

ABSTRACTION

A land dispute conflict between administration authority fellow, TVRI of East Java and Surabaya Government has background of Ijin Pemakaian Tanah (IPT) retribution arrear to Surabaya government which in amount, more or less, was Rp 2.296.404.189,64. The amount is stated in the report of BPK audit result on local permanent assets (especially for land and building) in 2006 of Surabaya Government. Well the wide of area that was dispute was more or less is 37.127 m². In the report, besides explaining the IPT TVRI retribution arrear in detail BPK, also recommending Surabaya Mayor in order to command the head of BPTB to dun the arrear the government in its development, soon they realized the BPK recommendation by doing some lettering with TVRI and doing some meeting that was done between both of two parties until involving the third party as the mediator. However, the chain of this effort that was done by the Government did not get anything until, finally, it made Surabaya Government revoked the IPT TVRI and commanded TVRI to empty the area that TVRI has been stood. The Government, in one moment, through the Mayor said to press that since the TVRI case had come was up, there had some investors interested in that area. Then, the Mayor's statement was interpreted by the TVRI as the indication of transferring area to the investors. The situation that made TVRI being squeezed, it made TVRI party took the law way, in order to the existence of TVRI in that area could be held. Through their attorney Law Firm Reksowibowo & Partners, on April 2, 2007 they institute a civil suit to the Government of Surabaya as the accused I and BPN as the accused II in PN Surabaya. Its content is, first, the Government action that picked up IPT is an illegal action, because when the Government took IPT in 1979 until 1998 they had had not any certificate from BPN as the evidence that they dominated that area. Second, in the submission appealing of HPL certificate that was done by the Government to the BPN, there was law deformation that made the certificate must be cancelled. Therefore, BPN is got involved in this issue. It caused by TVRI judged that BPN had been careless in the publishing of Government HPL certificate, because in that appealing there was an indication of law deformation. In the developing of the session, the civil suit TVRI, finally, on March 31, 2007 the court of justice read the result of PN Surabaya. Its content is, first, TVRI's appealing in order to HPL Government certificate is cancelled and pushed away. Second, the Government is prohibited to take retribution to TVRI. Third, the land that is disputed, as status quo until it has a permanent statue. Toward the result of PN Surabaya decision, TVRI instituted appealing.

Keywords: Conflict, Land Dispute, Civil Administration Authority, TVRI of East Java, and Surabaya Government.