 1970 on Basic Provisions on Judicial Power

Law No. 2 of 1986 on Court of General Jurisdiction

Law No. 8 of 2004 on Court of General Jurisdiction (first amendment)

Law No. 7 of 1989 on Religious Court

Law No. 3 of 2006 on Religious Court (first amendment)

Law No. 50 of 2009 on Religious Court (second amendment)

Law No.14 of 1985 on Supreme Court

Law No. 5 of 2004 on Supreme Court (first amendment)

Law No. 3 of 2009 on Supreme Court (second amendment)



## **LIST OF ABBREVIATION**

|           |  |
|-----------|--|
| ADR       | Alternative Dispute Resolution                                   |
| BANI      | Indonesian Arbitration Institution                               |
| BAPMI     | Indonesian Capital Market Arbitration Institution                |
| BAKTI     | Institution of Commodity Future Trading<br>Arbitration           |
| BASYARNAS | Indonesian Syariah Arbitration Institution                       |
| ICC       | International Chamber of Commerce                                |
| ICSID     | International Center for the Settlement of<br>Investment Dispute |
| SIAC      | Singapore International Arbitration Center                       |