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K&K ADVOCATES DISPUTE RESOLUTION PRACTICE SUCCEED IN DISMISSING LAWSUIT OF INTERNATIONAL ARBITRATION AWARD ENFORCEMENT AT CENTRAL JAKARTA DISTRICT COURT

As known by many, arbitration has become a preferred means of dispute resolution in a cross-border transaction. Praised for its effectiveness and efficiency process, the preference of choosing arbitration as dispute resolution for commercial matters has rapidly arisen. In responding this trend, since 1999 Indonesia recognizes enforcement of foreign arbitration award by virtue of Law No. 30 of 1999 on Arbitration and Alternative Dispute Resolution ("Law 30/1999").

Recently, K & K Advocates had the opportunity to implement and tested the implementation of Law 30/1999 through assisted our foreign client to request for execution of a foreign arbitration award. However, during our course of requesting execution, there was a challenge occurred from the adversary party which was made by way of filing lawsuit against our request for execution to the Central Jakarta District Court.

Facing the opposition from the adversary party, our dispute resolution practice group was requested to represent the client in the proceeding. Through submitting argument that contested the authority of the judges to examine this proceedings, our dispute resolution practice provided argument that showcased its expertise. Supported by relevant facts, evidence and precedence, the panel of judges ruled in our client favor granting termination of the proceeding. The decision of the panel of judges that declared on 18 July 2018 rendered that it does not have the authority to examine the case. In consequence to that, the adversary's attempt to



affect our client execution request has not been succeeded since its lawsuit has been dismissed.

The decision also evidences the knowledge and understanding of Central Jakarta District Court judges on its competence in a foreign arbitration and proceeding, which should be applauded. It should also serve to overturn the common opinion on the unfamiliarity of Indonesian Judicial System upon international arbitration recognition. Our dispute resolution practice is proud to become part of this opportunity.

Should there any inquiries pertaining our dispute resolution practice through our office email office@kk-advocates.com, we would be more than happy be of your assistance.