

November 2012

Leks Newsletter November 2012



The Firm

Leks&Co is a multi services law firm, filled by young, energetic, creative lawyers, providing premium legal services with competitive price, quality management and delivering our services based on definite core values.

Leks&Co currently manages five blogs. Leks&Co is also active in social media through Facebook, Twitter, LinkedIn. Leks&Co actively writes law articles for the benefit of its clients and the community through its websites and other channels.

Leks&Co is appointed as recommended firm by Global Law Experts and Corporate INTL. Our Managing Partner, Eddy Leks, is also appointed as recommended attorney by Global Law Experts in the field of real estate law in Indonesia

Dear {FIRST_NAME},

This is the Leks Newsletter of November 2012. On this issue, you will see legal update and our blogs update. We hope that our newsletter is useful for you.

Leks News

Leks&Co Becomes a Member of Eurojuris International



**EUROJURIS
INTERNATIONAL**

We gladly announce that as of November 2012, Leks&Co becomes a member of Eurojuris International. Eurojuris International is the leading network of independent law firms in Europe, with members based in 650 different cities/locations in about 50 countries, not only in Europe but worldwide. Eurojuris International represents about 600 law firms and 5,000 lawyers. The Eurojuris International's headquarters were first awarded ISO 9001 certification in 2005 and have retained this qualification ever since. We hope that by becoming member of this leading international network, we can serve our clients better, particularly if our clients require services outside Indonesian jurisdiction. Please

Recommended by
Legal 500



ISO 9001:2008



Leks&Co is certified of
ISO 9001:2008 on Quality
Management

Award



visit www.eurojuris.net to find more information about the international network.

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Leks&Co's Sponsor on Moot Court



Leks&Co has sponsored the Faculty of Law of University of Atmajaya Jakarta on the moot court event at Yogyakarta, 9 – 12 November 2012.

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Leks Blog Update

Change of Claim

Herzeine Inlandsch Reglement ("HIR") and Reglement Buiten Govesten ("RBg") do not regulate the provisions of changing of claim. The legal



basis for changing of claim is regulated under Article 127 Reglement op de Rechtsvordering ("Rv").

There are some provisions on the period of time to propose a changing of claim, as follows:

Until main dispute is decided This period of time is affirmed under the provision of Article 127 of Rv. Article 127 of Rv regulates that the plaintiff has the right to change or reduce

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Recommendations



the claim until the main dispute is decided. This period of time is considered giving the plaintiffs too much right and is considered as an abuse against the defendant.

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Certificate of Good-Use



Exception, in Civil Procedural Law context, has the meaning as an objection. Exception can also be defined as a defense (plea) proposed by the defendant against the plaintiff's claim. However, the objection which is proposed in the form of exception is aimed on the formality requirement of a claim and is not aimed and does not offend the main dispute (verweer ten principale). One of the exceptions in the civil procedural law context is an exception regarding the competence to judge. Exception of competence to judge can be proposed if the court is not competent to examine the related case. Exception of competence to judge is divided into:

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