

Dispute Resolution

New Execution Guideline For The District Courts Aims To Simplify Execution Process

In February 2019, the Supreme Court, through the Directorate General of the General Judiciary issued a new guideline for the implementation of execution in district courts ("**Guideline**").

The application for and implementation of execution in Indonesia is a lengthy process and often, it may even exceed the duration of the trial. Indeed, this is acknowledged by the Supreme Court in the introduction to the Guideline. As such, the Guideline aims to ease and to expedite the execution process, particularly for civil court decisions, mediation/settlement resolutions, arbitration awards, decisions from labor court (*Pengadilan Hubungan Industrial*), competition authority (*Komisi Pengawas Persaingan Usaha*), consumer dispute settlement agency (*Badan Penyelesaian Sengketa Konsumen*), information commission (*Komisi Informas*), as well as executorial deed (*grosse akta*) and security execution (*eksekusi jaminan*).

At a glance, the Guideline is divided into several sections: (i) execution, scope and settlement, (ii) registration of application for execution, (iii) application requirements for reminder (*aanmaning*) or execution, (iv) actual execution steps, (v) guidelines for cost calculation for reminder (*aanmaning*), confiscation and execution, (vi) arrangement of application for reminder (*aanmaning*) or execution, (vii) control of the execution file, and (viii) templates of application for execution.

In conclusion, the Supreme Court hopes that the Guideline will assist in streamlining the execution process by creating a standard operation procedure that are applicable to all district courts.

While the enactment of this Guideline may not be the ultimate answer to resolve issues surrounding execution in Indonesia, this Guideline manifests the Supreme Court's commitment in improving the executing contracts indicator in the framework of Ease of Doing Business in Indonesia.

Kindly contact us if you would like further information regarding the Guideline.

Contacts



Eri Hertiawan
Partner

D +62 21 2555 7883
F +62 21 2555 7899
eri.hertiawan@ahp.id



Alvin Sukmana Ambardy
Senior Associate

D +62 21 2555 7895
F +62 21 2555 7899
alvin.ambardy@ahp.id

Our Regional Contacts

RAJAH & TANN | *Singapore*

Rajah & Tann Singapore LLP

T +65 6535 3600
F +65 6225 9630
sg.rajahtannasia.com

CHRISTOPHER & LEE ONG | *Malaysia*

Christopher & Lee Ong

T +60 3 2273 1919
F +60 3 2273 8310
www.christopherleeong.com

R&T SOK & HENG | *Cambodia*

R&T Sok & Heng Law Office

T +855 23 963 112 / 113
F +855 23 963 116
kh.rajahtannasia.com

RAJAH & TANN NK LEGAL | *Myanmar*

Rajah & Tann NK Legal Myanmar Company Limited

T +95 9 7304 0763 / +95 1 9345 343 / +95 1 9345 346
F +95 1 9345 348
mm.rajahtannasia.com

RAJAH & TANN 立杰上海 SHANGHAI REPRESENTATIVE OFFICE | *China*

Rajah & Tann Singapore LLP Shanghai Representative Office

T +86 21 6120 8818
F +86 21 6120 8820
cn.rajahtannasia.com

GATMAYTAN YAP PATACSIL GUTIERREZ & PROTACIO (C&G LAW) | *Philippines*

Gatmaytan Yap Patacsil Gutierrez & Protacio (C&G Law)

T +632 894 0377 to 79 / +632 894 4931 to 32 / +632 552 1977
F +632 552 1978
www.cagatlaw.com

ASSEGAF HAMZAH & PARTNERS | *Indonesia*

Assegaf Hamzah & Partners

Jakarta Office

T +62 21 2555 7800
F +62 21 2555 7899

Surabaya Office

T +62 31 5116 4550
F +62 31 5116 4560
www.ahp.co.id

RAJAH & TANN | *Thailand*

R&T Asia (Thailand) Limited

T +66 2 656 1991
F +66 2 656 0833
th.rajahtannasia.com

RAJAH & TANN LCT LAWYERS | *Vietnam*

Rajah & Tann LCT Lawyers

Ho Chi Minh City Office

T +84 28 3821 2382 / +84 28 3821 2673
F +84 28 3520 8206

RAJAH & TANN | *Lao PDR*

Rajah & Tann (Laos) Sole Co., Ltd.

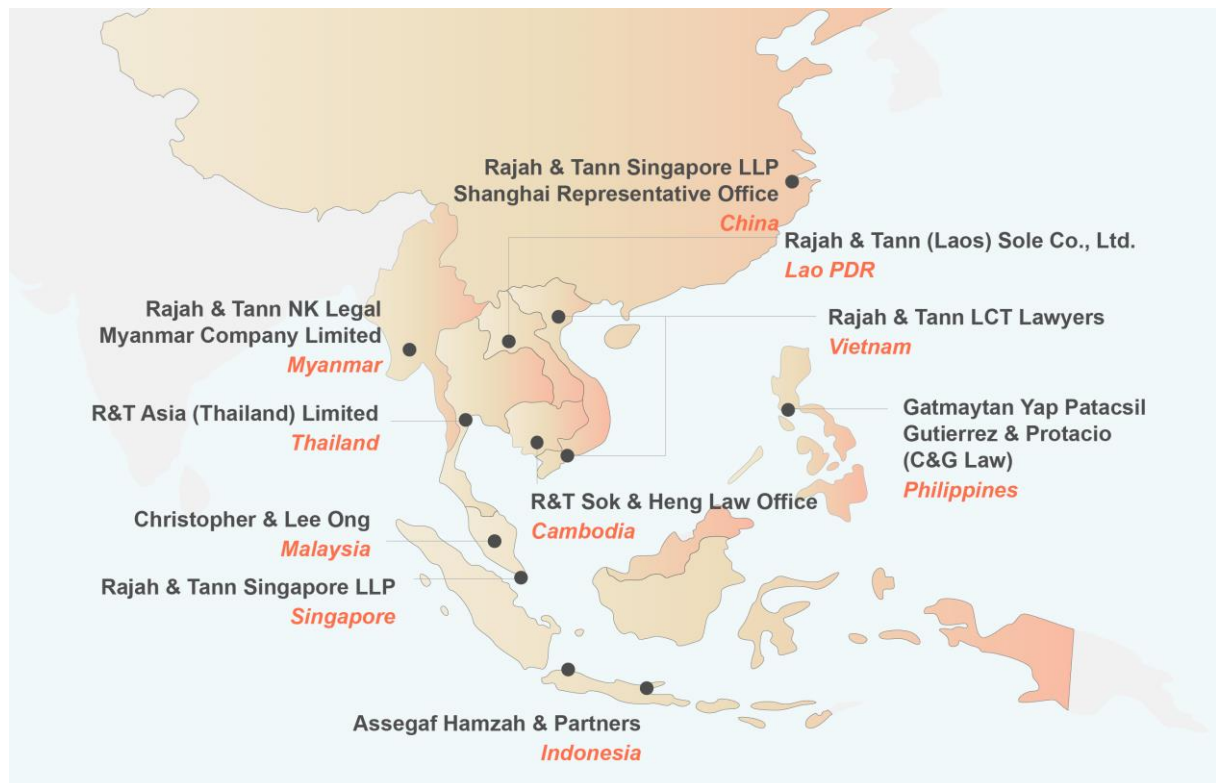
T +856 21 454 239
F +856 21 285 261
la.rajahtannasia.com

Hanoi Office

T +84 24 3267 6127
F +84 24 3267 6128
www.rajahtannlct.com

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