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LEGAL RECONSTRUCTION ON LOCAL ASSET MANAGEMENT IN INDONESIA

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ABSTRACT

This work aims at reviewing the regulation regarding the utilization of local government's asset in Indonesia. This is required in order to guarantee the legal certainty in classifying, distributing, optimizing and including transferring the asset for regional government interest. To visualize the above objective, this work applied normative-legal research which emphasizes its analysis on primary and secondary legal materials. All collected legal materials are classified, categorized, analyzed and constructed as well as developed through analytical prescriptive elaboration. The result of this work shows potential conflict of norm which challenges the legal certainty in optimizing collective asset for public welfare. Some conflicting norms touch the legal subject inconsistency of regulation in optimizing the regional government's asset. At the end, this work recommends to integrate the various conflicting norms based on coherence principle in order to ascertain the consistency, comprehensiveness and interlinking of norms concerning the optimization of regional asset for public welfare.

Keywords: Regulation, Local Government, Local Asset Properties, Conflict of Norm.