

ABSTRACT

Trade Secrets are classified in Intellectual Property Rights. It constitutes an intangible thing that can be used as collateral. This condition is based on the economic value of Trade Secrets and its private rights which can be devolved. Institutional guarantee which is used for encumbered Trade Secrets are Fiduciary. But, it is even possible to take Trade Secrets as collateral, some problems arise when using it as collateral. One of the problems is how to prove the property rights of Trade Secrets. Several alternatives can be used as solutions for these problems, in order to obtain a legal certainty when using a Trade Secret as collateral.

Keywords : Trade Secret, problems of Trade Secret as collateral, automatic protection.

