

27 February 2015

Leks Newsletter

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## The Firm

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Leks&Co is a multi-services law firm, full of young, dynamic, and intelligent lawyers, operating at a definite quality management system, rendering preeminent and world-class legal services under a specified quality code and core values.

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## Our Uniqueness

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1. We are young, energetic, and creative lawyers, so that we can provide and deliver a fast and reliable legal service;
2. We emphasize the use of technology in delivering our service;
3. We emphasize our core values in providing and delivering our service;
4. Our office is strategically located at CBD area;
5. We have received numerous award from Global Law Expert, Corporate INTL and Finance Monthly;
6. We provide services to store client's legal document in the online server, accessible by our client password protected;
7. We provide useful legal

Dear {FIRST\_NAME},

This is the Leks Newsletter of February 2015. On this issue, you will see legal update and our blogs update. We hope that our newsletter is useful for you.

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## Leks News

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**Leks&Co as Winner in the Category of “Property Law Firm Of The Year – Indonesia” by Worldwide Financial Advisor Awards Magazine – Worldwide Advisor Superior Lawyer 2015**

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**Our Managing Partner “Eddy Leks” Presenting a Contract Preparation and Negotiation for Non-Lawyers at Shangri-la Hotel, Jakarta**

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update knowledge through Blogs, Twitter, Facebook, Slide Shares, and other resources;

8. We provide pro bono service for churches and social organizations, and international organizations through Trust Law Connect, run by Thomson Reuters Foundation and also through Mitra Klinik, group of pro bono providers at Hukumonline, leading legal news and education site in Indonesia;
9. We provide one (1) hour free consultation and free trial for retainer services within two (2) weeks;
10. We provide premium service with a cost efficient approach;
11. We are the International Partner of China-ASEAN Legal Cooperation Center;
12. We are member of (i) Eurojuris International, a leading worldwide network of law firms and (ii) International Chambers of Commerce.

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## Practice Areas

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### Real Estate

Construction Law -  
Foreclosure -  
Homeowners Association  
- Land Use and Zoning -  
Landlord and Tenant Law



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**Eddy Leks, our Managing Partner, speaking on “Fundamental of Land Laws” and “Condominium Law (Developer’s Perspective)” at Property Law Intensive Course IV hosted by EMLI Training**

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 EMLI TRAINING

KUPELI INTENSIF HUKUM PROPERTI ASASIKAN IV  
HOTEL GRAND PRIMA LEGAL HARMONY - JAKARTA  
25-27 FEBRUARI 2015

- Property Law - Property Management – Property Commercial Dispute Resolution – Property Shares or Asset Acquisition – Legal Due Diligence on Property Company or its Assets – Lease Agreement

## **General Corporate / Commercial**

Agency and Distributorship - Business Formation - Business Law - Commercial Law - Contracts - Corporate Governance - Corporate Law - Franchising - Joint Venture - Mergers and Acquisition - Shareholders Rights – Retail – Investment Law

## **Commercial Dispute Resolution**

ADR (Alternative Dispute Resolution) - Business Litigation - Civil Litigation - Commercial Litigation - Corporate Litigation - Financial Litigation – Mediation – Arbitration

## **Mining**

General Mining - Mining Construction - Mining Contractor – Mergers and Acquisition on Mining Companies – Legal Due Diligence – Commercial



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## **Leks Legal Update**

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### **New Copyright Law**

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#### **Background**

Law Number 28 of 2014 on Copyright (“New Copyright Law”) was issued on 16 October 2014, which revokes the Law Number 19 of 2002 on Copyright (“Old Copyright Law”). The New Copyright Law became effective since 16 October 2014. The New



Copyright Law stipulates several terms which are more complex compared to the Old Copyright Law.

New Copyright Law defines copyright as the exclusive right of the author which arises automatically under the declarative principle after a work is manifested in a tangible form without prejudice to the provisions of prevailing laws and regulations. The New Copyright Law adds scopes of protected work, among others are video game and compilation of traditional culture expressions. Other than that, the New Copyright Law also stipulates several new definitions which are not stipulated previously under the Old Copyright Law, among others are (i) fixation, (ii) collective management organization, (iii) piracy, (iv) royalty, and (v) broadcasting.

#### **Validity Period of Moral Rights and Economic Rights**

Article 4 of New Copyright Law emphasizes copyright as

Dispute Resolution on Mining Company

## Employment and Labor

Employee Benefits -  
Employee Rights - Human Resources Law - Labor Relating - Outsourcing - Workers Compensation

## Government

Administrative Law -  
Government Contracts -  
Local and Municipal Law -  
Administrative Dispute Resolution

Bankruptcy Claim -  
Creditor Meeting -  
Administration of Assets -  
Liquidation

## Environmental

Environmental Law

## Criminal Criminal

Defense - Criminal Investigation

## Intellectual Property

Intellectual Property Rights

## International Network



## Awards and Accolades

an exclusive right which consists of moral rights and economic rights. The moral rights of the author to (i) still put or not put his name on the copy with regards to the use of his work for public, (ii) use his alias or pseudonym, and (iii) preserve his rights, in the event of distortion, mutilation, modification of his work or things that are detrimental to his honor or reputation, are valid indefinitely. However, the moral rights of author over (i) change of his work according to the appropriateness in the society, and (ii) change of title and sub title, are valid for a period of copyright of the respective work.

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## Leks Blog Update

### Right and Obligation of Property Brokerage Company



Right and obligation of property brokerage company is stipulated under the Minister of Trade Regulation Number 33/M-DAG/PER/8/2008 on

Property Brokerage Company (“**Permendag No. 33/M-DAG/PER/ 8/2008**”). Property brokerage company is the entity that operates as a sale and purchase broker, lease broker, research and assessment, marketing, as well as consultancy and information dissemination relating to a property based on employer’s or client’s instruction under a written agreement (“**Company**”). The company may take the form of limited liability, *Commanditaire Vennootschap* (CV), cooperative, firm and individual.

### Right of Company

Under Article 2 of Permendag No. 33/M-DAG/PER/8/2008, the Company may perform the following activities: sale and purchase services; lease services; property research and assessment services;

marketing services; and consulting services and information dissemination;

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## **Standard of Business Tourism Area**

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The standard of business tourism area is regulated under the Minister of Tourism and Creative Economy Number 17 of 2014 on Standard



of Business Tourism Area (“MR No 17/2014”). Standard of business tourism area is a formulation of qualification of business tourism area and/or qualification of business tourism area which includes aspect of product, services, and management of Business Tourism Area. Business tourism area is a development and/or management of area to fulfill the needs of tourism.

### **Certificate and Certification of Business Tourism Area**

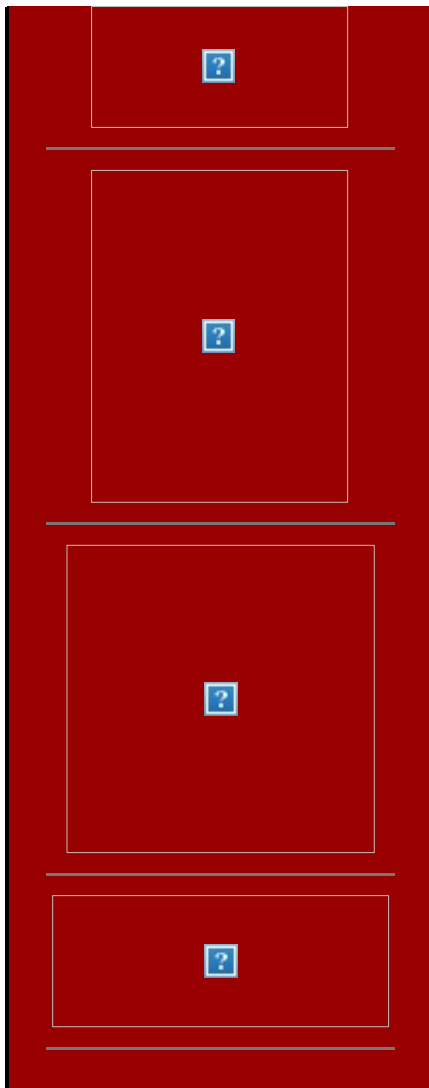
Every business tourism area must have the certificate of business tourism area and certification of business tourism area. The certification of business tourism area is conducted according to the standard of business tourism area that is set forth in the annex of MR No. 17/2014, which covers aspect of product, services and management. For the needs of certification and issuance of certificate of business tourism area, the Institute of Tourism shall assess:

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