ABSTRACT

CORPORATE DISSOLUTION AS THE ALTERNATIVE OF CRIMINAL PURSUIT IN CURRUPTION

The reality that corporations can do the corruption has been approved when The Laws No. 31 1999 about Eradication of Corruption was legally enforced and binding from August 16th 1999. As the legal subject that should be treated equally with the other legal subject, the form of Corporation as fiction entity causes corporation may not be punished by death penalty, imprisonment or confinement, just like human. The Laws No. 31 1999 about Eradication of Corruption can only assigned the revocation of temporary business licenses as the heaviest penalty that may be imposed on corporations. Even though, several Laws have applied the kind of penalty that equivalent with death, which is the dissolution of the corporation itself. Dissolution substantially is the action which aims to eliminate or remove the corporate existence, and has been mandated by The Laws to be accompanied by liquidation as legal protection form for third parties who have the right to assets of corporation.

Keywords: corruption, dissolution, liquidation.