

ABSTRAK

Judul Skripsi Penulis adalah: Deskripsi Tentang Penyelesaian Sengketa Desain Industri Oleh Pengadilan Niaga. Masalah penelitian penulis adalah: Mengapa putusan hakim dalam suatu desain industri ada yang dikabulkan dan ada yang tidak dapat diterima. Jenis Penelitian yang digunakan adalah penelitian normatif yang bersifat deskriptif yakni dalam hal ini penulis mendeskripsikan atau menggambarkan, menguraikan serta menjelaskan. Data yang digunakan adalah data sekunder dengan tiga bahan hukum yaitu bahan hukum primer, bahan hukum sekunder dan bahan hukum tersier. Teknik pengumpulan data dalam penelitian ini menggunakan studi kepustakaan, yaitu merupakan kegiatan untuk menghimpun informasi yang relevan dengan topik atau masalah yang menjadi objek penelitian.

Berdasarkan hasil penelitian di sampaikan bahwa: Alasan hakim tidak menerima karena dalil permohonan penggugat kabur (*Obscuur libel*) dan alasan hakim mengabulkan karena penggugat dapat membuktikan dalilnya dalam persidangan dan gugatan termasuk dalam pokok perkara.

Saran Penulisan skripsi ini : Bagi pihak yang berperkara sebaiknya perlu memahami obyek gugatan secara benar baik secara formil dan materilnya sebelum mengajukan suatu gugatan desain industri dan bagi hakim terus meningkatkan profesionalisme sesuai dengan tugas dan tanggungjawab dalam memberikan pertimbangan hakim yang berkualitas dan transparan sesuai dengan obyek gugatan dan perkara yang disengketakan oleh para pihak.

Kata Kunci: Sengketa, gugatan diterima dan gugatan kabur

ABSTRACT

The title of the author's thesis is: Description of Settlement of Industrial Design Dispute by the Commercial Court Commercial Court. The author's research problem is: Why the judge's decision in Why the judge's decision in an industrial design is granted and some are unacceptable.

The type of research used is normative research which is descriptive in nature.

descriptive, namely in this case the author describes or describes, describe and explain. The data used is secondary data with three legal materials, namely primary legal materials, secondary legal materials and tertiary legal materials. tertiary legal materials. The data collection technique in this research uses a literature study literature, which is an activity to collect information that is relevant to the topic or problem that is the object of research. with the topic or problem that is the object of research.

Based on the research results in Based on the results of the research, it is conveyed that: The reason the judge did not Obscuur libel (*Obscuur libel*) and the reason the judge granted it was because the plaintiff could prove his arguments in the trial and the lawsuit was included in the subject matter of the trial. prove his arguments in the trial and the lawsuit is included in the subject matter of the case. case.

Suggestions for writing this thesis: For litigants should need to understand the object of the lawsuit properly both formally and materially before filing a lawsuit. both formally and materially before filing an industrial design lawsuit and for judges to continue to improve their professionalism in accordance with their duties and responsibilities in providing quality and transparent judicial considerations in accordance with the object of in accordance with the object of the lawsuit and the case disputed by the parties.

Keywords: Dispute, lawsuit accepted and lawsuit blurred